

1983 JANUARY 04

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C. on Tuesday, 1983 January 04 at 19:00 h.

PRESENT: Mayor W.A. Lewarne (In the Chair)
Alderman D.P. Drummond
Alderman A.H. Emmott
Alderman D.A. Lawson
Alderman E. Nikolai
Alderman V.V. Stusiak

ABSENT: Alderman D.N. Brown
Alderman T.W. Constable
Alderman G.H.F. McLean

STAFF: Mr. M.J. Shelley, Municipal Manager
Mr. J.E. Fleming, Director Administrative and Community Services
Mr. W.M. Ross, Deputy Director Engineering
Mr. A.L. Parr, Director Planning and Building Inspection
Mr. J.G. Plesha, Administrative Assistant to Manager
Mr. James Hudson, Municipal Clerk
Mr. C.A. Turpin, Deputy Municipal Clerk

P U B L I C H E A R I N G

"Burnaby Highway Exchange Bylaw No. 4, 1982" - Bylaw No. 8015.

A Bylaw to dispose of a certain portion of highway in exchange for other land - portion of road in District Lot 59, Group 1, New Westminster District, shown on Plan 3050, containing 60.7m² (2907 Phillips Avenue) in exchange for a portion of Lot 4, Block 5, District Lot 59, Group 1, Plan 12321, New Westminster District, containing 25.4m² (northeast corner of 2907 Phillips Avenue).

There were no submissions received in connection with "Burnaby Highway Exchange Bylaw No. 4, 1982", Bylaw No. 8015.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN NIKOLAI:

"THAT this Public Hearing be now terminated."

CARRIED UNANIMOUSLY

M I N U T E S

- (a) The minutes of the regular Council Meeting and Caucus Meeting "In Camera" held on 1982 December 13 came forward for adoption.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN DRUMMOND:

"THAT the minutes of the regular Council Meeting and Caucus Meeting 'In Camera' held on 1982 December 13 be now adopted."

CARRIED UNANIMOUSLY

- (b) The minutes of the Public Hearing (Zoning) held on 1982 December 14 came forward for adoption.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN DRUMMOND:

"THAT the minutes of the Public Hearing (Zoning) held on 1982 December 14 be now adopted."

CARRIED UNANIMOUSLY

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B Y L A W S

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

"THAT

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 74, 1982' #8016

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 75, 1982' #8018

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN NIKOLAI:

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

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

"THAT

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 74, 1982' #8016

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 75, 1982' #8018

be now read a first time."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN NIKOLAI:

"THAT Item 10 of the Acting Municipal Manager's Report No. 1, 1983 January 04, be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection advising that prior to expending the Municipal Incentive Grant Funds it is necessary to receive approval from the Minister of Municipal Affairs of a bylaw appropriating the \$124,000 from the Municipal Reserve Account. In order to avoid possible delay due to the procedures associated with adoption of the bylaw, the Treasurer recommends advancing \$124,000 from contingency until such time as the bylaw to appropriate the funds is adopted.

The Acting Municipal Manager recommended:

- (1) THAT Council authorize the use of \$124,000 of municipal contingency funds to interim finance the Housing Data Base Program until such time as the bylaw to appropriate funds is adopted.

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MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN NIKOLAI:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

"THAT

'Burnaby Gas Bylaw 1978, Amendment Bylaw No. 2, 1982' #8017

'Burnaby Capital Works, Machinery and Equipment
Reserve Fund Bylaw No. 1, 1983' #8021

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN NIKOLAI:

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

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

"THAT

'Burnaby Gas Bylaw 1978, Amendment Bylaw No. 2, 1982' #8017

'Burnaby Capital Works, Machinery and Equipment
Reserve Fund Bylaw No. 1, 1983' #8021

be now read three times."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

"THAT

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 65, 1982' #7992

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 66, 1982' #7998

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 67, 1982' #7999

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 68, 1982' #8000

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 69, 1982' #8001

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 70, 1982' #8002

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| 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 71, 1982' | #8003 |
| 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 72, 1982' | #8004 |
| 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 73, 1982' | #8005 |

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

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

CARRIED

OPPOSED: ALDERMAN DRUMMOND TO BYLAWS
#7992, #7999 AND #8004

The Council reconvened.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

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

CARRIED

OPPOSED: ALDERMAN DRUMMOND TO BYLAWS
#7992, #7999 AND #8004

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

"THAT

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|---|-------|
| 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 65, 1982' | #7992 |
| 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 66, 1982' | #7998 |
| 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 67, 1982' | #7999 |
| 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 68, 1982' | #8000 |
| 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 69, 1982' | #8001 |
| 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 70, 1982' | #8002 |
| 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 71, 1982' | #8003 |
| 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 72, 1982' | #8004 |
| 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 73, 1982' | #8005 |

be now read a second time."

CARRIED

OPPOSED: ALDERMAN DRUMMOND TO BYLAWS
#7992, #7999 AND #8004

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

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

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| 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 130, 1981' | #7802 |
| 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 54, 1982' | #7958 |
| 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 57, 1982' | #7961" |

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

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

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

"THAT

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|--|-------|
| 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 130, 1981' | #7802 |
| 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 54, 1982' | #7958 |
| 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 57, 1982' | #7961 |

be now read a third time."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

"THAT

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| 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 46, 1982' | #7945 |
| 'Burnaby Sewer Charge Bylaw 1961, Amendment Bylaw 1982' | #7994 |
| 'Burnaby Unexpended Borrowed Money Bylaw 1982' | #7996 |
| 'Burnaby Highway Exchange Bylaw No. 4, 1982' | #8015 |

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

CARRIED UNANIMOUSLY

CORRESPONDENCE AND PETITIONS

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

"THAT all of the following listed items of correspondence be received and those items of the Municipal Manager's Report No. 01, 1983 January 04, which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

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Alderman Drummond rose on a point of order and advised that an item of correspondence addressed to the Mayor and Council dated 1982 December 16 received from Mrs. Lillian E. Mann, 9637 Cameron Street, Burnaby, B.C., should have been placed on the agenda for tonight's Council Meeting. The letter was written in response to a statement contained in His Worship, Mayor Lewarne's Inaugural Address of 1982 December 06 in reference to property previously owned by Mrs. Mann at 9637 Cameron Street.

His Worship, Mayor Lewarne, advised Alderman Drummond that it was his decision not to include the subject item of correspondence in the agenda for tonight's meeting.

- (a) H.E. Heim
Re: Changes to be made to Broadway

A letter dated 1982 December 07 was received written in response to a letter the writer received from the Engineering Department regarding proposed changes to Broadway. The writer stated that he sincerely hoped that Council had given the changes sufficient thought and are willing to accept the responsibility of a very hazardous situation should work go ahead as presently planned.

Item 14, Acting Municipal Manager's Report No. 01, 1983 January 04, pertaining to this subject was brought forward for consideration at this time.

The Acting Municipal Manager submitted a report from the Director Engineering summarizing the background of how the portion of Broadway between Kingsway and Sperling Avenue became part of the B.N.R. separation project.

The Acting Municipal Manager recommended:

- (1) THAT this report be received for information purposes.
- (2) THAT a copy of this report be forwarded to Mr. H.E. Heim, 6675 Broadway, Burnaby, B.C., V5B 2Y6.

MOVED BY ALDERMAN EMMOTT
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

- (b) A.D. Turner, Re: Verbal presentation on Advanced Light Rapid Transit to Council 1982 November 29

A letter dated 1982 December 08 was received attaching material in reference to the writer's appearance before Council as a delegation on 1982 November 29 concerning the subject of A.L.R.T. for the Lower Mainland.

- (c) Mrs. M.B. Postle, Re: Satisfaction with Burnaby Detachment, Royal Canadian Mounted Police

An undated letter was received advising of the writer's satisfaction with the services provided by the Burnaby Detachment of the Royal Canadian Mounted Police and, in addition, expressed concerns over any reductions to the staff of this police force.

- (d) British Columbia Heart Foundation, Provincial Director,
Re: Request permission for residential door-to-door campaign - Monday, 1983 February 14 to Sunday, 1983 February 27

A letter dated 1982 December 15 was received requesting permission to conduct a residential door-to-door campaign in order to raise funds for the Heart Research, Public Information and Professional Educations Programs of the British Columbia Heart Foundation. The door-to-door campaign is proposed to be held from Monday, 1983 February 14 through to Sunday, 1983 February 27.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN NIKOLAI:

"THAT Council approve the request of the British Columbia Heart Foundation to hold a residential door-to-door campaign from Monday, 1983 February 14 through to Sunday, 1983 February 27 in order to raise the necessary moneys for Heart Research, Public Information and Professional Education Programs."

CARRIED UNANIMOUSLY

- (e) Province of British Columbia, Ministry of Finance, Minister, Re: Courts of Revision

A letter dated 1982 December 14 was received from the Minister of Finance advising of measures which the Ministry of Finance has taken to assist with efficient operation of the 1983 Property Tax Courts of Revision.

- (f) Province of British Columbia, Ministry of Municipal Affairs, Minister, Re: Final installment 1982 Unconditional Grant

A letter dated 1982 December 15 was received enclosing a Province of British Columbia cheque in the amount of \$636,512.00, representing payment to the municipality of the final installment of the 1982 unconditional grant pursuant to Part VIII of the Revenue Sharing Act regulations.

- (g) Mrs. Kathleen McBurnie, Re: Heavy traffic at intersection of Pandora Street and Duthie Avenue

A letter dated 1982 December 18 was received expressing the writer's concerns over the lack of enforcement of parking regulations at the intersection of Pandora Street and Duthie Avenue.

His Worship, Mayor Lewarne, advised Council that the Director Engineering is preparing a report for presentation to the Traffic Safety Committee respecting this item of correspondence.

- (h) Secretary, Local 323, The Internatioal Association of Fire Fighters, Burnaby Fire Fighters Association, Re: 1983 Collective Agreement between Local 323 and The Corporation of Burnaby

A letter dated 1982 December 15 was received from the Burnaby Fire Fighters Association giving notice to the municipality that the Union wishes to open the 1981/82 collective agreement to enable the parties concerned to negotiate the terms that constitute the wages and working conditions of a 1983 collective agreement between Local 323 and The Corporation of the District of Burnaby.

- (i) Secretary to the Standing Committee on Resolutions, Federation of Canadian Municipalities, Re: Request for resolutions to be considered at the 1983 Annual Conference

A letter dated 1982 December 17 was received from the Federation of Canadian Municipalities Standing Committee and the National Board of Directors inviting the submission of appropriate resolutions on subjects of national municipal interest for debate at the 1983 Annual Conference. The Conference will be held in Moncton, New Brunswick from 1983 June 05 to 1983 June 09. All resolutions must be accompanied by some proof of Council's approval and be received by the Federation's Secretariat no later than Friday, 1983 March 04.

His Worship, Mayor Lewarne, advised Council members that he has requested that Alderman D.A. Lawson co-ordinate the preparation and presentation of resolutions that The Corporation of the District of Burnaby may wish to submit to the Federation of Canadian Municipalities Annual Conference.

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The following items of correspondence (j) through (p) were received in opposition to the proposed closure of the Crest Paperback Library.

- (j) Mrs. B.M. Finlayson, 1982 December 07
- (k) G.M. Chambers, 1982 December 09
- (l) Dorene Hanna, 1982 December 07
- (m) Mrs. Pamela M. Fairbank, 1982 December 08
- (n) Mrs. Margaret A. Varga, 1982 December 16
- (o) Mrs. Violet Dragon, 1982 December 15
- (p) Frank and Evelyn James, 1982 December 21

R E P O R T S

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

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

CARRIED UNANIMOUSLY

- (a) Housing Committee
Re: Residential Compaction Review - Progress Report

The Housing Committee submitted a report containing responses from the Planning and Building Inspection Department to points raised by the Housing Committee as part of a progress report on the Residential Compaction Study.

The Housing Committee recommended:

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

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

- (b) Housing Committee
Re: Computer Data Base for the Housing Compaction Study

The Housing Committee submitted a report advising that the proposed data base for the Housing Compaction Study has been analyzed in detail, refined and tested for a pilot area. A program of how each data item should be laid out and structured for entry into the graphics computer has been prepared along with staff requirements, costs and timing for the remainder of the project. This report reviews the work which has been completed and proposes a program to create the data base.

The Housing Committee recommended:

- (1) THAT the Housing Committee approve and recommend to Council the expenditure of \$124,000 to create the graphic computer data base for the housing compaction study utilizing Municipal Incentive Grant Reserve funds.
- (2) THAT the Housing Committee approve and recommend to Council the preparation of a bylaw to appropriate the necessary funds from the Municipal Incentive Grant Reserve account.
- (3) THAT the Housing Committee approve and recommend to Council retaining the services of a co-ordinator/analyst, a programmer, and two Mapping Technicians as outlined in the report.

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MOVED BY ALDERMAN EMMOTT:
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

- (c) Housing Committee
Re: Residential Neighbourhood Environment Study

The Housing Committee submitted a report outlining the progress which has been made on the Residential Neighbourhood Environment Study. The report focuses on the issue of residential compaction (the increasing of housing densities or opportunities) in Burnaby's lower density neighbourhoods. This report provides an overview of the basic strategy for compaction being considered by the Planning and Building Inspection Department.

The Housing Committee recommended:

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

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

- (d) Exempt Staff Committee of Council
Re: Review of Organization Plan

The Exempt Staff Committee of Council submitted a report advising that one of the implementation steps of the "Management System and Organization Review" project was to review the plan after it had been in operation for one year. This report provides the results of the review that has now taken place.

The Exempt Staff Committee of Council recommends:

- (1) THAT the title of "Treasurer" be changed to read "Director Finance" effective immediately.
- (2) THAT the duties of the Treasurer and Collector as defined under the Municipal Act be carried out by the Director Finance.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN LAWSON:

"THAT the recommendations of the Exempt Staff Committee of Council be adopted."

CARRIED UNANIMOUSLY

- (e) Grants and Publicity Committee
Re: Grant application

The Grants and Publicity Committee submitted a report advising that an application has been received from the Volunteer Co-ordinators of the Burnaby Health Department for financial assistance in the amount of \$1,000 to be used towards the expenses of running bus trip outings for the elderly. The \$1,000 would be used as a start-up fund so that a campaign for further donations from other sources in Burnaby could be conducted in 1983.

The Grants and Publicity Committee recommended:

- (1) THAT Council approve a grant in the amount of \$1,000 in support of the Elderly Citizens' Bus Service Program.

MOVED BY ALDERMAN EMMOTT:
SECONDED BY ALDERMAN DRUMMOND

"THAT the recommendation of the Grants and Publicity Committee be adopted."

CARRIED UNANIMOUSLY

- (f) His Worship, Mayor Lewarne,
Re: Outcome of the recent meeting with the
Minister of Transportation and Highways in Victoria

His Worship, Mayor Lewarne, provided members of Council with a verbal report regarding the meeting that took place between representatives from The Corporation of the District of Burnaby and the Minister of Transportation and Highways in Victoria on 1982 November 30. The following is the substance of the Mayor's report:

"I have a verbal report to make respecting the meeting we had with the Minister of Highways between the Chairman of the Traffic Safety Committee, the alternate to the Chairman of the Transportation Committee, the Municipal Manager and myself. There is an item of correspondence which was addressed to myself from the Minister that provides us with a response to our meeting. The topics that we discussed in Victoria, there were nine of them, were:

1. Parking on Hastings Street - there is a response in the letter that states that the Ministry is in total agreement with the parking ban in the a.m. westbound on the north side of Hastings and that they will be meeting with our staff in that regard. Concerning the easterly flow of traffic in the afternoon, the Ministry will be looking at left turns at various locations without creating a total parking ban. They will also be looking at the signalization of Hastings Street.
2. The waterfront road - we talked about this matter and they were not prepared to take any action at this time.
3. Broadway - we talked about this matter and they were not prepared to take any action at this time.
4. Highway #1, the Freeway - I am sorry to report that there will be no action taken respecting this matter.
5. Traffic signalization Co-ordination - as I mentioned earlier, they will be reviewing the signalization on Hastings Street, but with respect to the signalization on Kingsway, they advised that they had a more pressing problem with respect to the blacktopping of Kingsway as the road is in very poor condition, when this is done they will also be looking into the matter of curbing and rewiring for signalization. With respect to the traffic signalization on the Lougheed Highway, they said that they didn't feel that this had a priority high enough to be concerned about. On the Lougheed Highway at Bell Avenue, they are prepared to look at a left turn holding bay, but not signalization and they will be meeting with our staff to review that.
6. The Kingsway and Edmonds Street intersection - we did discuss this matter and we said that we felt that it was overdesigned. They stated that they would be reviewing this matter.
7. The Burris and Canada Way intersection - it was in last year's budget and was taken out because of a lack of funds. They said that they will review it and see if they can't put it in the 1983 budget.
8. The North Road project - it was not supported from the secondary highway funds last year and we are still working on that. The Manager and I had a discussion today and we will see if we can't work out something on this with the programs that were announced by the Federal Finance Minister and the Provincial Finance Minister when these programs come down. They did indicate that it was for diking and bridging and part of the North Road project is bridging.

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9. The Canada Way and Edmonds intersection - we had correspondence to show that was going forward so we had no problems there.

So it does look like we came out of the meeting with about three or four items of the nine that we discussed."

His Worship, Mayor Lewarne, at this juncture in the meeting, introduced to Council Mr. Jack E. Herrmann, the new Manager of the Burnaby Chamber of Commerce, who will be taking over from the former Manager, Mr. Angus Macdonald, who has served in such a capacity for 21 years.

- (g) The Acting Municipal Manager presented Report No. 01, 1983 January 04, on the matters listed following as Items 01 to 17, either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Proposed land exchange involving lands required for the Riverway Golf Course and municipal lands designated for agricultural use

The Acting Municipal Manager submitted a report from the Municipal Solicitor written in response to a request from Council for a further report from staff regarding the proposed land exchange involving lands required for the Riverway Golf Course and municipal lands designated for agricultural use. Council requested the further report at the Council Meeting held on 1982 November 08, where Council received a report prepared in part by both the Director Recreation and Cultural Services and the Director Planning and Building Inspection and chose not to adopt the recommendations contained therein. The Solicitor advised that due the inability of appraisers to obtain from the market-place conclusive evidence of any market trends, it is still believed that the transaction as proposed to Council is equitable for the municipality.

The Acting Municipal Manager recommended:

- (1) THAT Council authorize the exchange of municipal lands on the south side of Willard Street which are shown on Figure 1 attached to the report for those private lands west of Royal Oak Avenue, which are shown on Figure 2 attached to the report as more particularly described in the report.
- (2) THAT the municipality provide the following services to the municipal lands involved in the exchange and that the cost of these services be charged to Code 70 of the Land Assembly and Development Fund:
 - (a) Construction of a six (6) inch diameter water main on Willard Street from Marine Drive to Stride Avenue and two (2) inch diameter water services and meters.
 - (b) Construction of two driveway accesses across the drainage ditch on the south side of Willard Street.
 - (c) Preparation of the survey plans required to provide two consolidated parcels as shown on Figure 1 attached to the report.
- (3) THAT Council authorize the preparation and introduction of a Road Closing Bylaw as shown on Figure 3 attached to the report.
- (4) THAT Council allow the vendors to continue farming at 8995 Royal Oak Avenue rent free for a period of two years.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN NIKOLAI:

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

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

"THAT this matter be now tabled until a report is received from the Director Engineering respecting the proposed realignment of Byrne Creek."

CARRIED UNANIMOUSLY

2. Gilmore Avenue Right-of-Way

The Acting Municipal Manager submitted a report from the Municipal Solicitor advising that the municipality is the owner of a part 0.133 acre portion of Lot 1, Block "H" of Lot 118, Group 1, Plan 3067, New Westminster District, which was acquired by deed dated 1929 May 22. The land is part of Gilmore Avenue at Dawson Street but has never been formally dedicated as highway. The Land Title Office has requested that this be done and the Director Engineering has no objection. Accordingly, Bylaw No. 8019, being Burnaby Highway Dedication Bylaw 1983, has been prepared to dedicate this land as highway.

The Acting Municipal Manager recommended:

- (1) THAT Council adopt Bylaw No. 8019, being Burnaby Highway Dedication Bylaw 1983.

MOVED BY ALDERMAN EMMOTT:
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

3. Work Order No. 60-14-065

The Acting Municipal Manager submitted a report from the Director Engineering providing details of the municipality's share of median alterations at Boundary Road and Union Street.

Work Order No. 60-14-065

Municipal Share of median alterations
at Boundary Road and Union Street.

Charge: 1982 Capital Budget
Traffic Management

\$4,300

Additional Information: Median work was required to restrict the through movement of traffic through the Boundary Road median in an east/west direction along Vancouver's Adanac Street and Burnaby's Union Street. As this proposal of Vancouver to restrict the opening in the median to northbound Boundary to westbound Adanac traffic only complimented Burnaby's declassification of Union from a collector to a minor residential street we have agreed to cost share in the works. Funds are provided in 1982 Capital Budget.

\$4,300

The Acting Municipal Manager recommended:

- (1) THAT Work Order No. 60-14-065 be approved.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

4. Report of the Railway Transport Committee on:
(a) Railroad Transport of Dangerous Goods in the Greater Vancouver area; and
(b) Operations at specific sites including Trans Mountain Oil Pipe Line Co. Ltd., Westridge Terminal

The Acting Municipal Manager submitted a report from the Director - Fire Services describing the potential danger and what action would be taken in the event of a fire or major incident taking place at the Westridge Terminal of Trans Mountain Oil Pipe Line Company Ltd.

The Acting Municipal Manager recommended:

- (1) THAT Council receive the following report for their information.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

5. Letter from B.C. Society of Model Engineers which appeared on the agenda for the 1982 November 15 Meeting of Council
Proposed Railway Route around Deer Lake

The Acting Municipal Manager submitted a report from the Director Recreation and Cultural Services attaching a report that was received by the Parks and Recreation Commission at its meeting on 1982 December 15 in reference to the request from the B.C. Society of Model Engineers to expand their existing railway at Heritage Village Museum.

The Acting Municipal Manager recommended:

- (1) THAT a copy of this report be sent to Mr. S. Lindsay McDonnell.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN NIKOLAI:

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

CARRIED UNANIMOUSLY

6. Proposed sale of municipal lands by Public Tender
Northeast corner Marine Way and Roseberry Avenue

The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection providing Council with the current market value of municipal land located on the northeast corner of Marine Way and Roseberry Avenue now that firm dates have been established for the completion of the servicing. It is the intention of the Director Planning and Building Inspection to offer these lands for sale by public tender.

The Acting Municipal Manager recommended:

- (1) THAT Council authorize the sale of Lot 29, Plan 64239, D.L. 161, N.W.D. by public tender at an upset price of \$987,711.00 (\$4.247 per square foot).

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED

OPPOSED: MAYOR LEWARNE

7. Fraser River Estuary Management Program

The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection advising that the municipality has been requested to provide comment on the management program which has been proposed to guide the future use of the Fraser River Estuary. This comment will be forwarded to a Federal/Provincial Review Committee which has been established to co-ordinate this process and to recommend an implementation strategy to the Federal and Provincial Environmental Ministers.

The Acting Municipal Manager recommended:

- (1) THAT a copy of this report be forwarded to J.D. Wiebe, Director, Environmental Assessment and Planning, Environment Canada, Room 903, 1001 West Pender Street, Vancouver, B.C., V6E 2M7.
- (2) THAT Council support the continued preparation and refinement of a management system for the Fraser River Estuary to provide a clearly defined process for implementing the basic objective of integrating the needs of a growing population and economy into a managed estuary while respecting its environmental qualities.
- (3) THAT Council advise the Review Committee that the Big Bend Development Plan provides for the effective and comprehensive management of Burnaby lands within the estuary by designating lands for industry, agriculture, public open space and residential use.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN EMMOTT:

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

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN NIKOLAI:

THAT the following be added to the recommendations as recommendation no. 4:

'THAT a copy of this report be forwarded to both the Federal and Provincial Government Ministers who are responsible for this subject matter'."

CARRIED UNANIMOUSLY

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

8. Rezoning Reference #49/80
Canada Way/Laurel Street proposed three
storey, 45 unit apartment building
Sale of Municipal Land

The Acting Municipal Manager submitted a report from the Solicitor concerning the sale of a closed portion of Laurel Street.

The Acting Municipal Manager recommended:

- (1) THAT Parcel A be sold to the developer at the reduced price of \$48,026.25 subject to discontinuance without costs of the Supreme Court action against Burnaby and performance by the developer of all other rezoning requirements.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LAWSON:

"THAT this item be now tabled and referred to the 'In Camera' portion of this Council Meeting."

CARRIED UNANIMOUSLY

9. Discharge of Contaminated Wastewater
to Eagle Creek from the Stormwater Levee
Trans Mountain Pipe Line Company Ltd., Burnaby Tank Farm

The Acting Municipal Manager submitted a report from the Chief Public Health Inspector outlining the events which occurred during a discharge of contaminated wastewater into Eagle Creek from the stormwater levee, by Trans Mountain Pipe Line Company Ltd., Burnaby Tank Farm.

The Acting Municipal Manager recommended:

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

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN LAWSON:

"THAT Council write to Trans Mountain Pipe Line Company Ltd. and ask them to advise the municipality within one month of those measures that they intend to adopt to overcome the likelihood of the situation being repeated and further that the municipal staff prepare a progress report for Council within one month."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN DRUMMOND:

"THAT a letter of strong protest be sent to the Ministry of Environment for the ineffectiveness of that department in preventing the pollution of Eagle Creek and for their refusal to give permission to the Greater Vancouver Regional District to allow the effluent from Trans Mountain Pipe Line Company Ltd. to enter the sewage system with the result that the environmental damage would have been less severe."

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN DRUMMOND:

"THAT the motion as moved by Alderman Lawson and seconded by Alderman Drummond to write a letter of protest to the Ministry of Environment be now tabled."

CARRIED UNANIMOUSLY

10. Computer Data Base for the Housing Compaction Study

This item was dealt with previously in the meeting in conjunction with Item 3.(d) under Bylaws - Bylaw No. 8021.

11. Strata Title Application #4/82
Lot 122, D.L. 34, Plan 46903
3949/51 Gilpin Street

The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection advising that the Planning and Building Inspection Department is in receipt of an application for strata title approval of an existing and occupied two-family dwelling at 3949/51 Gilpin Street. Council approval is required where conversion of previously occupied buildings into strata title is requested, according to the provisions of Section 9 (1) of the Condominium Act.

The Acting Municipal Manager recommended:

1983 January 04

- (1) THAT strata titling of 3949/51 Gilpin Street be approved subject to complete satisfaction of the Guidelines for Conversion of Existing Occupied Two-Family Dwellings into Strata Title Units.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN EMMOTT:

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

CARRIED UNANIMOUSLY

12. Work Order No. 60-70-092

The Acting Municipal Manager submitted a report from the Director Engineering advising of the costs to construct vehicle crossings to lots recently sold by the municipality.

Work Order No. 60-70-092

Construct vehicle crossings to lots recently sold by the municipality.

Lots 312 - 320 Wynbrook Place

Lots 295 - 319 Pinehurst Drive

Lots 297 - 302 Glen Abbey Drive

Charge: Land Assembly Code 70

\$6,375

Additional Information: It is Corporation policy to provide vehicle crossings to lots sold by the municipality because they would otherwise not be fully serviced lots; it is not possible to pre-determine final crossing locations until the new owner has decided upon his choice of house plan. The work would be performed when building permits are issued for the properties. Funds are provided in the 1982 Capital Budget.

\$6,375

The Acting Municipal Manager recommended:

- (1) THAT Work Order No. 60-70-092 be approved.

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

13. 1983 Facility Fees Bylaw

The Acting Municipal Manager submitted a report from the Director Recreation and Cultural Services advising that the Parks and Recreation Commission approved, at its meeting of 1982 December 03, the 1983 Facility and Program Fees. Attached to this report for Council's approval are the Commission's recommendations for the 1983 Facility User Fees.

The Acting Municipal Manager recommended:

- (1) THAT Council approve the 1983 Facility Fees as contained in Schedules A, B, C, D, E, F.
- (2) THAT Council instruct the Solicitor to prepare a 1983 Facility Fees Bylaw.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN NIKOLAI:

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

CARRIED UNANIMOUSLY

14. Letter from Helmut E. Heim
6675 Broadway, Burnaby, B.C., V5B 2Y8
B.N.R. Grade Separation - Broadway Road Improvements

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

15. Utilization of municipal lands for
Brunette River Fish Enhancement Program

The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection advising that as part of the Fish Enhancement Program being conducted on the Brunette River Drainage System, Federal Fisheries is requesting permission to construct a fish rearing pond on municipal property.

The Acting Municipal Manager recommended:

- (1) THAT Council authorize the construction of a fish rearing pond on municipal lands described as Lot 19, District Lot 13, Plan 3046 (7252 Denver Avenue) as more particularly described in the report.
- (2) THAT a copy of this report be forwarded to Bryan Allen, Salmonid Enhancement Program, Community Advisor, Suite 309 - 549 Columbia Street, New Westminster, B.C., V3C 1B3.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN NIKOLAI:

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

CARRIED UNANIMOUSLY

16. Residential Neighbourhood Environment Study

The Acting Municipal Manager submitted a report from the Director Planning and Building Inspection respecting the Residential Neighbourhood Environment Study.

The Acting Municipal Manager recommended:

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

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN NIKOLAI:

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

CARRIED UNANIMOUSLY

17. Animal Control - SPCA Contract - 1983

The Acting Municipal Manager submitted a report from the Treasurer reviewing the services that will be provided and the costs for the SPCA to act as the Corporation's pound keeper in 1983. Services are unchanged from the 1982 level; costs are essentially at the 1982 level - increased by .007 percent.

The Acting Municipal Manager recommended:

1983 January 04

- (1) THAT the contract with the SPCA be renewed for the period of 1983 January 01 to 1983 December 31 at a basic cost of \$196,463, plus evening patrols for the months of May to August as a cost of \$6,095, plus park patrols during the months of May to August at a cost of \$8,376, plus 25 percent commission on the total licence fees collected by them.
- (2) THAT monthly payments be made to the SPCA at the rate of 1/12 of the annual amount of the basic contract, plus commission on the sale of licences, plus 1/4 of the costs of evening patrols and park patrols for the months of May to August.
- (3) THAT all other terms and conditions of the 1982 contract be included in the 1983 contract.

MOVED BY ALDERMAN NIKOLAI:
SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN LAWSON:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

E N Q U I R I E S

ALDERMAN NIKOLAI:

Alderman Nikolai enquired as to the date when the 1983 Trade Licence notices were mailed out. Alderman Nikolai received his notice today and noted that the due date on the notice is also today's date. Alderman Nikolai enquired as to whether or not there was a penalty if payment was not received by the due date. He felt that there should be a longer period of grace between the date of mailing the notices and the date upon which the payment is due.

In response to Alderman Nikolai's enquiry, the Municipal Manager advised that he would look into this matter and notify Alderman Nikolai of his findings.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN DRUMMOND:

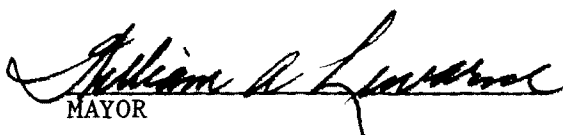
"THAT this regular Council Meeting do now adjourn."

CARRIED UNANIMOUSLY

The regular Council Meeting adjourned at 21:08 h.

Confirmed:

Certified Correct:


MAYOR


DEPUTY MUNICIPAL CLERK