

**MINUTES OF ADJOURNED REGULAR MEETING OF CITY COUNCIL HELD
WITHIN THE COUNCIL CHAMBER ON THURSDAY THE 25TH DAY OF MAY
1911 AT 8 O'CLOCK P.M.**

Present: Alderman McRae, Chairman elect
Alderman Henderson
Alderman Dick
Alderman Smith
Alderman Biss
Alderman Kittson

The following letter was read from Solicitor Reid relative to the right of the holder of an agreement for sale of real estate to vote and to be on the Assessment Roll, and to the power of the Council to make alterations in the 1911 Assessment Roll and in regard to the compilation of the 1912 Assessment Roll.

Thomas Shepherd,
City Clerk,
North Vancouver, BC

Dear Sir:

I have seen the letter of the Deputy Attorney General relative to the right of the holder of an Agreement for Sale of Real Estate to vote and to be on the assessment roll. He is quite right in saying that the holder of an agreement for Sale has no right to vote as such. To entitle a man to vote he must be the registered owner of real estate. If the holder of an Agreement for Sale of real estate has his agreement registered in the Land Registry Office he then becomes the registered owner of real estate and is entitled to be put on the Assessment Roll and to vote. In such a case in view of the decision of the Full Court of British Columbia in the case of Peck and the Sun Life, both the Vendor, whole title is registered, and the purchase, whose agreement is registered, should be assessed for the land owned by them, and placed on the Voters List, if their interests are sufficient under the statute.

I understand that the Roll of 1911 has been made and passed by the Court of Revision. If this is so, the Council has no power to vary it save and except under the provision of subsection "a" and "b" of Section 136; "a" referring to cases where the real property has changed ownership after the day of the revision of the Assessment Roll and "b" where there is a manifest error or mis-statement in the name of the person assessed. His description or business and the particulars of the real estate. When I say owner I mean ownership by registration in the Land Registry Office, because under the provisions of the Land Registry Act as now in force, now ownership in any real estate passes until the registration of the document, making the transfer, in the Land registry Office.

In making up the Roll for 1912 the names of persons registered for land in the Land Registry Office alone, should be assessed as owners, whether these are owners by a conveyance in fee or by the registration of a properly executed Agreement for Sale of land and where both the Vendor and Purchaser under an Agreement are registered for land both of them should be placed on the Assessment Roll. The necessary searches should be made in the Land Registry Office and any necessary changes between the time of search and the Court of Revision can be rectified at the Court of Revision. After the Court of Revision you have no power to interfere with the roll save as above stated.

Yours truly,
R.L. Reid

In view of this opinion Alderman Dick moved that the Collector be instructed to collect taxes from the persons names in the 1911 Assessment Roll as provided for by Statute. The motion was seconded by Alderman Henderson and passed unanimously.

Alderman Dick further moved that the question of securing the names of Registered Owners from the books and records of the Land Registry Office be referred to the Finance Committee to take up with the District Registrar of Titles and report to the Council as to cost. The motion was seconded by Alderman Henderson and agreed to.

W. McNeill, Vice-President of the V.W.&Y. Ry. Co. forwarded for the information of the Council copy of the following letter addressed by the Clerk of the City Council, Vancouver, with copy of a letter addressed to the Hon. Minister of Railways by himself on behalf of the V.W.& Y. and Alderman Campbell for the City of Vancouver in connection with the bridge subsidy and the construction of the bridge.

To the Clerk of the City Council of Vancouver.
Vancouver, B.C.

Dear Sir:

In connection with the recent negotiations in Ottawa for a fee rail subsidy for the construction of a bridge across the Second Narrows of Burrard Inlet, permit me to hand you herewith for the information of your honorable Council, copy of a letter addressed to the Hon. Minister of Railways signed by myself on behalf of the V.W.& Y Railway Company and by Alderman Campbell for the City of Vancouver in connection with this bridge subsidy and with the construction of the bridge.

There seems to be so much mis-representation in the newspapers regarding this matter that I would esteem it a favor if a joint meeting of the

Municipalities interested in the construction of this bridge could be called in the near future to meet me, in order that I may make a definite presentation of the case with a view to having early construction of the bridge and approaches started.

I am sending a copy of this letter and its enclosure to the Municipality of North Vancouver, and if there are other municipalities interested I would be very glad to meet them at the meeting I have proposed.

I have the honor to be
Your obedient servant
Vice-President.

Hon. George P. Graham,
Minister of Railways
Ottawa, Ontario

Dear Sirs:

In accordance with the conversation which we had with you this afternoon, and with the Hon. Mr. Templeman and Mr. Ralph Smith, M.P., relative to a federal subsidy to aid construction of a railway and traffic bridge across Burrard Inlet at Second Narrows, we agree on behalf of our representative companies, but subject to ratification by them, to the following conditions.

To Vancouver, Westminster & Yukon Railway Company is to receive whatever amount the Federal Government grants as a subsidy towards the construction of this bridge, and is to transfer same in full to the Burrard Inlet Tunnel & Bridge Company.

The V.W. & Y. Ry. Co. agrees that the Burrard Inlet Tunnel and Bridge Company may occupy the approved site of the V.W. & Y. Ry. Company's proposed bridge to build a combination railway and traffic bridge thereon.

The V.W.&Y Ry. Co. will build the approaches thereto and in consideration thereof will receive stock to the value of such approaches in the Burrard Inlet Tunnel & Bridge Co. and have representation on the Board of Directors of the Burrard Inlet Tunnel & Bridge Co.

These conditions to form the basis of an agreement between the V.W.&Y Ry. Co. and the Burrard Inlet Tunnel & Bridge Co. and a copy of said agreement when executed is to be forwarded to the Hon. the Minister of Railways at Ottawa.

Should disputes or differences arise regarding this agreement the Hon. the Minister of Railways is to be sole arbitrator to whom these differences or

disputes shall be referred and his decision shall be final and binding on all parties without appeal.

For Vancouver Westminster & Yukon Railway.

Signed: W. McNeill, Vice-President

For Burrard Inlet Tunnel & Bridge Co.

Signed:

For The City of North Vancouver

Signed: J.B. Campbell

Witness: Signed: Ralph Smith

Alderman Dick moved that a copy of the correspondence be forwarded to the Burrard Inlet Tunnel & Bridge Co. and the Company asked to furnish the Council before Monday evening with full detail information as to the result of negotiations had by them or their representative with the Minister of Railways and the V.W.&Y. so that the Council may be able to deal intelligently with the communication received from the V.W.&Y. Co., and that the Council favor an early conference of the Municipalities interested. The motion was seconded by Alderman Henderson and unanimously agreed to.

A draft of an agreement received from James P. Fell with reference to the grading of Fell Avenue and extending the slopes of the embankment over certain property beyond the western and eastern boundaries which he undertook to reserve from sale or to sell conditionally was referred to the City Solicitor and City Engineer for report.

Signed: Wm. McNeish, Mayor