

MINUTES of a Special Meeting of the Acting Commissioner exercising the powers of a Council, held in the Council Chamber, City Hall, on Thursday, August 12th at 9:15 A. M.

PRESENT:

G. H. Morden, Acting Commissioner.

1. RESOLVED that Miss L. W. McCready be appointed Acting City Clerk in the absence of Mr. D. G. Tate, City Clerk.
2. Letter was read from W. D. McFarland & Company on behalf of the Burrard Drydock Co. Ltd., requesting permission to lease Lots 26, 27, 28, 29 and 30 in Block 167, D.L. 274 for storage purposes. Resolved that the Burrard Drydock Co. Ltd. be granted permission through W. D. McFarland & Company to lease the above property until 31st December 1944, provided the Company pays the City the annual taxes on the above lots at mill rate fixed each year.
3. Miss Lindemere, School Nurse at the North Vancouver Health Unit resigned.
4. Resolved that Miss G. Jones be appointed to fill the vacancy caused by the resignation of Miss Lindemere, at a salary of \$1320.00 per annum, plus cost-of-living bonus, effective September 1st 1943.
5. Re letters from the Burrard Drydock Co. Ltd. and the North Van Ship Repairs Ltd. complaining about sprinkling regulations being inadequate for men working certain shifts in the shipyards. The Superintendent of Works reported having arranged that men working in the yards during regular sprinkling hours be permitted to sprinkle between the hours of 8:00 and 10:00 A.M. Resolved that the above recommendation be adopted.

BY-LAWS:

6. Resolved that the "Barber Shop Repeal By-law 1943" be introduced and given three readings. Whereupon the By-law was read a first time. Resolved that the "Barber Shop Repeal By-law 1943" be read a second time. Whereupon the By-law was read a second time. Resolved that "Barber Shop Repeal By-law 1943" be read a third time. Whereupon the By-law was read a third time and passed by the Acting Commissioner subject to reconsideration. Resolved that the "Barber Shops Early Closing By-law" be introduced and given three readings. Whereupon the By-law was read a first time. Resolved that "Barber Shops Early Closing By-law" be read a second time. Whereupon the By-law was read a second time. Resolved that "Barber Shops Early Closing By-law" be read a third time. Whereupon the By-law was read a third time and passed by the Acting Commissioner subject to reconsideration. Resolved that "A By-law regulating the use of streets in the City of North Vancouver" be read and reconsidered. Whereupon the By-law was read and reconsidered and authorized to be signed by the Acting Commissioner and the Acting City Clerk and sealed with the Corporate Seal. The Meeting adjourned at 9:40 A. M.

W. J. J.

G. H. Morden
Acting Commissioner

MINUTES OF MEETING OF THE ACTING COMMISSIONER
EXERCISING THE POWERS OF A COUNCIL, HELD IN
THE CITY COUNCIL CHAMBER ON THURSDAY, AUGUST
19th, 1943, at 3 p.m.

Present: G. H. Morden, Acting Commissioner.

The Acting Commissioner called the meeting to order.

Minutes of meeting of the Acting Commissioner exercising the powers of a Council, held July 15th, 1943, were read and adopted.

Minutes of special meeting held by the Acting Commissioner exercising the powers of a council on 22nd July 1943, were read and adopted.

Minutes of special meeting held by the Acting Commissioner exercising the powers of a council, on the 29th of July 1943, were read and adopted.

Minutes of special meeting of the Acting Commissioner, exercising the powers of a council on August 12th were read and adopted.

CORRESPONDENCE:

A letter was read from Mrs. R. Sutherland applying to re-lease from the City four lots at 382 East 4th Street formerly occupied by her. The Acting Clerk reported that Mrs. Sutherland had advised her that the man who objected to her keeping horses on this property had moved away and the other residents were in favour of her coming back.

Report from the Building and Sanitary Inspector was read stating that he had interviewed the residents near the property referred to regarding the return of Mrs. Sutherland with her horses and he stated that one neighbour definitely objected although the two residents immediately opposite had no objection. He further stated that on July 9th, 1942, the Medical Health Officer had condemned the property used as stables.

Resolved that in view of the Health Officer having condemned the stable on this property in 1942 that the request of Mrs. Sutherland be not granted.

a. Letter was received from the Vancouver News Herald Ltd., applying for permission to erect a carrier's sub-station on Lot N $\frac{1}{2}$ 11, Block 30, District Lot 548-9.

Resolved that the above permission be granted at a rental of \$25.00 per annum payable half yearly, the building to be erected subject to the approval of the Building Inspector.

b. Letter was received from the Burrard DryDock Company Ltd., stating that owing to unforeseen circumstances they are unable to use Lots 26, 27, 28, 29, and 30, in Block 167, District Lot 274, which were granted to them and requesting that same be cancelled.

Resolved that the above arrangement be cancelled as requested.

c. Received from the Deputy Clerk of the Executive Council certified copies of Orders in Council approving the following bylaws:

No. 1636, "Street Intersection Traffic Regulation Bylaw".

No. 1634, "Sawdust Delivery Bylaw."

No. 1633, "The City of North Vancouver Tax Lands Sale Bylaw 1943, No. 4".

Filed.

1. Letter from the Secretary of the North Vancouver Public Library Association was read expressing appreciation for the grant of \$240.00 which has enabled the Library to keep open.

Filed.

2. Letter from the Canadian Pacific Railway Company Claims Department was read, stating that Mrs. A. J. Marling of West Vancouver had been injured when struck and knocked down by the gate on the north side of the crossing as it was being lowered.

Resolved that the Insurance Company be notified and the letter filed.

3. Received notice from the National Selective Service, Vancouver, stating that Walter Wood, a civic employee, has been directed to accept work as a machinist's helper at Burrard Drydock, North Vancouver, and upon termination of the work offered he intends to apply for reinstatement in the City in accordance with "Reinstatement in Civil Employment Act."

Filed.

4. Letter was read from E. H. Bridgman, Deputy Minister of Municipal Affairs enclosing copy of a report from B.C. Bracewell, Supervisor of Municipalities regarding the cancellation of debentures of the City of North Vancouver and the North Vancouver City Ferries Limited, held for Sinking Fund Investment.

Filed.

5. Letter was read from E. W. Arnott, Transportation Manager of the B. C. Electric Railway Company, enclosing proposed agreement between the City and District of North Vancouver and the B. C. Electric Railway Company Limited, dealing with the abandoning of the MacKay Creek Bridge, and part of Capilano Street Car Line, and the substitution of busses, and requesting to be advised if same is acceptable to the Commissioner.

The Commissioner reported that this agreement had been submitted to the Solicitor and certain alterations were made.

Resolved that a copy of the agreement as altered be sent to the B. C. Electric Railway Company.

6. Received from the Deputy Clerk, Executive Council, certified copy of Order in Council approving Bylaw No. 1637 "A Bylaw Regulating the Use of Streets in the City of North Vancouver."

Filed.

DUE ACCOUNTS:

7. The following warrants submitted by the Treasurer, were approved and ordered paid:

Finance	8,491.13-
Board of Works	7,778.02-
Water Works	2,161.99-
Parks	1,317.20-
Health	1,364.47-
Fire and Light	1,967.19-
Police	401.50-
Relief	2,744.64-
Schools	2,369.55-
Ferries	20,682.72-
Authorization	578.33-
Fire & Light	2,628.00-

REPORTS:

1. The Fire Chief's Report for the month of July was read and ordered filed.
2. The Building Inspector's report for the month of July was read and ordered filed.
3. The Police Report for the month of June was received and filed.
4. The report of Ferry Receipts for the month of July 1943 was read and ordered filed.

MOTIONS:

5. Resolved that Joe Hanlon be, and he is hereby appointed, Swamper for the City of North Vancouver Health Department as from August 9th, 1943, at a salary of \$120.00 per month, plus single cost of living bonus, to take the place of H. G. Bishop, who left at the end of July.
6. Resolved that D. A. Peers be, and he is hereby appointed, Acting Approving Officer for the City of North Vancouver in place of Mr. D. G. Tate, on vacation.
7. Resolved that the City Treasurer be instructed to issue a cheque in the amount of Ten Thousand Dollars (\$10,000.00) to the Board of Debt Retirement Fund Trustees under Section 19 of the "City of North Vancouver Debt Refunding Act."

NEW BUSINESS:

8. The Commissioner made the following statement: "At the first meeting I made certain remarks as to the procedure indicated in my opinion, under Clause 507, of the Municipal Act re appointment of a Commissioner. Since then I asked the City Solicitor to give me his opinion in writing. I have received same and was wrong in part."

Resolved that the Solicitor's opinion be spread on the Minutes:

"In the first place, it is to be observed that the Commissioner is not made the successor in office of the council which is abolished by the enactment that the members of the Council shall be deemed retired from office. In contrast, it is also noted, and this is important, that a Commissioner, by Section 507, is expressly made to be the successor in office of the Board of School Trustees and to be the Board of School Trustees. If it had been intended that a Commissioner should be the successor in office of the members of the council and that he be the council, a provision to that effect would have been made as is made in the case of the School Trustees. He would then be governed by the same procedure as a council. There is no doubt that meetings of a Commissioner as a School Board must be governed by the same procedure as meetings of the School Board, duly elected, because a Commissioner, is by statute, made to be the School Board; but he is not made to be the Council. The Statute confers upon a Commissioner all the rights, powers and authority of the Council, or, in other words, the jurisdiction is taken away from the Council and is given to another governing body, namely, a Commissioner. There is no provision in the Act setting out the procedure governing a Commissioner in regard to his administration of affairs. This omission from the statutes was made purposely. In fact the Statute expressly provides that the methods of procedure governing a Commissioner's administration may be provided for and made by the Lieutenant-Governor in Council in the form of regulations.

It would not be proper for me to express any opinion upon whether or not, as a matter of policy, a Commissioner should conduct the business of the City at times and places open to the public, as that is a matter for the Commissioner to decide, subject to any regulations that may be made by the Lieutenant-Governor in Council governing the methods of procedure pursuant to Section 513."

BYLAWS:

Resolved that the "Barber Shop Repeal Bylaw 1943" be now read and reconsidered. Whereupon the bylaw was read, and reconsidered, finally adopted by the Acting Commissioner, signed by him and the Acting City Clerk, and sealed with the Corporate Seal.

Resolved that the "Barber Shops Early Closing Bylaw" be now read and reconsidered. Whereupon the bylaw was reconsidered and finally adopted by the Acting Commissioner, signed by him and the Acting City Clerk, and sealed with the corporate seal.

Resolved that the "Barber Shops Early Closing Bylaw" be published in the two local papers on August 27th.

ANY OTHER COMPETENT BUSINESS:

The Fire Chief reported that on Sunday night August 15th, when the L. & K. Sawmill was on fire the A.R.P. Fire Fighters came along and gave valuable assistance to his Department in fighting the blaze, and he wished it placed on record how well these men are trained to give efficient help in a case of emergency, and how much their help was appreciated on Sunday night.

Resolved that letters of appreciation be sent to the City A.R.P. Fire Fighters and the A.R.P. Fire Fighting Units of the two shipyards.

The meeting adjourned at 3:45 p.m.

J.H. Morden
 Acting Commissioner

MINUTES OF SPECIAL MEETING OF THE ACTING
 COMMISSIONER EXERCISING THE POWERS OF A
 COUNCIL, HELD IN THE COUNCIL CHAMBER, CITY
 HALL, ON THURSDAY, AUGUST 26, 1943 at 9:15 a.m.

Present: G. H. Morden, Acting Commissioner.

The Acting Commissioner called the meeting to order.

CORRESPONDENCE:

1. Letter was read from the B. C. Electric Railway Company enclosing draft agreement, as altered, between the City and District of North Vancouver and the B. C. Electric Railway Company re closing of MacKay Creek Bridge and part of the Capilano Street Car Line and the substitution of buses.

Resolved that the Public Utilities Commission be notified that the City and District approve of the terms contained in the annexed draft of an Agreement with the B. C. Electric Railway Co. Ltd. for abandoning the use of the trestle bridge across MacKay Creek and for substituting a bus service as set out in said Agreement and that a copy of the proposed agreement be forwarded to the Public Utilities Commission for their information.

2. Received Card of Thanks from Mrs. Kirkland for flowers sent to the funeral of the late Mr. Job Kirkland, who was an employee of the City for almost thirty years.
 Filed.

3. Letter from the Secretary of the B. C. Fire College was read re convention to be held at Oak Bay from September 20 to 23rd, 1943.

Resolved that Chief Murphy be appointed to attend the B. C. Fire College at Oak Bay.

MOTIONS:

4. Resolved that the salary of Miss Joan Ford, an employee in the office of the Superintendent of Works be increased \$5.00 as from August 1st, 1943, and that further increases of \$5.00 per month be made effective November 1st and February 1st to bring her salary up to the minimum wage.

BYLAWS:

5. Resolved that North Vancouver City Speed Regulation Bylaw be introduced and given three readings.

Whereupon the bylaw was introduced and read a first time.

Resolved that North Vancouver City Speed Regulation Bylaw be read a second time. Whereupon the bylaw was read a second time.

Resolved that North Vancouver City Speed Regulation Bylaw be read a third time. Whereupon the bylaw was read a third time and passed by the Acting Commissioner, subject to the consideration.

REPORTS OF HEADS OF DEPARTMENTS:

6. Mr. Valentine, Superintendent of Works, reported that he had received a satisfactory reply from Mr. McKinstry, Regional Superintendent of National Selective Service, and that he had agreed that the City and District be given priority over shipyards for men required for labour.

At 9:30 a.m. the meeting adjourned.

G. H. Morden
 Acting Commissioner

MINUTES OF SPECIAL MEETING OF THE ACTING COMMISSIONER
EXERCISING THE POWERS OF A COUNCIL, HELD IN THE CITY
COUNCIL CHAMBER ON TUESDAY, AUGUST 31st, 1943, at
9:30 A. M.

Present: G. H. Morden, Acting Commissioner.

The Acting Commissioner called the meeting to order.

CORRESPONDENCE:

1. Letter was read from the B. C. Electric Railway Co. Ltd. requesting approval of Plans No. K8800-3144 and K. 8800-3145 re location for proposed poles on Moody Avenue and on 25th Street.

The Acting Clerk reported that the plans had been approved by the Superintendent of Works.

Resolved that the letter be filed and the plans signed by the Acting Approving Officer.

2. Received from the Deputy Clerk of the Executive Council certified copies of Orders in Council approving the following By-laws:

No. 1203, dated August 26th 1943, approving "Barber Shops Repeal By-law, 1943".

No. 1201, dated August 26th 1943, approving "Barber Shops Early Closing By-law".

Filed.

3. Letter was read from the City Clerk of Prince Rupert, B. C., stating that "press reports" have mentioned new agreements between our municipality and the Wartime Housing Limited and requesting a copy of same.

Referred to the incoming Council.

4. Letter from Mr. F. J. Hillhouse was received, requesting extension of time within which to pay his taxes on Lot 10, Block 18, D. L. 273 to keep his property out of tax sale on account of his being in the Army, although he was discharged on August 4th 1943. Copy of discharge certificate and statutory declaration was attached.

Referred to the Solicitor to prepare the necessary By-law if the documents are in order.

5. Telegram was received from Mr. R. C. Gibbs this morning stating that his resignation had been accepted by the Penticton Council and that he would take over his duties here on October 1st.

Resolved that Mr. Gibbs having obtained authorization from the Unemployment Insurance Commission or National Selective Service, be employed as Assistant City and District Clerk for the City and District of North Vancouver at a salary of \$165.00 per month plus cost-of-living bonus of \$10.00 per month, making a total of \$175.00 per month, to be paid \$100.00 by the City and \$75.00 by the District.

BY-LAWS:

6. Resolved that the "North Vancouver City Speed Regulation By-law" be now re-considered.

Whereupon the By-law was re-considered and finally adopted by the Acting Commissioner, signed by him and the Acting City Clerk and sealed with the Corporate Seal.

7. Mr. G. H. Morden stated that as this is the last meeting he would hold as Acting Commissioner, he wished to express to the Solicitor, City Clerk and Assistant Clerk and the Heads of the various departments his deep appreciation of the co-operation and assistance given him while he was Acting Commissioner.

The meeting adjourned at 9:50 A. M.