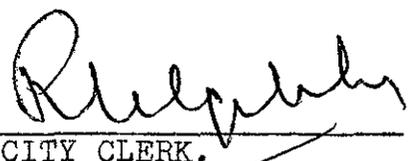


MONDAY, OCTOBER 1st, 1956 - 8 p.m.

The majority of the Members of the Council being absent from the City for the purpose of attending the annual Convention of the Union of British Columbia Municipalities in Penticton October 2nd to 5th inclusive 1956, the Regular Council Meeting was not held on this date.

Signed _____


CITY CLERK.

Minutes of the Regular Meeting of the City Council held in the Council Chambers, City Hall on Monday, October 15th, 1956, at 8 p.m.

Present:

Acting Mayor J.M. Bryan, Alderman W.M. Angus, Alderman E.N. Copping, Alderman K.H. Gostick and Alderman J.A. Suttis.

MINUTES

Moved by Alderman Copping, seconded by Alderman Gostick that the Minutes of the Regular Meeting of the Council held on September 17th, 1956 and the Special Meetings of the Council held on September 24th, 1956 and September 27th, 1956 be taken as read and adopted, copies of same having been given to all Members of the Council. Carried.

The Clerk advised that there were several delegations present in connection with petitions respecting the regulation of the closing hours of butchers.

Moved by Alderman Gostick, seconded by Alderman Copping that the regular order of business be suspended and that the Council now consider petitions. Carried..

PETITIONS

1. A petition was received from a number of licenced butchers requesting the repeal of the "Meat Market Early Closing By-law" No. 2138, and the enactment of a new by-law to permit butcher shops to remain open on Friday until 9 p.m. for the retail sale of meats, fish or poultry.

2. A counter-petition was received signed by a number of butchers opposing any change in the "Meat Market Early Closing By-law".

Moved by Alderman Gostick, seconded by Alderman Suttis that the above petitions be referred to the Legal and Policy Committee and that next Monday evening at 7 p.m. a Public Hearing will be held by the Council to hear both sides of the question. Carried.

Mr. George Barlow asked for permission to speak to the Council to-night.

Moved by Alderman Gostick, seconded by Alderman Suttis that Mr. Barlow be given two minutes to make his submission to the Council. Carried.

3. Mr. Barlow said that he was present to-night to protest against any change in the "Meat Market Early Closing By-law" which had been endorsed in 1953 by 75% of the industry which represented the wish of the independent butchers. He said that the chain stores now want to repeal this by-law. Mr. Barlow said that his counter-petition contains the names of twelve licenced butchers and according to the list supplied by the Licence Department they are proper signatures. He said also that with the counter-petition there were two letters requesting that their names be taken off the petition for amendment to the present by-law.

Mr. Barlow said that the petition for repeal does not have the majority and, therefore, the by-law should remain.

The Clerk said that the two letters mentioned by Mr. Barlow should be read for the purpose of the record, and he then submitted letters from Elliott's Meat Specialists and National Meat Co. Ltd., asking that their signatures be removed from the first petition which asked for the repeal of the present by-law.

The delegations then left the Council Chamber.

The Clerk submitted a petition under the Local Improvement Act for the construction of a sanitary sewer on St. Georges Avenue from 15th Street to 17th Street, together with his certificate of sufficiency.

Moved by Alderman Suttis, seconded by Alderman Gostick that the above petition be referred to the Superintendent of Works for the necessary reports and estimates of cost, as required by the Local Improvement Act. Carried.

CORRESPONDENCE

2. From the District of North Vancouver asking if the District Council could use the City Council Chamber for Municipal Council meetings on the second and fourth Monday of each month.

Moved by Alderman Copping, seconded by Alderman Gostick that subject to endorsement as to its practicability by our administrative staff, this Council will be pleased to permit the District Council to make use of the City Council Chamber on any one day of the second and fourth weeks except Mondays on a provisional arrangement until 31st December, 1956, Carried.

3. From the Salvation Army asking for a grant towards their building extension fund.

Moved by Alderman Copping, seconded by Alderman Gostick that the Salvation Army be advised that no provision was made in this year's budget for a grant towards their Building Extension Fund, and in any case, the Council feels that our citizens have already made a substantial contribution to this very worthy cause. Carried.

4. From the North Vancouver Kinsmen Club asking for permission to hold their annual Apple Day.

Moved by Alderman Copping, seconded by Alderman Gostick that the North Vancouver Kinsmen Club be granted permission to conduct their annual Apple Day on the streets of North Vancouver on the evening of October 26th between the hours of 6:30 p.m. and 9:30 p.m. and on Saturday October 27th between the hours of 6:30 a.m. and 6:00 p.m. Carried.

5. From the 1956 Grey Cup Festivities Committee asking if the Council would like to participate financially or otherwise.

Moved by Alderman Copping, seconded by Alderman Gostick that the 1956 Grey Cup Festivities Committee be advised that the Council regrets we have no funds provided in our 1956 budget for the purpose of making a grant as requested. Carried.

6. From the North Vancouver District Council of the Boy Scouts Association requesting permission for the Scouts to sell Christmas trees from house to house.

Moved by Alderman Copping, seconded by Alderman Gostick that the North Vancouver District Council of the Boy Scouts Association be granted permission to conduct the sale of Christmas trees from house to house by the Scouts. Carried.

From the Town Planning Commission advising that the Commission feels that the City Council should have discussed the appointment of the firm of Harland Bartholomew & Associates with the Commission before taking such action.

7. Moved by Alderman Copping, seconded by Alderman Gostick that this Council apologize to the Town Planning Commission for its oversight in not discussing with the Commission the employment of the firm of Harland Bartholomew and Associates to re-survey the City's Zoning By-law, at the same time pointing out that the hiring of this firm was the result of the Commission's recent report containing many suggested revisions of the said by-law. Carried.

8. From the North and West Vancouver Hospital Society advising that it intends to construct a new 285 bed acute hospital on the property immediately west of the existing hospital building and assumes that the City Council will continue to operate the present adjacent City owned parking lot as such and will also give the Society the right of first refusal on the City owned

St. Christopher School property. The Society advised that the Council's approval of the Architects plans of the new hospital is required by B.C.H.I.S. Other relative matters were also referred to in the letter.

1. From the North and West Vancouver Hospital Society enclosing a copy of the Architects plans of the proposed new hospital for approval together with the architects estimate of costs for same, assuming that construction will begin in 1958.

2. From K.M. Ratcliff, Solicitor for the North and West Vancouver Hospital Society asking the Council to instruct its solicitor to meet with the other solicitors involved for the purpose of drafting a hospital loan by-law immediately for presentation to the electors in December.

3. Alderman Suttis said he thought that the first two letters should be referred to a Committee for consideration, and with respect to the third letter, our Solicitor could be instructed to meet with the other Solicitors concerned but he could not see how they could do anything until the Councils decide on the project. He said that the costs of the new hospital are certainly far beyond what was contemplated in the first place.

Moved by Alderman Suttis that the first two letters received from the Hospital Society be referred to the Finance Committee, and the letters from the Society's Solicitor be referred to the City Solicitor with instructions to work with the other Solicitors concerned.

Alderman Angus asked what would be the use of the Solicitors meeting when there was nothing to do.

Alderman Gostick suggested that the letter from Mr. Ratcliff be referred to the City Solicitor for any action he may deem necessary.

Alderman Suttis agreed to amend his resolution accordingly, and it was therefore moved by Alderman Suttis, seconded by Alderman Angus that the above letters from the North and West Vancouver Hospital Society be referred to the Finance Committee for consideration, and the letter from Mr. Ratcliff referred to the City Solicitor for any action he may deem necessary.

Alderman Copping said that we should have meeting of the three North Shore Councils as soon as possible. He said that the one million dollars which would be the City's share of the cost of the new hospital would amount to \$1,690,000.00 over a twenty year period raising the per capita debt of the City to over \$84.

Alderman Suttis said that before the Finance Committee have an opportunity of discussing the letters from the Society, the Hospital Board will have met and the Council's representatives can bring back the feelings of the Board on the new proposal.

The Motion was then put and declared carried.

4. From the Poppy Fund Committee requesting permission to hold their annual Poppy Day on the evening of November 9th, 1956 and on November 10th, 1956.

Moved by Alderman Copping, seconded by Alderman Gostick that the Canadian Legion Branch 118 - Poppy Fund Committee, be granted permission to hold their usual sale of Poppies between the hours of 5 p.m. on November 9th, and 5 p.m. on November 10, 1956. Carried.

5. From Seaboard Advertising Co. Ltd., requesting a permit for an advertising panel on the south side of Third Street between Chesterfield and Lonsdale Avenue.

Moved by Alderman Copping, seconded by Alderman Gostick that the City Clerk be authorized to issue a permit under the

Billboards Regulation By-law to Seaboard Advertising Co. Ltd., for the erection of an advertising panel on Lot 15A, Block 140, D.L. 274. Carried.

From the Department of Municipal Affairs enclosing sample By-laws for use in the regulation of the sale of milk.

1. Moved by Alderman Copping, seconded by Alderman Gostick that the letter from the Department of Municipal Affairs, dated September 29th, 1956, be referred to the City Solicitor for a report to the Legal Committee as to whether it is necessary for a milk sale regulation by-law to be passed for this municipality. Carried.

2. From the Delbrook Baptist Church applying for the re-zoning of the north-east corner of Keith Road and Bewicke Avenue for commercial purposes.

Moved by Alderman Copping, seconded by Alderman Gostick that the Delbrook Baptist Church be advised that the Council has entered into a contract with Harland Bartholomew & Associates for a resurvey of the City Zoning and, therefore, cannot pass judgment on their application for re-zoning until this resurvey has been completed and considered by Council. Carried.

From the Department of Municipal Affairs asking the Council for advice as to any Railway crossings in the Municipality which it felt required protection.

3. Moved by Alderman Suttis, seconded by Alderman Angus that the Department of Municipal Affairs, Victoria be advised that at the moment the only Railway crossing which the Council feels is a menace to major traffic is a spur line into Block 272 but since this road comes under the jurisdiction of the Provincial Government they feel they have no further requirements. Carried.

4. From Mr. M. Vinick, 66 Lonsdale Avenue applying for a loading zone.

Moved by Alderman Angus, seconded by Alderman Suttis that Mr. M. Vinick, 66 Lonsdale Avenue be advised of the terms of By-law No. 2000 affecting his area. Carried.

From the North Vancouver Traffic & Safety Council asking that every effort be made to change the Municipal Act to enable municipalities to make grants to traffic and safety councils.

5. Moved by Alderman Angus, seconded by Alderman Suttis that the North Vancouver Traffic and Safety Council be thanked for their letter and advised that a Resolution presented at the U.B.C.M. Convention regarding the granting of financial aid to public service organizations for prevention of accidents was turned down. Carried.

From the North Vancouver Traffic and Safety Council asking if funds have been provided in this year's budget for a fire warning signal at 13th and Lonsdale Avenue.

6. Moved by Alderman Angus, seconded by Alderman Suttis that the North Vancouver Traffic and Safety Council be advised that funds were not provided in this year's budget to cover the cost of the installation of a flashing fire warning signal at 13th and Lonsdale, and also that the Committee is studying the possibility of installing regular traffic signals at 13th Street and Lonsdale instead of the flashing fire signal. Carried.

APPLICATIONS TO PURCHASE PROPERTY

7. Moved by Alderman Copping, seconded by Alderman Angus that the following sale of Tax Sale Land be placed on the next by-law for conveyance:

<u>Lots</u>	<u>Block</u>	<u>D.L.</u>	<u>Name of Purchaser</u>	<u>Price</u>
3 & 4	157	274	Her Majesty the Queen in the right of the Province of British Columbia. (Liquor Control Board.)	\$5,000.00

Carried.

Moved by Alderman Copping, seconded by Alderman Gostick that the City Clerk advise the Liquor Control Board that the City owns the adjoining lots to those purchased by the Board, and that if the latter are interested in obtaining such additional space the City will hold these lots for the Board for a period of thirty days. Carried.

Alderman Suttis advised that a Mrs. Hill was present at this Council meeting as she wished to make application for City property on 22nd Street west of Larson Road.

He said that this matter has been referred to the Finance and Policy Committee for consideration, and he hoped that we would be able to give Mrs. Hill a decision soon.

Mrs. Hill then left the Meeting.

TENDERS

The Clerk advised that the Building Inspector had requested him to call for Tenders for the painting of the interior of the Lonsdale Hall, and that two Tenders had been received by him before the closing time for receiving such Tenders.

Moved by Alderman Gostick, seconded by Alderman Angus that these Tenders be now opened. Carried. Whereupon the Tenders were opened as follows:

- F.J. Mark - - - - - \$ 520.30
- T. Mackie - - - - - \$ 525.00

Moved by Alderman Copping, seconded by Alderman Suttis that the above Tenders be referred to the Building Committee with power to act. Carried.

DUE ACCOUNTS

Moved by Alderman Copping, seconded by Alderman Gostick that the Treasurer be authorized to pay the following warrant:

- 194 Finance \$17,887.58 Carried with Alderman Angus refraining from voting.

Moved by Alderman Copping, seconded by Alderman Gostick that the Treasurer be authorized to pay the following warrant:

- 195 Finance \$ 5,971.74 Carried with Acting Mayor Bryan refraining from voting.

Moved by Alderman Copping, seconded by Alderman Gostick that the Treasurer be authorized to pay the following warrants:

- 196 Social Welfare 10,614.99
- 197 Authorization 5,018.31 \$15,633.30 Carried.

Moved by Alderman Copping, seconded by Alderman Gostick that the Treasurer be authorized to pay the following warrant:

- 201 Building \$ 2,425.76 Carried.

Moved by Alderman Copping, seconded by Alderman Gostick that the Treasurer be authorized to pay the following warrant:

- 205 Police \$ 1,287.52 Carried.

Moved by Alderman Gostick, seconded by Alderman Copping that the Treasurer be authorized to pay the following warrants:

- 202 Light 2,123.17
- 203 Fire 12,117.07 \$14,240.24 Carried.

Moved by Alderman Suttis, seconded by Alderman Angus that the Treasurer be authorized to pay the following warrants:

198	Board of Works	15,192.47	
199	" " "	<u>12,912.76</u>	\$28,105.23 Carried.

Moved by Alderman Suttis, seconded by Alderman Angus that the Treasurer be authorized to pay the following warrant:

200	Waterworks		\$ 5,003.51 Carried.
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Moved by Alderman Suttis, seconded by Alderman Angus that the Treasurer be authorized to pay the following warrant:

206	Ferry		\$ 3,851.15 Carried.
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Moved by Alderman Angus, seconded by Alderman Suttis that the Treasurer be authorized to pay the following warrant:

204	Parks		\$ 4,550.28 Carried.
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REPORTS OF COMMITTEES
FINANCE COMMITTEE

Alderman Copping advised that he had received a claim of \$3,300.00 from Mr. and Mrs. Edward Jones for the loss of the easterly 10 feet of Lot B, Resub, 4 & 5, Block 38, D.L. 548 taken for lane purposes, but after due consideration the Committee wished to recommend as follows:

RECOMMEND that Messrs. Rankin & Dean, Solicitors for Mr and Mrs. Edward Jones, be advised that their claim of \$3,300.00 for the easterly 10 feet of Lot B, Resub. Lots 4 & 5, Block 38, D.L. 548 has been considered by the Council, but is considered excessive, and as the City has received two independent appraisals of this property, it is prepared to pay the sum of \$1,000.00 to their clients for the said 10 feet expropriated for lane purposes.

Moved by Alderman Copping, seconded by Alderman Gostick that the above recommendation of the Finance Committee be adopted. Carried.

LEGAL COMMITTEE

In the absence of Alderman McMillan, Alderman Copping submitted the following recommendation on behalf of the Legal Committee:

- RECOMMEND that the District of West Vancouver be advised that this Council will be pleased to attend a joint meeting on a date satisfactory to the three North Shore municipalities to discuss suggestions for the integration of services common to all three municipalities.

Moved by Alderman Copping, seconded by Alderman Gostick that the above recommendation of the Legal Committee be adopted. Carried.

FIRE, LIGHT & HEALTH COMMITTEE

- Alderman Gostick advised that the Fire Chief had received a letter from the District of West Vancouver to the effect that their new ambulance would be operated by permanent personnel during the day time and by volunteer personnel at other times, but Alderman Gostick pointed out that since the West Vancouver ambulance has gone into operation, our own ambulance has accepted fifteen calls and for this reason the Fire Chief wanted instructions.

Alderman Gostick said that his Committee felt that West Vancouver ambulance should be given every opportunity to be used, but that our ambulance would accept any calls if they came from the municipality's public safety building. He said his Committee also felt that any requests for service by the Municipality would really be an augmentation of their own services and therefore, they would have their own collection facilities so that we could bill them for the services provided and not the patient.

Alderman Gostick then submitted the following recommendation on behalf of his Committee:

1. RECOMMEND that the District of West Vancouver be advised that this Council is willing to continue ambulance service to their Municipality, provided the calls are requested by their Fire or Police Departments and provided that the Municipality of West Vancouver assumes the responsibility for all charges in connection with such use.

Discussion followed.

Moved by Alderman Gostick, seconded by Alderman Copping that the above recommendation of the Fire, Light & Health Committee be adopted.

Discussion followed.

The Motion was then put and carried.

Alderman Gostick said that we are now coming to the end of our year and we should be tying up any loose ends, particularly in connection with the joint fire arrangements with the District of North Vancouver. For this reason he advised that he wished to submit the following recommendation:

2. RECOMMEND that WHEREAS the Councils of the City and District of North Vancouver appointed a joint committee to study and recommend as to the advisability of amalgamating the fire departments of the two areas, and

WHEREAS the recommendations of the said committee were received by the Councils on May 28th, 1956, and

WHEREAS the City has accepted the recommendations of the committee and the District has not formally taken any action on the recommendations of the committee, and

WHEREAS the City has an agreement with the District to provide fire protection to certain areas of the District and the same agreement expires on December 31, 1956,

THEREFORE be it resolved that this Council request the District of North Vancouver to formally communicate their decision to the City regarding the recommendations of the joint committee and the agreement now in effect which expires on December 31, 1956.

Moved by Alderman Gostick, seconded by Alderman Angus that the above recommendation of the Fire, Light and Health Committee be adopted. Carried.

BOARD OF WORKS COMMITTEE

Alderman Suttis submitted the following recommendations on behalf of the Board of Works and Waterworks Committee:

3. RECOMMEND that Mrs. Shirley Swift, 533 West 24th Street be advised that in this particular case the Council is prepared, under its lane policy of \$1,00 per front foot, to accept a petition as far as the creek itself, and the opening of this lane would not include the bridging of the creek.

Moved by Alderman Suttis, seconded by Alderman Angus that the above recommendation of the Board of Works Committee be adopted.

Alderman Suttis said that it has not been our policy to open part lanes but in this case a creek cuts the block.

The Motion was then put and carried.

4. RECOMMEND that a new notice be given to the District of North Vancouver requesting that an agreement be drawn up between the two Municipalities regarding the water supplied by each to the other, and that the chief requirement of the agreement be the metering of water supplied each to the other.

Moved by Alderman Suttis, seconded by Alderman Angus that the above recommendation of the Board of Works Committee be adopted. Carried.

FERRY COMMITTEE

Alderman Suttis submitted the following recommendation on behalf of the Ferry Committee:

RECOMMEND that the question of arrears in rent owing by Mr. Ray on the Refreshment Stand at the Ferry Wharf in Vancouver be discussed by all Committees of Council.

Moved by Alderman Suttis, seconded by Alderman Angus that the above recommendation of the Ferry Committee be adopted. Carried.

PARKS & TRANSPORTATION COMMITTEE

Alderman Angus submitted the following recommendation on behalf of the Parks & Transportation Committee:

RECOMMEND that the Council write a letter to the Provincial Department of Highways advising that this City had included in its 1956 budget sufficient money to pay for its share of the installation of a traffic light at the intersection of Bewicke and Marine Drove, and asking when the Provincial Government proposes to install such light, and pointing out further that if said light is not installed before December 31, 1956 the amount will have to be rebudgeted in 1957.

Moved by Alderman Angus, seconded by Alderman Suttis that the above recommendation of the Parks & Transportation Committee be adopted. Carried.

NEW BUSINESS

The Clerk advised that as Mrs. F. Childe, Assistant City Clerk had now returned to duty, it would be necessary to terminate the appointment of Mrs. L. Kennedy as Acting Clerk.

Moved by Alderman Copping, seconded by Alderman Gostick that the appointment of Mrs. L. Kennedy as Acting Clerk be now terminated, in view of the return to duty of Mrs. Frances Childe, Assistant City Clerk, and that Mrs. Kennedy be thanked for her services as Acting Clerk, and that Mrs. Childe be congratulated on her recovery.

Alderman Suttis said that Mrs. Kennedy will know that we are very pleased with the way she took over her duties as Acting Clerk and the Committee Minutes.

Alderman Angus said he would like to associate himself with the remarks of Alderman Suttis.

The Motion was then put and carried.

The Clerk advised that it would be necessary to appoint two Aldermen to act with the Mayor as a Court of Revision on the 1957 Voters' List on November 15th, 1956.

Acting Mayor Bryan suggested that Alderman Copping and Alderman Angus be appointed to so act.

Moved by Alderman Suttis, seconded by Alderman Gostick that the recommendation of Acting Mayor Bryan be approved, and that Alderman Copping and Alderman Angus be appointed to act with the Mayor as a Court of Revision on the 1957 Voters' List on November 15th, 1956. Carried.

Moved by Alderman Suttis, seconded by Alderman Angus that the City Clerk be authorized to call for tenders for the construction of a creosoted-pile bridge over Mosquito Creek at 16th Street - tenders to close at noon on November 12th, 1956. Carried.

The Clerk submitted statements of assessment from Superintendent Greenwood under the Local Improvement Act covering the following works, together with a statement of actual costs in each case:

Construction By-law Nos. 2376, 2377, 2381 and 2383

1 4' Concrete sidewalk on the north side 25th Street from Chesterfield to Jones Avenues. Block 226, 227, D.L. 545/544. ----- Actual cost \$4,476.02

4' Concrete sidewalk on the south side 25th Street from Chesterfield Avenue to Mahon Avenue, Block 214A, D.L. 545. ----- Actual cost \$1,956.95

4' Concrete Sidewalk on the north side of East 4th Street from Queensbury to Sutherland Avenues, Block 17, D.L. 273. Actual cost \$2,356.66

4' Concrete Sidewalk on the north side of East Second Street from St. Georges to St. Andrews Avenues, Block 142, D.L. 274. Actual cost \$2,213.88

The Clerk advised that a supporting certificate from the City Treasurer was attached to each of the above special assessments.

2 Moved by Alderman Angus, seconded by Alderman Suttis that the above special assessments be approved, and that this Council sit as a Court of Revision to consider any complaints against such assessments at 7 p.m. on November 26th, 1956. Carried.

3 The Clerk submitted the report of the Fire Department for the month of September, 1956.

Moved by Alderman Gostick, seconded by Alderman Suttis that the above report be received and filed. Carried.

4 The Clerk submitted order-in-Council 2332 setting out the dates of the 1957 Courts of Revision under the Assessment Equalization Act.

Moved by Alderman Gostick, seconded by Alderman Suttis that the above Order-in-Council be received and filed. Carried.

The Clerk submitted certificates from the County Court with respect to By-laws numbered 2479 to 2488 inclusive.

Moved by Alderman Gostick, seconded by Alderman Suttis that the above certificates be received and filed.

BY-LAWS

Moved by Alderman Suttis, seconded by Alderman Gostick that the "Fourteenth Street from Ridgeway Avenue to Moody Avenue and at the rear of Lots 12 to 16, Block 53, D.L. 550 Sanitary Sewer Local Improvement Construction By-law, 1956" be reconsidered. Carried.

Moved by Alderman Suttis, seconded by Alderman Copping that the "Fourteenth Street from Ridgeway Avenue to Moody Avenue and at the rear of Lots 12 to 16, Block 53, D.L. 550 Sanitary Sewer Local Improvement Construction By-law, 1956" be finally adopted and passed, signed by the Mayor and City Clerk and sealed with the Corporate Seal and registered pursuant to the "Municipal Act". Carried.

Whereupon the By-law was finally adopted and passed, signed by the Mayor and City Clerk and sealed with the Corporate Seal and numbered 2489.

UNFINISHED BUSINESS

5 A letter was received from the Canadian National Railways in connection with the Company's request for the closing of Gladstone Avenue south of Cotton Road.

Moved by Alderman Suttis, seconded by Alderman Copping that the above letter be received and filed. Carried.

A letter was received from Norris Montgomery & Co., advising that they are pleased to note that the City does not intend to close Gladstone Avenue south of Cotton Road. Moved by Alderman Gostick, seconded by Alderman Suttis that the above letter be received and filed. Carried.

2. From J. Alexander Walker acknowledging the City's request that a study be made of the increase in gasoline service stations.

Moved by Alderman Copping, seconded by Alderman Gostick that the above letter be received and filed. Carried.

A letter was received from Messrs. Russell & DuMoulin requesting an opportunity to make representations to the Council with respect to the Council's proposal to allow the public to use the water lot lying to the west side of Fell Avenue.

3. Alderman Gostick suggested that before any meeting be held with Mr. Russell that he should discuss the matter with our City Colicitor so that when we meet the Company's solicitors we will have the legal situation clarified.

Moved by Alderman Gostick, seconded by Alderman Suttis that the Clerk arrange a meeting date satisfactory to both parties, and that in the meantime Mr. Russell be asked to discuss this matter with our solicitor, Mr. R.M. Howard. Carried.

4. A letter was received from the District of North Vancouver asking what rental the City would charge for the use of City property for parking purposes on First Street west.

Moved by Alderman Gostick, seconded by Alderman Copping that this matter be referred to the Finance Committee for consideration. Carried.

5. A letter was received from Mrs. Cates thanking the Council for its flowers and good wishes to Mayor Cates who is at present in the North Vancouver General Hospital.

Moved by Alderman Copping, seconded by Alderman Gostick that the above letter be received and filed. Carried.

6. A letter was received from the Westview P.T.A. thanking the Council for its proposal to construct a new crossing at Mosquito Creek at 16th Street.

Moved by Alderman Suttis, seconded by Alderman Copping that the above letter be received and filed. Carried.

7. A letter was received from the B.C. Olympics and British Empire Games Association thanking the Council for its grant of \$100.00.

Moved by Alderman Suttis, seconded by Alderman Angus that the above letter be received and filed. Carried.

ANY OTHER COMPETENT BUSINESS

8. Alderman Suttis said it has come to his attention that the District of North Vancouver intends to start sewer construction within the City of North Vancouver in the near future, and asked if the City had received any official request from the District to enter into an agreement for the purpose of constructing their sewers under City Streets.

The City Clerk advised that he had received no correspondence from the District Council on this matter, but that he understood there had been some correspondence between the Superintendent of Works and the District Engineer and that the latter had held several discussions on this subject.

Alderman Suttis then pointed out that the District of North Vancouver is embarking on a very large sewer programme and part of the sewers will be laid under certain City Streets. He said the City is most anxious to facilitate the latter construction in every way and is most anxious that the necessary legal action be taken at the earliest possible

date so that this programme will not be delayed. He said that he had been advised that the Municipal Act provides that the District may construct sewers within the City provided that they do so under a proper agreement as required by the by the Act. Under the circumstances he said that he would therefore like to submit the following resolution:

Moved by Alderman Suttis, seconded by Alderman Angus that the City Council be instructed to write to the District Council requesting them to make formal application to the City for their right to construct sewers within the City, under such terms and conditions as may be agreed upon by the City and the District.

Alderman Suttis said that particular reference should be made in our letter to the construction of the Fell Avenue sewer, MacKay Avenue sewer, the interceptor sewer on 3rd Street from Fell Avenue to MacKay Avenue and the sewer outfall on MacKay Avenue from 3rd Street to the southerly limit of the outfall.

He said that he could not emphasize too strongly the necessity for immediate action being taken by the District as certain questions such as the sharing of costs will have to be resolved before construction can commence. He pointed out that from past experience such discussions are often time consuming, and if delay is to be avoided these problems should be considered immediately.

Alderman Copping said that he heartily endorsed the remarks and comments of Alderman Suttis and the sooner the situation was brought to a head the better. He said that everything must be done in a proper legal manner.

The Motion was then put and carried.

Alderman Copping advised that a meeting was being held in Vancouver on Thursday October 18th to discuss a proposed change in the statutes for the purpose of setting up a metropolitan form of Government. He said that ordinarily Mayor Cates would attend, but as he is sick it may not be possible to have a representative at this meeting and, therefore, it was felt that some representation must be made on behalf of this Council.

Moved by Alderman Copping, seconded by Alderman Gastick that this Council go on record as being opposed to a Greater Vancouver Metropolitan form of Government which would include the City of North Vancouver, in view of our geographical separation from the City of Vancouver proper, but this Council intends to follow its present course of co-operation with the Districts of North and West Vancouver with a view to endorsing and considering ways and means of carrying out the joint operation of certain municipal services on the North Shore. Carried.

Acting Mayor Bryan said that Mr. Hannesson, the District of North Vancouver's solicitor was present, and he asked if Mr. Hannesson wanted to speak to the Council.

Mr. Hannesson said that the District Council were having a special Council meeting to-night, and one of the items to be considered was the dates of their future meetings. He asked if the City Council had agreed to let the District Council use these Council Chambers.

The Clerk advised Mr. Hannesson of the contents of the Resolution passed at the beginning of this Council meeting.

Mr. Hannesson then thanked the Council and left the Council Chamber.

Moved by Alderman Copping, seconded by Alderman Gostick
that this Council now adjourn. Carried.

Whereupon the Council adjourned at 9.15 p.m.

Charles W. Bates

MAYOR.

Minutes of a Special Meeting of the City Council held in the Council Chambers, City Hall on Monday October 22nd, 1956 at 7 p.m.

Present:

Acting Mayor J.M. Bryan, Alderman W.M. Angus, Alderman K.H. Gostick, Alderman T. McMillan and Alderman J.A. Suttis.

The Clerk advised that twenty-four hours notice of this meeting had been given as required by the Municipal Act, and that the purpose of the meeting was to hear submissions for or against the proposal to amend the "Meat Market Early Closing By-law" so as to permit the sale of meat, fish and poultry on Friday evening.

A number of delegations and individuals were present in the Council Chamber.

Moved by Alderman McMillan, seconded by Alderman Angus that those wishing to speak to Council be now heard.

Carried.

Alderman Gostick suggested that some procedure be adopted such as allowing an individual to make his representation but that no rebuttal be permitted.

This procedure was agreed to.

The Clerk then read the petition of King's Meat Market and others requesting the Council to repeal By-law No. 2138 and enact a new by-law to permit butcher shops to remain open on Fridays until 9 p.m. for the retail sale of meats, fish or poultry.

The Clerk submitted a counter-petition from the North Vancouver Grocery and others protesting any measure that would alter the existing "Meat Markets Early Closing By-law".

Two letters were attached to the latter petition from Elliott's Meat Specialists and the National Meat Co. Ltd., requesting that their name be struck off the original petition from King's Meat Market.

Mr. Watson then spoke to the Council being the Solicitor representing the independent meat store operators.

He said that Mr. George Barlow had originated the petition opposing the change.

Mr. Watson asked for the number of petitioners signing each of the petitions, and the Clerk advised that while no check had been made as yet on the legality of the various signatures, there would appear to be ten petitioners signing the petition in favour of amending the by-law and thirteen petitioners on the counter-petition opposing the amendment to the by-law.

Mr. Watson then outlined the procedure under which by-laws of this nature can be passed referring specifically to Sections 4 and 5 of the "Shops Regulation Act". He said that under Section 4 the Council may on its own volition pass a by-law regulating the closing hours of any class of business, whereas under Section 5 if the Council received an application signed by more than three-fourths of the number of licensed occupiers in any class it must, within sixty days, pass a by-law as required by the petitioners.

Mr. Watson said that the facts are that in 1952 Mr. Barlow submitted an application under Section 5 signed by more than three-fourths of the licensed meat shop operators and as a

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result the present by-law 2138 was passed. He said that the validity of this by-law has never been questioned although it had been passed under Section 4.

Mr. Watson said that it is important that the by-law be regarded as a by-law passed under Section 5 because any by-law passed under such section can only be repealed or amended on application of more than 50% of the licensed occupiers, and the procedure for such repeal or amendment is set out in Section 11 of the said Act.

Mr. Watson said that, therefore, a by-law passed pursuant to an application under Section 5 can be repealed or amended by the Council if it is satisfied that more than half of the licensed occupiers desire such a change. He said, however, that we have here an application for a repeal signed by ten of the licensed occupiers and that of the latter two later asked that their name be struck off. Against this is a counter-petition of thirteen occupiers and we must assume that these are the licensed occupiers of shops selling meat. He said that whether the Council feels that there has been a change because of shopping habits nevertheless at least 50% of the licensed occupiers are required in order that Council can repeal or amend the present by-law.

Mr. Guild representing the petitioners requesting an amendment to the by-law, said that it does not matter whether there are ten or more petitioners signing the petitions for or against the amendment, and that the situation is wide open for the Council to deal with. He said that he was present here in December 1952 when the present by-law was prepared. He referred to a letter from the City Clerk, dated January 6th, 1953, in which the Clerk advised that the present by-law was passed under Section 4 of the Shops Regulation Act. He said he took that to be the decision of this Council at that time and pointed out that it could not have been passed under Section 5 in any case. The Council had, therefore, passed the by-law under Section 4 in order to grant the wish of the petitioners at that time. He said he agreed that if the by-law had been passed under Section 5 then the Council would be under compulsion but Section 11 does not now apply.

Mr. Guild then read Section 4 under which the Council has power to pass regulating by-laws on its own volition. Mr. Guild reiterated his point that the Council saw fit to enact the present by-law under Section 4 and that it can if it sees fit repeal the present by-law without petition, and he challenged Mr. Watson to dispute this point.

Mr. Guild said that it was now a matter of decision for the Council as to whether it will amend or repeal the by-law and it is strictly a matter for the Council to deal with.

In support of his contention that the by-law should be amended he presented a number of petitions which he said contained twentysix hundred signatures in favour of Friday opening of the meat shops, which in his opinion was a powerful reason why the Council might see fit to allow these stores to open. He referred to the fact that the surrounding municipalities allow their stores to open Friday nights, etc. He said this is a trend which is not only local but national as well, and that it has become a family custom to shop on Friday nights.

He said it is true that there are certain people who will stand against the flood and who do not want to open on Friday nights. He asked if they were going to stand against the flood of 2600 people which is the answer of the local shoppers in this City. He said the time has come when the

people have spoken and they now want the meat stores to open one night either on Fridays or Saturdays.

Mr. Guild closed by saying that the time is now ripe for freedom of action in this matter.

Mr. George Barlow then spoke to the Council saying that he had been in this City for forty years, and that in 1952 he had got the butchers together and had secured a petition representing over 75% of the independent operators who were in favour of closing the meat stores on Friday night. He said if the present amendment is granted the independents may as well close up.

Mr. Barlow referred to the huge increase in the grocery business in Canada since 1951. He said that his business had not gone up, but the business of the chain stores had. He suggested that if the chain stores wanted to open at all hours then they should go to Victoria and get the necessary amendment.

Mr. Barlow said that the independents are being over-powered because they lose their enthusiasm and that if there were "more like us" the world would be better off. He claimed that the operators do not want just Friday evening open but want to open all the time, even on Sundays. He said that sort of business shortens your life and the independents must have consideration as they cannot go on shift. If they were required to work twelve and fourteen hours a day he said they would get sick, or give up 55 years of work in the fresh meat business.

He claimed that with shorter store hours there is a better distribution of the business available, but if you open the chain stores on Friday nights they will get the surplus. He said that he was not kicking at that but that he must stay in business.

Mr. Barlow said that he had checked the signatures on the petition with Mr. Gray the Licence Inspector and that he had thirteen official signatures.

Mr. Barlow said that he had stayed up nights and read the "Shops Regulation Act" and Section 4 relates what the Council can do. He also referred to the powers of the Council under Section 5 pointing out that he had come forward in 1952 with a petition under Section 5 and that he figured that it was a miscarriage of justice when the Council passed the present by-law under Section 4. He said you can't fool all the people all the time.

Mr. Barlow said that it is not right to repeal the present by-law unless those in favour of repeal have over 50%.

He said that the opening of the Vancouver Stores must go through further legal authority yet before becoming final, and referred to the principle that as the Council was elected by a majority of its citizens so it should be guided by a majority of the meat store operators.

Mr. Guild then spoke to the Council again saying that the present by-law was not passed to fool the people. He said the petition had come before the Council in September 1952 and for some reason the by-law was not passed till after sixty days had passed. Therefore, the City in order to give the petitioners what they wanted had passed the By-law under Section 4.

Mr. Green of Canada Safeway said that it does not matter whether we are big or small but that all the stores have an obligation to their customers to display good merchandise and to give good service. He referred to the number

of people who voluntarily had affixed their signature to the petition previously presented to Council to-night and he said that there were a number of our customers who wanted to speak to the Council to-night.

A Mrs. Storey said that she appreciated the position of Mr. Barlow, but she was of the opinion that the people are shopping where they get service, and that there was a definite trend to shop on Friday evenings when the housewife can shop with her husband. She said we can't get our meat on Friday nights at the present time and some, therefore, are going outside the City to shop.

Mr. Ryttersgaard of the Lonsdale Market pointed out that the independent operators leave their money locally and it does not go to the United States. He said the North Vancouver Business Association are circularizing a petition for Monday closing and that in a short time the Association will petition the Council for a vote to the electors to close on Mondays. He said that if the vote was favourable it would be likely that everyone would favour opening on Friday evenings, although he said that he was scared that this kind of thing would lead to opening on Sundays also. Mr. Ryttersgaard said that he was definitely opposed to the repeal of the present by-law, and should give consideration to the Business Association's petition when it comes in. He said that we would be in contact with the Council shortly so that we can have a change and close on Mondays and maybe even have a closing which would permit opening on Friday evenings.

He said that people should not be fooled by the forty hour week. He said that instead of employees working five days at eight hours a day they work six hours one day, four hours another day and still work for a period of six days a week.

Another shopper spoke to the Council pointing out that even if the meat stores are closed on Friday she has her car available and if she does not get the meat on Friday then she goes back on Saturday. She pointed out that it would be nice to do the shopping all at once.

A representative from the chain stores group pointed out that the two men who had signed the original petition and asked to have their names withdrawn had not signed at a busy time as stated. He said it was not right that Mr. Elliott and Mr. Westwood had been pressured into signing but that both these gentlemen had kept him longer than he wanted in discussing the subject.

Another representative of the chain stores group said that the remarks of Mr. Ryttersgaard were not correct concerning the forty hour week. He said that the staff worked five days at eight hours a day.

Another speaker spoke to the Council as a business man and also as a resident of the community. He said that we are living in an advancing age and we want to go forward with the trend of the day with Friday night shopping. He said the ladies want to shop, and lets advance and amend the by-law.

Another lady then spoke saying she was originally from Montreal and that she was a customer of Safeways. She said that her family have to go shopping on Friday nights and that they like to get their meat with their groceries. She said that even if the by-law does not pass she will still go there for meats. She pointed out that the small stores give credit and she did not think their customers will leave. She said she would like a Friday night by-law to shop on Friday evenings.

Another lady shopper spoke to the Council saying that she had made 59 phone calls to survey the situation. She pointed out that there were a number of women working at Park Royal on

Mondays and Saturdays and, therefore, that they are in favour of shopping Friday evenings. She said she was quite a distance from a store and like the custom of Friday evening shopping.

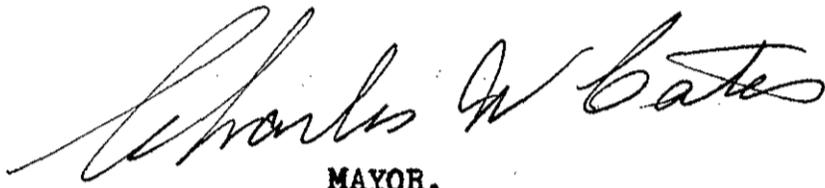
Mr. Barlow asked for permission to speak again.

Moved by Alderman Gostick, seconded by Alderman Angus that Mr. Barlow be heard again. Carried.

Mr. Barlow said that some of the people had spoken of the difficulty of getting out to shop. He pointed out that 95% of the independents deliver to their customers. He said the independents are of service to the community, and during bad times had carried a lot of customer accounts. He said they are a credit to the municipality. He reiterated that if any of the ladies have difficulty in shopping on Friday that he would deliver anywhere any time.

There being no further representations to be made, it was moved by Alderman Gostick, seconded by Alderman McMillan that this Hearing now adjourn. Carried.

Whereupon the Hearing adjourned at 8 p.m.


MAYOR.

Minutes of a Special Meeting of the City Council held in the Council Chambers, City Hall on Monday, October 29th, 1956, at 9.55 a.m.

Present:

His Worship Mayor Charles W. Cates,
Alderman W.M. Angus, Alderman J.M. Bryan,
Alderman E.N. Copping, Alderman K.H. Gostick
and Alderman T.C. McMillan.

This Special Meeting of the Council had been posted for twentyfour hours as required by the "Municipal Act" and had been called to consider and deal with proposals for a new hospital.

Moved by Alderman Gostick, seconded by Alderman Angus that this Council now resolve itself into a Committee as a whole with Alderman McMillan as Chairman. Carried.

IN COMMITTEE

IN COUNCIL

The Chairman reported progress on the matters discussed in Committee.

Alderman Gostick said he was sure that the Council appreciated the presence of Mr. McKinley, the Architect for the North and West Vancouver Hospital Society, and that his advice had been helpful.

Correspondence relating to the construction of a new hospital was referred to the next Regular Meeting of the Council.

Moved by Alderman Copping, seconded by Alderman Gostick that this Council now adjourn. Carried.

Whereupon the Council adjourned at 10.45 a.m.


MAYOR.