

**MINUTES OF THE REGULAR MEETING OF THE
COUNCIL OF THE VILLAGE OF LIONS BAY
HELD ON MONDAY, JUNE 15, 2009 AT 7:00 PM
IN THE COUNCIL CHAMBERS, 400 CENTRE ROAD, LIONS BAY, BC**

Present: Mayor Brenda Broughton
Councillor Peach Akerhielm
Councillor Joanne Ronsley
Councillor Ruth Simons
Councillor Gordon Taylor
Office Manager Anne Page (recording)

1. Call to Order

Mayor Broughton called the meeting of June 15, 2009 to order at 7:00 pm.

2. Approval of Agenda

Resolution

Moved by Councillor Ronsley
Seconded by Councillor Taylor

Resolved that: Council approve the Agenda of the Regular Meeting of June 15, 2009 with the following additions:

- Item 9C: FCM Water Leak Grant
- Item 9D: Electrical work in Community Hall
- Item 9E: File storage structure in Community Hall
- Item 9F: Update to the Tennis Court Recreation Grant
- Item 12E: Age-Friendly Communities Grant
- Item 12F: Agri-Spirit Grant Application
- Item 12G: Highway Landscaping Update – Trees for Tomorrow Grant

Carried...

3. Public Participation

A. Mark Hirst regarding parking in lower Kelvin Grove

Mark Hirst advised Council that:

- he wished to thank Councillor Akerhielm and Ronsley for meeting with residents of lower Kelvin Grove regarding the parking lot at the beach,
- he provided a wish list from Kelvin Grove residents which included:

- opening times of the parking lot from 8:30 am-8:30 pm
- 3 parking spaces for public parking,
- residents be authorized to call the towing company to tow vehicles,
- shrinking the parking lot and residents would like to help,
- ask RCMP and CN Police for their help regarding cliff jumpers,
- issue a limited number of passes to divers and visitors and limit time to 2 hours,
- install an automatic gate at the entrance to the parking lot and issue all residents with a gate pass,
- issue keys to divers and have Lions Bay Marina collect a key deposit,
- all residents will contribute to the cost of the gate, residents like the idea of an electric gate at entrance to parking lot, people parking outside the lot will be ticketed or towed.

Mayor Broughton thanked Mark Hirst for his presentation and advised that this item is on the Regular Agenda.

B. Kambiz Azordegan regarding parking in lower Kelvin Grove

Kambiz Azordegan advised Council that:

- he would like Kelvin Grove Beach Park to be a 'no-dog' beach and if Council will not approve this he requests that all other beaches in Lions Bay be designated as 'dog beaches'.

Mayor Broughton thanked Kambiz Azordegan for his presentation.

C. Ron Wilke regarding increased highway noise due to highway improvement project

Ron Wilke advised Council that:

- highway noise has increased tremendously as a result of the highway improvement project and asked if soundwalls were going to be installed to mitigate noise for Panorama Road residents.

Mayor Broughton advised that a 16 foot high sound wall will be constructed along the highway to mitigate the noise for Panorama residents.

4. Delegations

A. Tina Schneider regarding request for space for Lions Bay Community Garden

Tina Schneider advised Council that:

- she represents a group of residents who would like to have a community garden with a vision to promote sustainability by allowing residents access to community garden plots as some private properties may be too dark, too steep or otherwise challenging for growing plants,
- community gardens would provide many benefits to the Village including the reduction of the total carbon footprint,

- the Village could create a demonstration garden to grow food, a living interactive place with educational benefits for children and adults,
- food would be organically grown with no pesticide use,
- the long term goal is to create many community gardens throughout the Village and she would like to have this one in place for next year's growing season,
- the first community garden would be a pilot project and a demonstration garden,
- requests Council to allocate land for a community garden and provided Council with two choices:
 - the first site is a portion of the Kelvin Grove parking lot to create a calmer green space for the community and this site provides the option to expand or shrink and can be reverted back to a parking lot as no pavement will be taken up;
 - the second choice is a portion of land at Cloudview and Lions Bay Avenue which currently belongs to the Ministry of Transportation, this is a large, centrally-located area, the road is narrow and short and there could be an increase in traffic but it has an old driveway which could be reclaimed and she is not expecting large numbers of people but there is extra parking available at the Park & Ride.
- in conclusion she would like to secure a site to create Lions Bay's first community garden and would like to hear from Council if there is another site other than the two sites presented,
- lower Kelvin Grove residents may like to resolve the issues there first before considering the idea of a community garden.

Mayor Broughton thanked Tina Schneider for her presentation and Councillor Ronsley commended Tina Schneider for the great idea.

B. Michael Broughton regarding structures bordering property line

Mayor Broughton left the Council Chambers at 7:22 pm and Councillor Simons chaired the meeting.

Michael Broughton presented photos and a sketch of the structures at 200 Lions Bay Avenue and advised Council that:

- this presentation was a follow up to a presentation he made on May 19, 2009 concerning building and landscaping at 200 Lions Bay Avenue being constructed at the property line,
- currently Broughton is concerned about various structures (pergola, phone booth shower, accessory building, bunker) being built higher than the fence and within the setbacks along the property line, the lack of clarity enforcement of the bylaws,
- the Village's Building Inspector was invited to view the site from the Broughton property who advised Michael Broughton that the structures are acceptable under the current Village's building and zoning bylaws.
- Now there is a BBQ which is quite high, Office Manager and Building Inspector attended. Building Inspector advised he has not seen a plan for the BBQ,
- Early intervention of what the plans are would be beneficial, BBQ appears to be an accessory building built contrary to the bylaw and he would like it removed as he feels it is in contravention of the bylaws,
- When clarity is not provided and he expected that the Building Inspector would be on top of it and would have seen the structure, expectations need to be clear and enforced.
- Building bylaw states that accessory buildings can be built within certain setbacks.

Council will wait to hear from the Building Inspector as he has since been down to view the site.

Mayor Broughton returned to the Council Chambers at 7:35 pm.

5. Adoption of Minutes

A. Regular Council Meeting of June 1, 2009

Resolution

Moved by Councillor Ronsley
Seconded by Councillor Akerhielm

Resolved that: Council approve the Minutes of the Regular Council Meeting of June 1, 2009 with one change in Item 12A Parking at Kelvin Grove. Resolution should read: "Resolved that new signage be put in place to clearly indicate where parking is legal and not. Once the signage is in place for 15 days, allowing for warnings to residents and to user groups, Council will re-institute towing of illegally parked vehicles in the lower Kelvin Grove area."

Carried...

It was agreed that Joe Canning be requested to attend the property at 242 Panorama Road to assess the situation.

It was agreed that Ken Wolder, owner of Lions Bay Marina would be requested to not sell any day parking passes for the Kelvin Grove parking lot once the signage has been changed.

6. Business Arising from the Minutes

A. Parking in Kelvin Grove (report provided by Councillor Akerhielm)

Cllr Akerhielm presented Lower Kelvin Grove Parking–Recommendations dated June 15, 2009.

Council discussed the recommendations as follows:

Councillor Simons advised that the Village has started enforcement but not implemented full enforcement, that it would be a stepped approach to get the signage in place, education of residents and visitors through communication and then have full enforcement in place.

Councillor Akerhielm advised that the Village might employ a second Bylaw Enforcement Officer, that some firefighters may also be trained to enforce bylaws, that herself and Councillor Ronsley will be meeting with Impark and that the new signs have been ordered.

Mayor Broughton advised that the Village will look at landscaping options and research a gate for the Kelvin Grove parking lot.

It was suggested that parking time limit be amended to three hours rather than 2 hours to reflect standards in neighbouring municipalities.

Councillor Akerhielm will research other Metro Vancouver communities to see how they manage beaches where dogs are welcome.

It was suggested that a Public Meeting may be scheduled if the Village imposes more stringent regulations.

Regarding the proposal for a Community Garden, a meeting will be scheduled to create a landscaping map with residents and bring it back to Council. It was agreed that this is a first step to a solution to a problem and will be re-assessed and reviewed. A meeting was scheduled for Thursday, June 18 meeting at 7 pm at Council Chambers and Councillor Akerhielm will invite area residents to discuss landscaping.

7. Unfinished Business

8. Reports

A. Administration

i) Recommendations from Committee of the Whole Meeting of June 15, 2009

Quotes for electrical work in Community Hall and for File Storage to be addressed under Resolutions: Items 9D and 9E.

ii) Customer Service Requests to June 12, 2009

Staff to find out more information regarding #169 (cutting trees at night)

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Taylor

Resolved that: Council receive the Customer Service Requests report to June 12, 2009.

Carried...

iii) Council Action Items from previous Council meetings

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Simons

Resolved that: Council receive the Council Action Items report from previous Council meetings.

Carried...

iv) RCMP Lions Bay Activity Report – May 2009

Staff were requested to ask Sgt Bracewell, RCMP to attend a Lions Bay Council prior to August, preferably in July. Councillor Akerhielm will formulate questions for RCMP.

Councillor Akerhielm would like to have a meeting in the fall regarding the RCMP Citizens Network Patrol program.

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Taylor

Resolved that: Council receive the RCMP Lions Bay Activity Report dated May, 2009.

Carried...

B. Public Works Manager

i) Public Works Activity Report – June 15, 2009

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Taylor

Resolved that: Council receive the Public Works Activity Report dated June 15, 2009.

Carried...

C. Mayor & Council

i) Mayor Broughton – Portfolio Report

Mayor Broughton advised that Recreation Hub Task Force meeting was scheduled for this Friday morning and that a meeting regarding the berm was scheduled for June 23 with Councillor Ronsley.

ii) Councillor Akerhielm – Portfolio Report

iii) Councillor Ronsley – Portfolio Report

Councillor Ronsley advised that she would check with Joe Canning regarding signage at Sunset Drive and that she would check with Fire Chief Andrew Oliver regarding parking at the trailhead.

Stats from the Bylaw Enforcement Officers to be provided to Council.

Cllr Ronsley will bring back a landscaping plan after the gate and fencing at Sunset Drive are complete.

iv) Councillor Simons - Portfolio Report

- a) **Climate Change Action for Lions Bay presentation** - Councillor Simons gave a presentation regarding climate change action for Lions Bay and suggested that the Council Commitment Statement – Addendum be put in the Council Chambers.

Councillor Simons requested that a line item be included in the next budget for Climate Change Action to include task force support, to hire a consultant to create a plan and to conduct an energy audit on Village-owned facilities.

Resolution

Moved by Councillor Ronsley
Seconded by Councillor Akerhielm

Resolved that: The Village of Lions Bay develop a sustainable community plan which will include a sustainable community vision and sustainability targets, and be it further resolved that Lions Bay commit \$4,000 from its budget towards the costs of this initiative.

Carried....

- b) **Update on Sea-to-Sky Air Quality Coordinating Committee Annual Report**

This report will be presented to Council at a later time.

- c) **Fire Department Bylaw progress and Operating Guidelines**

Village staff have the Lions Bay Fire Rescue Operating Guidelines and will complete the required formatting. Councillor Simons is working on the new Fire Bylaw with the Fire Chief and will be reporting back.

- d) **Objectives Bear Smart Committee**

Mayor Broughton requested that the residents who have purchased bear proof garbage cans be given an evaluation form to determine how effective they are.

Council will meet with Treasurer Anne-Marie Koiner regarding waste collection costs.

It was suggested that each Public Works vehicle have some bear signs with them and post them immediately that there is a sighting however we

will need to check with Public Works Manager Joe Canning to see if this is workable.

Resolution

Moved by Councillor Simons
Seconded by Councillor Akerhielm

Resolved that: the storage, posting, removal and recording of bear and cougar sign placements become a municipal responsibility subject to confirmation with Public Works.

Carried...

e) Parking Permit and Fee Review

Councillor Simons provided a report regarding proposed parking permit and fee review.

f) Report on Final Draft on Filming Policy, fees and process

A Committee of the Whole Meeting is scheduled for June 22 for filming policy review.

Resolution

Moved by Councillor Ronsley
Seconded by Councillor Akerhielm

Resolved that: Council receive the reports presented by the Mayor and Councillors dated June 15, 2009.

Carried...

g) Banners Contest Winners

It was suggested that an award presentation for the Banner Contest Winners be held on June 22 at 6:30 pm

It was agreed that Councillor Taylor would coordinate with Public Works Manager Joe Canning the placement of 'No Parking' signs on Brunswick Road between the highway underpass on the west side going down the hill and the placement of two 30 kmh speed signs on Brunswick Road

9. Resolutions

A. Affordable Housing (UBCM Resolution)

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Ronsley

Resolved that:

WHEREAS the provision of and access to affordable housing is vital to support the health and well-being of individuals, as well as the sustainability of vibrant and diverse communities.

WHEREAS the changes in senior government funding and the withdrawal of Federal funding for new social housing developments has placed constraints on the construction of new affordable housing units, combined with demand pressures on the existing stock of adequate affordable housing, and ongoing tight rental market conditions has meant that there are nearly 133,100 British Columbians who rent and who are in core housing need.

AND WHEREAS leadership, sustained funding, and strong partnerships are required to increase the supply and diversity of affordable housing across British Columbia:

THEREFORE BE IT RESOLVED that the UBCM urge the Provincial government and Federal government to work with community partners to develop a National Affordable Housing Strategy which includes provisions that respond to the specific needs of British Columbians; and which provides the necessary long-term funding to support the construction of the full range of affordable housing choices needed in communities across the Province;

AND BE IT FURTHER RESOLVED that the UBCM urge the Provincial government to continue to show leadership on this issue through the provision of on-going funding to meet the housing needs in communities across the Province as well as in ensuring that adequate housing and supports are in place to better meet the needs of those who are homeless or at risk of homelessness.

Carried...

B. Secondary Suites

Moved by Councillor Ronsley
Seconded by Councillor Akerhielm

Resolved that: Councillors Ronsley and Akerhielm will move ahead with the drafting of a bylaw to regulate Secondary Suites with concepts for a program to administer and enforce the bylaw. Presentation and consultation with the public to commence in September, 2009.

Carried...

C. FCM Water Grant

Staff was requested to ask Lloyd Bie for the original report regarding the FCM Water Grant.

D. Quote regarding Electrical work in Community Hall

Resolution

Moved by Councillor Ronsley
Seconded by Councillor Taylor

Resolved that: Council approve the quote from Essex Electric for electrical repairs to the Community Hall for \$2,469.42 including labour, materials, taxes and permits.

Carried...

E. File Storage in Community Hall

Resolution

Moved by Councillor Taylor
Seconded by Councillor Ronsley

Resolved that: Council approve the quote from Chris Page to construct a file storage facility in the Community Hall for \$1200.00 including labour and materials, subject to contracting and payout to be handled by Treasurer.

Carried...

F. Tennis Court

Councillor Simons advised that Tomko has been out to review the tennis court site and that the best option is for the 'Premier plus' surface which has a 25-year warranty at a cost of \$38,000.

Resolution

Moved by Councillor Simons
Seconded by Councillor Ronsley

Resolved that: Council support the grant application to Recreational Infrastructure Canada for \$45,000 for 33% funding for costs, water diversion and repaving of the Mountain Drive tennis court.

Carried...

Council requested that this item be noted for the Village's 2010 Budget.

10. Bylaws

A. Bylaw No. 409, 2009 – Village’s Emergency Plan (adoption)

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Taylor

Resolved that: Council adopt the Village’s Emergency Plan Bylaw 409, 2009.
Carried...

B. Bylaw No. 412 – Good Neighbour Bylaw (first reading)

Resolution

Moved by Councillor Ronsley
Seconded by Councillor Taylor

Resolved that: Council give first reading to the Village’s Good Neighbour Bylaw 412, 2009.
Carried...

Mayor Broughton thanked Councillor Akerhielm for an outstanding effort on this bylaw.

11. Correspondence

A. List of Correspondence to May 29, 2009

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Ronsley

Resolved that: Council appoint and train a screening officer to screen disputed tickets under the North Shore Bylaw Adjudication System and that the Village order tickets to be issued under that system.
Carried...

Council requested that the Office Manager respond to letters received regarding disputed parking tickets.

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Taylor

Resolved that: Council receive the List of Correspondence to May 29, 2009.
Carried...

12. New Business

A. Cost of purchase of annual resident parking passes and non-resident day passes

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Simons

Resolved that: Council extend the Regular Council Meeting of June 15, 2009 for 15 minutes to 10:15 pm.

Carried...

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Ronsley

Resolved that: the Village provide additional 'Resident Parking Passes' to residents at a cost of \$40 each.

**Carried...
Councillor Simons opposed.**

B. Travel Expense Policy

This item was deferred to June 22, 2009 Committee of the Whole meeting.

C. Records Management Information

This item was deferred to June 22, 2009 Committee of the Whole meeting.

D. Proposed Boundary Redefinition of 89 Tidewater Way

This item regarding next steps to be taken regarding the proposed boundary redefinition of 89 Tidewater Way was presented for information of Council.

E. Age-Friendly Grant Application

This item regarding the Age-Friendly Grant application was presented for information of Council.

F. Agri-Spirit Grant Application

This item regarding the Agri-Spirit Grant Application for Lions Bay Beach Park beachhouse renovations was presented for information of Council.

G. Highway Landscaping Update – Trees for Tomorrow

Information was presented for information of Council.

13. In Camera

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Ronsley

Resolved that: Council move In Camera to discuss matters pursuant to Section 90 (1) of the *Community Charter*.

Carried...

Resolution

Moved by Councillor Taylor
Seconded by Councillor Akerhielm

Resolved that: Council revert back to open meeting.

Carried...

14. Adjournment

Resolution

Moved by Councillor Taylor
Seconded by Councillor Akerhielm

Resolved that: Council adjourn the Regular Council Meeting of June 15, 2009 at 10:20 pm.

Carried...

Mayor

Administrator