

**MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF  
THE VILLAGE OF LIONS BAY  
HELD ON TUESDAY, SEPTEMBER 8, 2009 at 7:00 PM  
IN THE COUNCIL CHAMBERS, 400 CENTRE ROAD, LIONS BAY**

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**Present:** Mayor Brenda Broughton  
Councillor Peach Akerhielm  
Councillor Joanne Ronsley  
Councillor Ruth Simons  
Councillor Gordon Taylor  
Village Manager Rory Mandryk  
Treasurer Anne-Marie Koiner  
Receptionist Susan Loutet (recording)

**1. Call to Order**

Mayor Broughton called the Regular Council Meeting of September 8, 2009 to order at 7:00 pm.

**2. Approval of Agenda**

**Resolution**

Moved by Councillor Ronsley  
Seconded by Councillor Taylor

**Resolved that:** the Agenda of the Regular Council Meeting of September 8, 2009 be approved with the following additions:

**Carried...**

**3. Public Participation**

**A. Mark Hirst regarding parking**

Mark Hirst advised Council that:

- He objected to parking permits being issued from Lions Bay Marina.
- The Village needs to take a tougher stance on cliff jumpers and access via CN tracks.

Lions Bay Marina is closed on Tuesdays and Wednesdays from now through the winter and closed the entire month of December. Residents are working with CN.

**B. Linda Heneault regarding Kelvin Grove Beach Park**

Linda Heneault advised Council that:

- She was concerned that non-resident scuba divers were being banned from the park and would like the bylaw rescinded and suggested that Council meet with the divers to resolve the issues.

Councillor Simons to clarify delegation's comments.

**4. Delegations**

Mayor Broughton requested that due to the large number of delegations to this meeting, that delegates limit their presentations to five minutes each.

**A. Kambiz Azordegan regarding Lower Kelvin Grove Parking Issues**

Kambiz Azordegan advised Council that:

- He sent his speech to CTV with pictures and videos,
- He objects to the opening and closing hours of the parking lot and is concerned that drug dealing is occurring, that there is a lack of enforcement, that the children cannot enjoy the beach, dogs are attacking children and other dogs, that the beach is contaminated and people with dogs from West Vancouver are using Kelvin Grove Beach, and
- He has many photos to support his concerns.

Mayor Broughton thanked Kambiz Azordegan for his presentation.

**B. Farrah Azordegan regarding Parking and Beach Issues**

Farrah Azordegan presented photos and advised Council that:

- People are using the beach prior to the posted opening time, and
- She was concerned that children could not swim at the beach because it was contaminated and that her daughter had come home with a rash after swimming, that there is no bylaw enforcement during the week and the enforcement is not consistent.

Mayor Broughton thanked Farrah Azordegan for her presentation.

**C. John Tsang regarding Parking and Dog Issues in Lower Kelvin Grove**

John Tsang advised Council that:

- He has been working with Council to overcome problems in Lower Kelvin Grove,
- He has spoken with CN Police regarding cliff jumping and was concerned that the Lions Bay Marina was selling parking permits for Kelvin Grove parking lot,
- Bylaw enforcement hours are ineffective but the towing is effective,
- He is concerned about delinquent behaviour of visitors and dog owners and garbage left behind which is being picked up by the neighbours, and

- He would like to move forward and asked what the process is (either public opinion or court), what is future of the parking lot and requested a follow up meeting with key figures.

Mayor Broughton thanked John Tsang for his presentation.

**D. Joanne McCluskie regarding Tree Dispute with Neighbour**

Joanne McCluskie presented an information package and advised Council that:

- She has a tree dispute with her neighbour and she would like Council's help to resolve it.

Mayor Broughton thanked Joanne McCluskie for her presentation.

Council requested that the Village Manager research the Tree Bylaw and the Good Neighbour Bylaw to assist in resolving the issue.

**E. Glen Dodd regarding Parking and Dog Issues in Lower Kelvin Grove**

Glen Dodd advised Council that:

- Some park users were using inappropriate language, throwing stones at a resident's home, allowing dogs off leash at the park and that dog owners are not cleaning up after their dogs.

Mayor Broughton thanked Glen Dodd for his presentation.

**F. Danuta Bienias regarding Delinquent extraordinary vehicles parking on Tidewater Way**

Danuta Bienias provided photos and advised Council that:

- She was concerned about large trucks and trailers being parked on the boulevard for the past 3 years, as a result the boulevard grass is gone,
- She agreed with previous presentations regarding dogs at the beach, and
- She would like the Village to give clear direction to the Bylaw Enforcement Officer to ticket these vehicles.

Mayor Broughton thanked Danuta Bienias for her presentation.

**G. David Torrance regarding Parking in Lower Kelvin Grove Parking Lot**

David Torrance advised Council that:

- He was concerned about barking dogs, ridiculous public behaviour, cliff jumping, Kelvin Grove Beach allowing dogs, etc.
- He suggested that if dogs were allowed at Kelvin Grove then the other beach parks should also allow dogs, that the parking lot should be made smaller and that we need more bylaw enforcement in the area to address these issues.

Mayor Broughton thanked David Torrance for his presentation.

5. A. **Adoption of Minutes of the Regular Council Meeting of July 20, 2009**

**Resolution**

Moved by Councillor Ronsley  
Seconded by Councillor Simons

**Resolved that:** the Minutes of the Regular Council Meeting of July 20, 2009 be approved with the following changes:

1. Item 12A: sentence should read, "It was agreed that staff will formulate a clear policy, as example but not based on West Vancouver's policy and bring it back to Council."
2. Item 12C: first paragraph add, "...and also a dual lock at Sunset."

**Carried...**

B. **Adoption of Minutes of the Special Council Meeting of July 21, 2009**

**Resolution**

Moved by Councillor Akerhielm  
Seconded by Councillor Ronsley

**Resolved that:** the Minutes of the Special Council Meeting of July 21, 2009 be approved as presented.

**Carried...**

6. **Business Arising from the Minutes**

A. **Parking Bylaw Implementations**

**Resolution**

Moved by Councillor Ronsley  
Seconded by Councillor Taylor

**Resolved that:** Council create a Parking Sub Committee to consider implementation of the traffic and parking bylaw and make recommendations.

**Carried...**

**Resolution**

Moved by Councillor Akerhielm  
Seconded by Councillor Taylor

**Resolved that:** Councillors Akerhielm and Ronsley with Village Manager Rory Mandryk be appointed to the Parking Sub Committee.

**Carried...**

7. **Unfinished Business**

None

8. **Reports**

A. **Administration**

i) **Recommendations from Committee of the Whole Meeting of September 8, 2009**

ii) **Customer Service Requests to July 16, 2009**

**Resolution**

Moved by Councillor Taylor  
Seconded by Councillor Akerhielm

**Resolved that:** The Customer Service Requests report to July 16, 2009 be received.

**Carried...**

Councillor Simons suggested that the report items be grouped and updated.

iii) **Council Action Items from previous Council meetings**

**Resolution**

Moved by Councillor Ronsley  
Seconded by Councillor Simons

**Resolved that:** The Council Action Items report to July 20, 2009 be received.

**Carried...**

iv) **Squamish RCMP Lions Bay Activity & False Alarm Reports – July & August 2009**

**Resolution**

Moved by Councillor Ronsley  
Seconded by Councillor Simons

**Resolved that:** The Squamish RCMP Lions Bay Activity & False Alarm reports for July & August 2009 be received.

**Carried...**

It was noted that the theft of plants and a banner were not included in the Activity Report for August 2009.

v) **Squamish RCMP Lions Bay False Alarm Report – June 2009**

(see item 8Aiv)

vi) **AECOM Monthly Progress Report – Water Treatment Upgrades – Harvey Creek/Magnesia Creek**

The Village Manager advised Council that the Water Treatment Upgrade Project is on schedule and due to be completed by the end of November, 2009. There is extra work to be done at an approximate cost of \$31,000. The Village Manager advised Council that he would obtain quotes for the additional work.

**Resolution**

Moved by Councillor Akerhielm  
Seconded by Councillor Taylor

**Resolved that:** The remaining Administrations reports be received.

**Carried...**

vii) **Commencement of work on Plant/Septic Field Sewage Treatment for Emergency (Klatt) Building and the Village Office/Community Hall complex.**

**Resolution**

Moved by Councillor Akerhielm  
Seconded by Councillor Taylor

**Resolved that:** the Village commence tendering of work for the replacement of the Plant/Septic Field Sewage Treatment for the Village Office/Community Hall Complex and Emergency (Klatt) Building.

**Carried...**

The Village Manager advised Council that the work was to be completed this year.

viii) **Establish which option to proceed with re: Lower Lions Bay area water main replacement**

Council agreed to discuss the options for water main replacement in Lower Lions Bay area at the next Committee of the Whole meeting of September 21, 2009.

**Resolution**

Moved by Councillor Ronsley  
Seconded by Councillor Akerhielm

**Resolved that:** Council evaluate the options to replace Lower Lions Bay area water mains and determine next steps.

**Carried...**

ix) **Kelvin Grove Sewage Treatment Plant Study**

Council agreed to postpone on awarding a Tender for Kelvin Grove Sewage Treatment Plant study until determination of maintenance program implementation is established and grant funds are fulfilled.

**B. Treasurer**

i) **Financial Review (January to June 2009)**

The Treasurer advised Council that a financial variances report to July 2009 would be presented at the September 21, 2009 Council meeting.

**C. Mayor & Council**

**Resolution**

Moved by Councillor Akerhielm  
Seconded by Councillor Simons

**Resolved that:** the Mayor and Councillors' reports be received.

**Carried...**

i) **Mayor Broughton – Portfolio Report**

Mayor Broughton advised Council of a scheduled Labour Relations meeting on October 8, 2009 from 9 am to noon and a workshop November 5, 2009 from 9 am to noon.

ii) **Councillor Akerhielm – Portfolio Report**

Councillor Akerhielm presented draft meeting notes from a meeting with RCMP Sgt Kevin Bracewell on July 9, 2009.

**iii) Councillor Ronsley – Portfolio Report**

Councillor Ronsley advised Council that the Library renovations have been completed and there is an Open House, Sunday, September 13 from 2-4 pm.

Councillor Ronsley advised Council that she would investigate the use of the West Vancouver Library by Lions Bay residents.

**iv) Councillor Simons - Portfolio Report**

Councillor Simons presented a report entitled, “Sharing the Air: State of the Sea-to-Sky Airshed, 2008 Annual Report (final)” prepared by The Sheltair Group (now Stantec) for the Sea-to-Sky Air quality Coordinating Committee.

Councillor Simons advised Council that Julie Saxton was invited to attend the Committee of the Whole Meeting of September 21, 2009 at 1 pm.

A Sea to Sky Air Quality Coordinating meeting has been scheduled for December 2, 2009 in Lions Bay.

Councillor Simons advised that there would be a public viewing time in Council Chambers for submissions for the Underpass Project on September 25, 26 & 27, 2009.

**D. Committee**

**i) Tree Cutting Application – Highview Place**

The Tree Committee provided a report regarding a Tree Cutting Application at 185 Highview Place recommending that the application be held in abeyance until a tree planting replacement plan was submitted to the Tree Committee. The application has until October 31, 2009 to submit the plan.

Council agreed to approve the recommendations of the Tree Committee regarding this application.

**ii) Lions Bay Bear Smart Committee**

Lions Bay Bear Smart Committee Report including Bear Smart Minutes of August 25, 2009 was presented and accepted.

**9. Resolutions**

**A. Tennis Court**

**Resolution**

Moved by Councillor Simons  
Seconded by Councillor Akerhielm

**Resolved that:**

**THEREFORD BE IT RESOLVED** that the Village of Lions Bay will include in the 2010 budget up to \$20,000 for upgrading the water diversion, repair and upgrade of the Mountain Drive multi-purpose court and will guarantee \$10,000 should sponsorship or private funding not come available in time for successful completion of the project.

**Carried...**

**B. Translink Extention to Brunswick Beach**

**Resolution**

Moved by Councillor Taylor  
Seconded by Councillor Akerhielm

**Resolved that:**

**THEREFORD BE IT RESOLVED** that the Brunswick Beach Residents documents be forwarded to Translink.

**Carried...**

**C. Sea to Sky Ride**

**Resolution**

Moved by Councillor Simons  
Seconded by Councillor Akerhielm

**Resolved that:** Mayor and Council support the September 11, 2010 Sea to Sky Ride.

**Carried...**

**10. Bylaws**

None

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**11. Correspondence**

**A. List of Correspondence to September 3, 2009**

The List of Correspondence up to September 3, 2009 was presented.

Councillor Simons to complete survey which was enclosed with the letter from Canadian Fitness and Lifestyle Research Institute and to report back to Council with recommendations.

Councillor Akerhielm to sort residents correspondence for responses.

Village Manager, Rory Mandryk to confirm meeting with Minister Bill Bennett at upcoming UBCM Convention September 28 to October 2, 2009 (re letter #3)

Village Manager, Rory Mandryk and Treasurer, AnneMarie Koiner to follow up on letter from UBCM Local Government Program Services re: 2008 Emergency Planning Grant. Final report accepted and final payment to follow. (re letter #4)

Village Manager, Rory Mandryk to review Tree Bylaw and report back to Council, and also to communicate to resident that this is a civil matter between neighbours. (re letter #21)

**Resolution**

Moved by Councillor Taylor  
Seconded by Councillor Akerhielm

**Resolved that:** the List of Correspondence be received.

**Carried...**

**12. New Business**

**A. Translink Ride-Share Week 2009**

Translink Ride-Share Week posters will be posted throughout the Village.

See if information can be posted on lionsbay.net.

Please pass any further information to Councillor Simons.

Rory Mandryk, Village Manager to answer the questionnaire which came with the package.

**Resolution**

Moved by Councillor Simons  
Seconded by Councillor Ronsley

**Carried...**

**C. Snowploughing Policy**

Snowploughing criteria need to be established. Rory Mandryk and Councillor Akerhielm to discuss this subject further.

**D. Own The Podium 2010 Municipalities' Challenge**

This item was for information of Council.

**E. Lions Bay to apply for Crown Tenure in Forest Lands**

Council advised that if the Village was to apply for Community Forest Tenure to secure more control over our watershed, what is the process.

**F. Fire Fighters Day, Saturday September 19, 2009 2:00pm – 10:30pm**

This item was for information of Council.

**G. Secondary Suites**

Councillor Ronsley advised that there will be a public meeting on Wednesday October 14, 2009 7-9pm in the Village Hall.

**Resolution**

Moved by Councillor Ronsley  
Seconded by Councillor Akerhielm

**Resolved that:** the Regular Council Meeting of September 8, 2009 be extended to 10:15 pm.

**Carried...**

**13. In Camera**

**Resolution**

Moved by Councillor Ronsley  
Seconded by Councillor Akerhielm

**Resolved that:** Council move In Camera to discuss matters.

**Carried...**

**Resolution**

Moved by Councillor Simons  
Seconded by Councillor Taylor

**Resolved that:** Council revert back to open meeting.

**Carried...**

**14. Adjournment**

**Resolution**

Moved by Councillor Taylor  
Seconded by Councillor Ronsley

**Resolved that:** Council adjourn the Regular Council Meeting of September 8, 2009 at 10:15 pm.  
**Carried...**

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**Mayor**

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**Village Manager**

