

**MINUTES OF THE REGULAR MEETING OF THE COUNCIL
OF THE VILLAGE OF LIONS BAY
HELD ON TUESDAY, APRIL 19, 2010 at 7:00 PM
IN THE COUNCIL CHAMBERS, 400 CENTRE ROAD, LIONS BAY**

Present: Mayor Brenda Broughton
Councillor Peach Akerhielm
Councillor Joanne Ronsley
Councillor Ruth Simons
Councillor Gordon Taylor
Village Manager Rory Mandryk
Treasurer Anne-Marie Koiner
Accounting Clerk Hayley Cook (recording)

1. Call to Order

Mayor Broughton called the Regular Council Meeting of April 19, 2010 to order at 7:00pm.

2. Approval of Agenda

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Ronsley

Resolved that: Council approve the Agenda of the Regular Council Meeting of April 19, 2010 with the following additions:

Mayor Broughton's Report – on table
Councillor Ronsley's Report on table
Item 7A – Secondary Suites
Item 7B - Age Friendly Housing
Item 7C - 5 Year Plan
Item 7D – Underground Wiring Update
Item 7E – Sustainability Planning Update. Presentation by Angela Evans
Item 9B – Backyard Open Burning
Item 9C - CNIB Vision Health Month in May

Carried....

3. **Public Participation**

4. **Delegations**

5. **Adoption of Minutes**

A. **Regular Council Meeting of April 6, 2010**

Resolution

Moved by Councillor Taylor
Seconded by Councillor Ronsley

Resolved that: Council adopt the Minutes of the Regular Council Meeting of April 6, 2010 with the following changes:

Item 7B: page 3, 4th paragraph should read: "Councillor Simons suggested that the Village should pursue finding a professional arborist it can support so that requests for third party opinion for cutting on private or village lands are fully supported by the Tree Committee, Council and staff.

Item 8A ii): Village Manager Update page 4: It was mentioned that we need to look at the signage under the gate to Magnesia Creek.

Item 8C: Fire Chief Report: Captain Jason Cyr said that there are new rate from PEP for Highway Call-Outs. They have in fact stayed the same

Item 9B: Bicycle Improvement Projects: Confirm that we are only going with one grant; the one for the line painting. We are not going ahead with the bike racks.

Item 12E: should say that "Edits" were made to the Survey not "Changes"

Carried...

6. **Business Arising from the Minutes**

It was agreed that "Volunteer Recognition" be brought forward to the May 3rd Council Meeting.

7. **Unfinished Business**

A. **Secondary Suites**

Mayor Broughton suggested that it was an oversight that Secondary Suites was not an item on the Agenda.

A presentation was made by Councillors Akerhielm and Ronsley at the Committee of the Whole meeting on April 19, 2010. The presentation is on the Village Website.

Mayor Broughton commended Councillors Akerhielm and Ronsley on the presentation and how well researched it was.

Councillors Akerhielm and Ronsley advised that it will be open to comment this evening at the In Camera Session.

It was agreed that a notice needs to go out about the May 5th Public Meeting.

Council Comments:

Mayor Broughton asked about the fines that would be imposed and was advised by Councillor Akerheim that the issue would be discussed In Camera.

Mayor Broughton had suggested at the Committee of the Whole that instead of one extra parking space being required for a Secondary Suite, that two be required. Councillors Akerhielm and Ronsley felt that one extra would be enough.

Councillor Simons said that she had no strong feelings about needing two parking spaces. Her question was what do the extra parking spaces do to the footprint of the house –and what is the feasibility of this?

Councillor Taylor feels that a minimum of three would be needed, or up to a minimum of five if you wanted with no maximum.

Mayor Broughton advised that what she has been hearing from residents regarding secondary suites is that the area of off-street parking is a big concern.

Councillor Simons suggested that if the suite is on a narrow street, such as Isleview, it would be necessary to require two extra parking spots.

Councillor Akerhielm mentioned there had been some discussion about the hotel operations side and that Council had to nail down their approach on Bed and Breakfasts and Vacation Rentals. Mayor Broughton noted that a discussion of Bed and Breakfasts was not a part of the Secondary Suite discussion as she understood it. This was introducing a new element. Councillor Akerhielm advised that they are encouraged to talk to Fire Chief Andrew Oliver about how the registry of Secondary Suites would be made available to the Fire Department and other Emergency Responders.

Councillor Simons suggested the need for more clarity in the definitions used on the checklist.

Discussion took place regarding the “Life Safety Hazard” checklist for the Secondary Suites and what help would be offered to residents to assist them in this process. The need for clear definitions was again mentioned, as were some of the problems that may arise from the definitions used such as “when is a suite not a suite”. Mayor Broughton suggested that problems arise with definitions that could mean a rental unit could bypass the suite issue.

Discussions also took place regarding whether a landlord is able to rent out their portion of the house if there is already a rental suite on the premises. The general consensus was that if a suite exists on premises then the second portion of the house may not be rented out.

Council reached consensus that landlords should not be given additional free parking passes for their Secondary Suites at legalization.

Councillor Akerhielm clarified that we are recommending no exemptions to the surcharge for owning a secondary suite for relatives or if it is empty. Councillor

Akerhielm suggested that the administration for this issue would be too hard to do. If the landlord does not wish to pay the surcharge then the suite must be closed.

A comment was made that the process has to be sustainable and one that can live on and not be cancelled in a couple of years. The next step of the process is how to make it workable. An administrative policy needs to be developed.

The amount of the surcharge and whether it should be a flat fee or a percentage was discussed with the consensus being that a flat fee would be preferable.

Mayor Broughton noted the importance of Council attending the May 5th Public Meeting regarding Secondary Suites in order to hear and give consideration to, what residents may identify as issues.

B. Age Friendly Housing Survey

The Survey has gone out today, April 19, 2010 in an unsealed envelope so that the Villagers may re-use the envelope, with a completion date of May 3, 2010. Mayor Broughton expressed her thanks to Councillors Akerhielm and Ronsley.

C. 5 Year Financial Plan

Mayor Broughton advised that the costs of the Washrooms, the Generator and the Centennial Trail are to be found in the Capital Reserves and not in Operational Expenses.

D. Underground Wiring Update

Mayor Broughton suggested that she join the meeting if appropriate and asked what the timeline is on the project.

Village Manager Mandryk advised that the timeline is dependent on TELUS, Shaw Cable and BC Hydro but that 75% of the design work has already been completed.

Mayor Broughton asked what the contributions are for utilities from BC Hydro, TELUS and Shaw and asked if a discussion of potential funding is appropriate at this time.

Village Manager Mandryk advised that the talks with BC Hydro, Shaw and TELUS could start and that they should start with individual talks.

E. Sustainability Planning Update

Councillor Simons advised that Angela Evans of the Fraser Basin Council has been invited to give a presentation about the Sustainability Planning on April 21, 2010. Councillor Simons advised that she has filled out a Sustainability checklist on behalf of council regarding a number of areas from the Strategic Plan. Councillor Simons advised Angela Evans of the Village's priorities.

Councillor Simons suggested it would be beneficial for Council to attend the presentation by Angela Evans.

Mayor Broughton suggested that current funding is often hard to find and that it would be good to know how and where to get it.

Mayor Broughton asked Councillor Simons if she could request Angela Evans to prepare her thoughts about funding availability and whereabouts.

Mayor Broughton expressed her thanks to Councillor Simons.

8. Reports

A. Administration

i) Recommendations from Committee of the Whole Meeting of April 19, 2010

Secondary Suites be presented
Back Yard Burning be discussed

ii) Village Manager's Update Report

Councillor Akerhielm asked about the position of Bylaw Enforcement Officer and was informed that Charles Partridge has been hired for the position.

Village Manger Mandryk advised that the Age-Friendly Housing Survey is on the website.

Councillor Simons asked if we can send an e-post out advising residents what the survey is about and mention that the surveys are now in mailboxes.

Councillor Akerhielm asked if there was any news on the Good Neighbour Bylaw from Liz Holitzki at West Vancouver.

Village Manager Mandryk advised that the new Bylaw Enforcement Officer and he are to meet with her to see what needs to be done and that two weeks' notice needs to be given.

Mayor Broughton advised that the end date for the Centennial Trail is the end of June.

Village Manager advised that construction will begin soon on the sound walls and that it is being coordinated with the building of the pedestrian bridge and the bus kiosk. The foundations for the bus kiosk are to be lid by the engineers constructing the sound wall.

Mayor Broughton suggested that Council send a thank you to Martin Ernst for his services as Bylaw Enforcement Officer.

The issue of construction site parking passes was discussed and it was advised that there is a policy regarding this issue and that tickets are given out for this bylaw infraction.

Mayor Broughton thanked the Village Manager for arranging the interview with Mountain FM to say a public service message requesting drivers along the Sea to Sky Corridor to respect the neighbourhoods and refrain from utilizing Jake Brakes wherever possible.

Mayor Broughton recommended that the 60km/hr sign on the highway be moved further back to be more affective. Mayor Broughton will discuss this with the Ministry of Transportation.

Compliments were made regarding Chuck Partridge and the work that the Public Works Crew has been doing in the Village. The work on the boulevards will be starting once the extra workers have started in May.

Work has commenced on the Tennis Courts revitalization. The contractors are waiting for dry weather to complete the re-surfacing and the work is to be complete by the end of June 2010.

B. Treasurer

C. Mayor & Council

i) Mayor Broughton - on table

Mayor Broughton advised the sound wall contract has been let but it has not been said when the project will start. Tyam Construction has been awarded the contract.

Mayor Broughton spoke with Lisa Turpin and spoke about the landscaping issues along the highway. Dogwood has been suggested as a possible tree to be used.

The minutes are not finalised from the meetings last Wednesday regarding the Community Hub. Kevin Pike has informed Mayor Broughton that the meetings he held with residents were very consistent.

Councillor Simons advised that Kevin Pike will present some examples of the costs of operations and buildings at the next meeting on May 19, 2010.

Mayor Broughton advised that she wants to meet with the donor prior to that.

Councillor Simons advised that in conversations with residents they say that the current site is the focus and that they value this location. The expansion of gym at the school, arts and education and a multi-purpose stage are important to residents.

Councillor Akerhielm suggests that we should look at other sites and that the input we might receive regarding other sites might be useful. Councillor Akerhielm advised that the news about grants will come out in May and that maybe we will get money.

Mayor Broughton suggested that the Village use Mountain FM if we have any more issues specific to the Sea to Sky Corridor, such as motorcycle noise.

Mayor Broughton advised that Jim Hughes will be asked for feedback regarding the Speed Reader at the HAG Meeting.

ii) Councillor Simons – Portfolio Report

Councillor Simons advised that she is asking for help to coordinate the advertising and promotion of the “Green” community event that is being planned for June 5, 2010.

There are plans for a Tennis Club fundraiser.

The naming of the trails is nearing completion and that volunteers are needed to create trail maps.

Councillor Ronsley advised she had met with John Dudley regarding the Welcome Package and a trail map that he was drawing. – Note – John is not drawing the map.

John Dudley is producing a GPS map of the trails but that an artist will be chose to draw the trail map.

Mayor Broughton suggested that the Historical Society suggested placing small posts with a plaque regarding the opening of the Centennial Trail and asked that this be brought up at the next Historical Society meeting by Councillor Simons.

iii) Councillor Ronsley - on table

Councillor Ronsley met with the library volunteers to discuss the implications of joining West Vancouver Library. The consensus of the volunteers is that they like the Lions Bay library the way it is. More research is being done on this idea.

Councillor Ronsley advised that the Welcome Package is nearing completion.

D. Committees & Task Forces

i) Public Art & Design Task Force Minutes from April 7, 2010

Councillor Akerhielm asked if the inukshuk had been brought up at the last meeting and asked that it be brought up at the next meeting. Councillor Akerhielm suggested that it be asked whether or not the inukshuk should stay where it is as the Task Force was never asked and it was said that the inukshuk would be moved after the Olympics.

Councillor Simons advised Council that only three members had been present at the last meeting.

Mayor Broughton advised that she brought the inukshuk to the attention of the Chair of the Public Art and Design Task Force in advance of it going ahead.

Councillor Akerhielm suggested that the Task Force discuss the inukshuk and make recommendations about it.

Councillor Ronsley suggested that the new Hub might be a good place for the inukshuk if it is to be relocated.

9. Resolutions

A. Bylaw Notification (schedule change to reflect Anti-Idling Bylaw)

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Ronsley

Resolved that: A resolution regarding fines needs to be completed following the final reading.

Carried...

B. Backyard Open Burning

Resolution

Moved by Councillor Simons
Seconded by Councillor Ronsley

Resolved that: Council move forward to amend the current Fire Bylaw or add a new bylaw to address residential backyard burning and the dangers it can pose to health.

Carried...

Councillor Simons advised that studies have found that pollutants from open burning can pose more dangers to health than smog. Health problems faced are numerous, including asthma as well more serious problems. Those most at risk are the elderly and children. Councillor Simons advised that we need to recognize that the problems posed are worse in Lions Bay because of how our homes are situated on the hill for example Sunset Drive. The smoke also reduces visibility and affects our views. Councillor Simons suggested that we should ban open burnings.

Councillor Akerhielm asked if it should be included in the current Fire Bylaw which is under review or be separate

Councillor Simons suggested that it might be separate.

Councillor Akerhielm advised that noxious substances are already covered and that it could be put in the Fire Bylaw.

Councillor Simons agreed that updating the Fire Bylaw is a priority but that there are model bylaws regarding open burning that would be ready for Council to adopt.

Councillor Akerhielm advised that there is a green waste dump in Squamish that residents could take their green waste to instead of burning it.

Councillor Simons mentioned that the Village also offers Green Waste pick-up.

Council resolved to move ahead with an anti-burn policy

It was agreed that the Fire Bylaw may be modified or a new bylaw can be created.

Carried...

- C. CNIB Vision Health month

Resolution

Moved by Councillor Taylor
Seconded by Councillor Akerhielm

Councillor Simons advised she is in favour to support the CNIB but asked what it means for the Village to say it is Vision Health Month.

Mayor Broughton advised that the Village would be under no obligation but that we should offer support and say it is vision health month in May. Mayor Broughton suggested sending out an E-Post to advise that May is Vision Health Month

Resolve that: Council supports May, 2010 as Vision Health Awareness Month
Carried...

10. Bylaws

- A. **Anti-Idling Bylaw (adoption)**

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Simons

Discussion took place about whether or not it was possible to change a bylaw after the final reading.

Councillor Taylor advised that the edit change the gases to read Sulphur Dioxide, in place of Sulphur Oxide and Nitrous Oxides in place of Nitrogen Oxide. Ruth will check against the model bylaw as this may have been a typo.

Resolved that: Council adopt the Anti-Idling Bylaw No. 416, 2010.

Carried...

11. Correspondence

- A. **List of Correspondence to April 16, 2010**

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Taylor

Resolved that: Council received the List of Correspondence to April 16, 2010.

Carried...

Councillor Simons advised that the Province is about to recognise British Columbia as the most diverse mountain biking tourism destination in the world and that the promotion of mountain biking may prove to become an issue in Lions Bay.

Mayor Broughton advised that we have not heard back about the other issue but with two First Nations commenting in our favour on the issue, that it may not become an issue.

Councillor Simons suggested that Council begin a discussion about how we view visitors.

Councillor Akerhielm asked if it might not be part of the Strategic Planning Meeting. Councillor Akerhielm suggested that the public be invited to an "Evening with Council"

Mayor Broughton commented that was a great idea.

Councillor Simons advised that there had been a comment on the OCP bylaw from the Ministry of Transport suggesting we should be looking at alternative pathways of getting around the Village of Lions Bay. They mentioned that if we are to look at off ramps that they have jurisdiction over these.

Carried...

12. New Business

13. In Camera

Resolution

Moved by Councillor Taylor
Seconded by Councillor Ronsley

Resolved that: Council move In Camera to discuss matters.

Carried...

Revert back to Open Meeting

Moved by Councillor Taylor
Seconded by Councillor Ronsley

Resolved that: Council revert back to the Open Meeting.

Carried...

Resolution

Moved by Councillor Taylor
Seconded by Councillor Ronsley

Resolved that: Council accept the recommendation of the Village Manager to award the contract for the Sewage Treatment contract for the Community Hall complex to G. E. Koba Enterprises Inc. in the amount of \$41,879.25 plus GST.

Carried...

14. Adjournment

Resolution

Moved by Councillor Taylor
Seconded by Councillor Ronsley

Resolved that: Council adjourn the regular Council Meeting of April 19, 2010 at 10.35pm
Carried...

Mayor

Village Manager