

**REGULAR MEETING OF THE COUNCIL
OF THE VILLAGE OF LIONS BAY
HELD ON MONDAY, DECEMBER 6, 2010 at 7:00 PM
IN THE COUNCIL CHAMBERS, 400 CENTRE ROAD, LIONS BAY**

MINUTES

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 (recorder)

1. Call to Order

Mayor Broughton brought the Regular Council Meeting of December 6, 2010 to order at 7:00pm

2. Approval of Agenda

Resolution

Moved by Councillor Taylor
Seconded by Councillor Simons

Resolved that: Council approve the agenda of the Regular Council Meeting of December 6, 2010 with the following additions:

- 9F i) 40th Anniversary minutes November 9, 2010
- ii) November 3rd 2010 HAG minutes
- 10E Resolution Secondary Suite method of collection
- 11A Officer Bylaw & Job Description 1st reading

Carried...

3. Inaugural Address – Mayor Brenda Broughton

Mayor Broughton presented her inaugural addressed. It will be posted onto Lionsbay.net.

4. Public Participation

5. Delegations

6. Adoption of Minutes

A. Regular Council Meeting of November 15, 2010

Resolution

Moved by Councillor Simons
Seconded by Councillor Taylor

Resolved that: Council adopt the Minutes of Regular Council Meeting of November 15, 2010, with the following changes:

Page 3, 7B should say “The timeline and report have been updated. More information will be gathered for the Thursday Public Meeting. One option for residents is to ask one contractor to quote on a group of properties, in the hope of getting a better rate. A summary of this option will be done.”

Page 4, 8E, 3rd bullet point should say “Councillor Simons is participating in talks with Sea-to-Sky neighbours Air Quality Committee about a potential commuter bus. The Village will ask whether the additional lane at Brunswick can be closed off until this time as people are using it as a passing lane.”

Carried...

7. Business Arising from the Minutes

A. Brunswick Pit

It was reported to the table that the issue of dumping at the Brunswick Pit was brought to the HAG Meeting on November 3, 2010. It was stated at the meeting that changes should not be occurring without the Village knowing what that change is. The Village was informed that 50,000 tonnes from Charles Creek will be moved from the Pit into West Vancouver. There is a potential that Brunswick Pit may be used in the future for the Gateway Project.

8 Unfinished Business

A. ‘Wood First’ program

The Community Centre Task Force requested that Council hold off on making a resolution to support the Wood First Program, until they have reviewed it more. A letter will be sent out to say that that the Village is thinking about supporting the initiative.

B. Microphone Set-up & Use Policy

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Ronsley

Resolved that: It is Village policy that presenters and speakers in the audience in a public meeting use a microphone.

Carried...

C. Secondary Suites Surcharge – Method of Collection

RESOLUTION

Whereas Council on July 19, 2010 after due debate and in discussion adopted a Policy on Administration/. Enforcement of Zoning Bylaw regulations in regard to Secondary Suites which included the following clause, from page 6, item 6:

“The Secondary Suite surcharge is intended to cover, as per Priority 3-c, a fair contribution to the cost of Village of Lions Bay Services. The Surcharge will be added to the annual charges (before the prompt payment discount) for solid waste, recycling, yard waste and water user fees. These are set by bylaws establishing fees for each applicable service, usually passed in January of each year. The level of the surcharge will be 40% of the regular billing.”

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Ronsley

Resolved that:

1. Council direct staff to prepare a bylaw to bring the Secondary Suites Surcharge into effect in accordance with the above policy, said surcharge to be charged annually beginning in 2011, and shown simply as a Secondary Suite Surcharge in the billing, and
2. Council directs staff to require, in the billing process, which residents sign off annually that they do not have a Secondary Suite occupied by other than family members, and return the form to the Village Office.

Discussion:

Councillor Simons stated that she cannot support the resolution as her views on surcharging on Secondary Suites remain unchanged. She suggested that this method is not well researched or proven to be successful.

It was argued that the method chosen is similar to the process to claim the Home Owner Grant and that the method has been used successfully in Pemberton. It was noted that Pemberton only asked for the statutory declaration to be signed once in 2001 to state that a homeowner did not have a suite and then in 2008, they were asked if they did have a suite and followed up these with an inspection. West Vancouver uses business licence applications.

Carried... (Opposed by Councillor Simons)

Councillor Simons advised that she is pleased that the Village is recognising Secondary Suites and will support the initiative.

D. 2011 Strategic Plan document for confirming

Move item to the January 10, 2011 meeting.

9. Reports

A. Administration

- i) Recommendations from Committee of the Whole Meeting of December 6, 2010

- ii) Village Manager's Update Report
- iii) RCMP: Lions Bay Activity Report & False Alarm Report for - NIL

B. Treasurer

- i) Treasurer's Report
 - Some property tax payments have been made; the reminders are working
 - PSAB is ongoing
 - Grants are being closed. The library is applying for the new Raise-a-Reader Grant

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Ronsley

Resolved that: A line item is added to the budget to allow for donations to be received and expenditure to be made up to the limit of the donations for the Native Plant Educational Garden Committee.

Carried...

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Simons

Resolved that: Council received the reports of December 6, 2010.

Carried...

C. Fire Chief

D. Public Works

- i) Public Works Department Update

Mayor Broughton expressed her thanks to the Public Works Manager for his hard work

E. Mayor & Council

- i) Mayor Broughton – Council Report
 - Mayor Broughton suggested that agriculture will become an issue in the Lower Mainland in the future
 - Brunswick residents north of the highway do not currently use the Village's water. If they wanted the Village to provide it, it would be at the property owners expense
- ii) Councillor Akerhielm – Portfolio Report - NIL
- iii) Councillor Ronsley – Portfolio Report
- iv) Councillor Simons – Portfolio Report

A report from the Climate Action Task Force was brought before Council.

v) Councillor Simons – Micro-hydro Project

Council discussed the Micro-Hydro Project and re-iterated that the project would be too hard for the Village right now. Councillor Simons will write up a resolution and bring it before Council.

vi) Councillor Simons – Potential Underground Wiring

Council discussed the Question and Answer document regarding the Potential underground Wiring Project. For question 1.6, it was suggested that Council has not yet determined how many votes will be needed by the residents for the project to go ahead.

The Village is getting a quote for the both the public and private portions of the project, as it may be a better quote than going lot by lot. This can then be communicated to the residents. This is not a necessary part of the tender. Residents do not have to go with the quote that the Village receives, but it will give them a good idea of the cost of the project.

Council discussed question 1.4, whether there can be a Special Area Tax on the Private Property Portion of the work. Treasurer Koiner advised that the Village would not want to go there. One reason would be the administration required to set up such a program. Treasurer Koiner also advised that if residents were loaned money for the private portion, it could not be put onto their property taxes. It was suggested that not being able to have the money for the private area of the project is the reason that underground wiring did not through in Brunswick. Staff was asked to look into the matter further.

The next step in regard to the new community Centre will be in January. The donor will be met with again at this time.

vii) Councillor Taylor -

F. Committees & Task Forces

The Highway Advisory Group met on November 3, 2010. December 2, 2010 will be the final inspection of the highway. The Village is hoping that the Kelvin Grove Sign will be made smaller.

Thanks were expressed for all the hard work the Highway Advisory Group has done over the years.

The 40th Anniversary Planning group met on November 9, 2010. They will meet twice again this week.

Resolution

Moved by Councillor Taylor
Seconded by Councillor Ronsley

Resolved that: Council received the reports of December 6, 2010.

Carried...

10. Resolutions

A. Appointments to 2011 Greater Vancouver Regional Labour Relations Bureau

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Taylor

Resolve that: the Council of the Village of Lions Bay resolve to appoint Mayor Brenda Broughton Director to the Labour Relations Board and appoint Councillor Joanne Ronsley as the Alternate Director to the Labour Relations Board for the one-year term beginning December 1, 2010.

Carried...

B. Lions Bay Bear Management Plan

Resolution

Moved by Councillor Simons
Seconded by Councillor Ronsley

Resolve that: The Council of the Village of Lions Bay thank Norma Rodgers for her outstanding work in writing the Lions Bay Bear Management Plan, and that the Village of Lions Bay Council resolve to now send a hard copy and a PDF of the final Lions Bay Bear Management Plan to Mike Badry for consideration of Lions Bay as a Bear Smart Community.

Carried...

C. Application for Towns For Tomorrow Grant

Resolution

Moved by Councillor Simons
Seconded by Councillor Ronsley

Resolve that: The Council of the Village of Lions Bay make an application for Towns for Tomorrow grant funding of \$400,000 from the Provincial Government toward the design and construction of a new Community Recreation Hall facility in Lions Bay and that the Village of Lions Bay Council resolves to place in the budget the municipal portion of 20% which is \$100,000.

Carried...

The \$160,000 is coming out of capital. The donor will come in very quickly. The grant being applied for can only go towards a new Community Centre. The grant is contingent.

D. Appointment to Lower Mainland Treaty Advisory Committee

Resolution

Moved by Councillor Taylor
Seconded by Councillor Simons

Resolve that: The Council of Lions Bay will make appointments to the LMTAC, Lower Mainland Treaty Advisory Committee; Mayor Brenda Broughton as the Primary representative and Councillor Joanne Ronsley as the alternate representative.

Carried...

E. Officer Bylaw and Job Description

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Taylor

Resolve that: Council accept the 1st reading of the Officer Bylaw No. 424.

Carried...

11. Bylaws

12. Correspondence

A. List of Correspondence to December 3, 2010

Resolution

Moved by Councillor Ronsley
Seconded by Councillor Akerhielm

Resolve that: Council received the list of Correspondence to December 3, 2010.

Carried...

Letter #1 – regarding CN. Only a small number of complaints to CN in our area; the Village should ask people to call CN direct.

Resident Letter #1 – regarding the Remembrance Day Service – Mayor Broughton to respond with a thank you.

Resident Letter #2 – Public Works Manager Partridge will be working with the resident regarding the vegetation clearing.

13. New Business

A. 2011 Council Meeting Schedule - Approval

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Ronsley

Resolved that: Council approve the 2011 Council Meeting Schedule.

Carried...

Council agreed that Committee of the Whole Meetings will only take place every second Monday; the same day as the Council Meetings.

B. Tree Committee Recommendation at 95 Kelvin Grove Way

C. Tree Committee Recommendation at 255 Kelvin Grove Way

D. Construction Noise Bylaw Rules Education

A noise complaint was received from a resident in regards to the noise going beyond the 5:30pm deadline. The Village Office has recently agreed to give to a copy of the noise bylaw to anyone applying for a building permit. The Village has not received many noise complaints.

E. Bear Management Plan – Already dealt with

14. In Camera

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Taylor

Resolved that: Council move In Camera to discuss matters.

Carried...

15. Adjournment

Resolution

Moved by Councillor Akerhielm
Seconded by Councillor Taylor

Resolved that: Council adjourn the Regular Meeting of December 6, 2010 at 9:35pm.

Carried...

Mayor

Village Manager