



THE MUNICIPALITY OF THE VILLAGE OF LIONS BAY

**REGULAR MEETING OF THE COUNCIL
OF THE VILLAGE OF LIONS BAY
HELD ON TUESDAY, NOVEMBER 7, 2017 at 7:00 PM
COUNCIL CHAMBERS, 400 CENTRE ROAD, LIONS BAY**

MINUTES

In Attendance:

Council: Mayor Karl Buhr
Councillor Fred Bain
Councillor Norman Barmeier
Councillor Ron McLaughlin

Regrets: Councillor Jim Hughes

Staff: Chief Administrative Officer Peter DeJong (Recorder)
Chief Financial Officer Pamela Rooke
Public Works Manager Nai Jaffer

Delegations: 0

Public: 3

1. Call to Order

Mayor Buhr called the meeting to order at 7:01 p.m.

2. Adoption of Agenda

Moved/Seconded

THAT a verbal update from the CAO regarding Upper Chambers be added as Item 8Av;
THAT a verbal report from the CFO regarding Fire Training Trailer Septic Tank Replacement (FTTSTR) be added as Item 8Aia;
THAT an On Table email from Mayor Buhr be added regarding Item 9C and 9D;
THAT an On Table email from Civic Info BC be added as Correspondence G4 under Item 11A; and
THAT the agenda be adopted, as amended.

CARRIED

3. Public Participation (2 minutes per person totalling 10 minutes maximum)

A. Scott Ando

Mr. Ando expressed disappointment that the minutes of the last Council meeting on October 17, 2017 did not include any responses from the Public Works Manager to Mr. Ando's questions [*rectified below in item 5Ai*]. He went on to indicate that he was very concerned about the request by the Municipality for an extension of the deadline for the CWWF grant and that not all government grants get extensions (eg: Western Diversification Fund experience). He suggested that we have an exposure for \$1.6M if only 40% is expected to be completed by March 31, 2018. [*This was corrected by staff in that 60% is expected to be completed by March 31, 2018, which would reduce any such exposure to about \$1M – staff will be following up on the extension request (with similar requests having been granted to other local governments already)*].

B. Glenn Dennison

Mr. Dennison wanted to draw Council's attention to the newly recognized glass sponge reefs which have been located in Howe Sound in the vicinity of Lions Bay and that the public be asked to voluntarily take steps to protect these rare glass sponge reefs. [It was noted that there are resolutions with respect to this matter later in the Agenda and Mr. Dennison was invited to wait and see how Council would deal with the matter later in the meeting.]

4. Public Delegation Requests Accepted by Agenda Deadline (10 minutes maximum)

None

5. Review & Approval of Minutes of Prior Meetings

A. Regular Council Meeting – October 17, 2017

Moved/Seconded

THAT the Regular Council Meeting Minutes of October 17, 2017 be amended:

- i. at Item 3 to include the response of the Public Works Manager as follows:
"Public Works Manager Nai Jaffer noted that they have received 60% drawings which are under review and from there they will receive 90% drawings and then go to tender. He advised they are two to three weeks behind due to a number of factors – will have a revised schedule soon."
- ii. at Item 8A by deleting the summary and inserting "A verbal update regarding the by-election and staffing was provided";
- iii. at Item 10A by deleting the second sentence of the summary and inserting the following: "Staff explained the logic for the new reserve bylaw, as being necessary to address all types of sales of lands and that the bylaw and the method of proceeding had been vetted by both our legal and accounting advisors;
- iv. at Item 12A by deleting the summary and inserting the following: "Mayor Buhr noted that three incidents under Squamish RCMP jurisdiction appeared to be

missing from the Integrated Collision Analysis and Reconstruction Service (ICARS) report and he simply wanted to bring that to Council’s attention.”

THAT the Regular Council Meeting Minutes of October 17, 2017 be approved as amended. **CARRIED**

B. Special Council Meeting – October 24, 2017
 Moved/Seconded

THAT the Special Council Meeting Minutes of October 24, 2017 be adopted as circulated. **CARRIED**

6. Business Arising from the Minutes
 None

7. Unfinished Business

A. Follow-Up Action Items from Previous Meetings

#	Meeting Date	Description of Action Item	Action
27	October 17, 2017	Correspondence G3: Salish Sea Heritage & House of Commons E-Petition 1269	Mayor Buhr to respond

8. Reports

A. Staff

i. CFO: Third Quarter Review
 Moved/Seconded

THAT the Information Report “2017 Third Quarter Review” be received for information purposes. **CARRIED**

i.a. CFO: Fire Training Trailer Septic Tank Replacement (FTTSTR)
 Moved/Seconded

THAT Council approve the capital purchase/installation of a septic tank replacement for the fire training trailer for an amount no greater than \$5,500 to be funded from surplus and/or reserves. **CARRIED**

ii. CFO: Finance Work Plan
 Moved/Seconded

THAT the Information Report “2018 Finance Workplan” be received for information purposes. **CARRIED**

iii. PWM: Encroachment Application – 85 Creekview Place
Moved/Seconded

THAT the application for encroachments at 85 Creekview Place be approved subject to and in accordance with the following terms:

- a. the applicant shall sign a standard licence of occupation with respect to the encroachment in substantially the form of Attachment (a) as prepared by the Village of Lions Bay indemnifying the Municipality from any and all liability and costs related to the driveway encroachment;
- b. the applicant shall pay the sum of \$400 in accordance with Schedule 2 of Fees Bylaw No. 497, 2016, in respect of the encroachment application.

CARRIED

iv. PWM: CWWF Project Status Update
Moved/Seconded

THAT the Information Report “CWWF Project Status Update” be received.

CARRIED

Audio: 8:15 PM

v. CAO Verbal Report re. Upper Chambers
Moved/Seconded

THAT the CAO’s Verbal Update re. Upper Chambers be received.

CARRIED

B. Mayor
None

C. Council
None

D. Committees

i. Trees, Views and Landscapes Committee – Application #80 – 20 Kelvin Grove Way
Moved/Seconded

THAT as mentioned by the Public Works Department and the Village Office, the applicant may top the trees mentioned in the application. The trees should be trimmed following the downward slope, parallel to the land; and

THAT no trees may be trimmed or cut within 55 Kelvin Grove Way. The applicant should take care and attention to avoid any damage, when cutting or trimming and trees nearby their neighbour at 10 Kelvin Grove Way. All wood and debris should be removed.

CARRIED

E. Emergency Services

None

9. Resolutions

A. 2018 Regular Council Meeting Schedule

Moved/Seconded

THAT Council approve the following 2018 Regular Council Meeting Schedule:

January 9 & 23

February 6 & 20

March 6 & 20

April 10 & 24

May 8 & 22

June 5 & 19

July 3 & 17

AUGUST BREAK

September 4 & 18

October 2 & 16

November 6 & 20

December 4 & 18

CARRIED

B. Remainder of Term Acting Mayor's Schedule

Moved/Seconded

THAT Council approve the following amended Acting Mayors Schedule for 2017/2018:

November 2017 – January 2018: Councillor Fred Bain

February 2018 – April 2018: Councillor Norman Barmeier

May 2018 – July 2018: Councillor Jim Hughes

August 2018 – November 6, 2018: Councillor Ron McLaughlin

CARRIED

C. Glass Sponge Reefs

Moved/Seconded

WHEREAS the Ocean Watch Task Force of the Howe Sound Community Forum, of which Lions Bay is a member, has recommended that Forum members take steps to protect glass sponge reefs in Howe Sound;

NOW THEREFORE the Council of the Village of Lions Bay resolves to:

- (a) endorse all protection of glass sponge reefs by the federal Department of Fisheries and Oceans ("DFO"); and
- (b) request DFO to consult with local governments, stakeholders and First Nations affected by protecting glass sponge reefs in Howe Sound; and
- (c) support initiatives to protect and preserve glass sponge reefs in Howe Sound, both presently known and discovered in the future.

Moved/Seconded

THAT an additional clause be inserted after clause (b) requesting DFO to provide signage, posters, brochures, and/or other communication materials for the Lions Bay Marina and various beach and park locations.

CARRIED

The main motion as amended was Moved and Seconded, reading as follows:

WHEREAS the Ocean Watch Task Force of the Howe Sound Community Forum, of which Lions Bay is a member, has recommended that Forum members take steps to protect glass sponge reefs in Howe Sound;

NOW THEREFORE the Council of the Village of Lions Bay resolves to:

- (a) endorse all protection of glass sponge reefs by the federal Department of Fisheries and Oceans ("DFO"); and
- (b) request DFO to consult with local governments, stakeholders and First Nations affected by protecting glass sponge reefs in Howe Sound; and
- (c) request DFO to provide signage, posters, brochures, and/or other communication materials for the Lions Bay Marina and various beach and park locations; and
- (d) support initiatives to protect and preserve glass sponge reefs in Howe Sound, both presently known and discovered in the future.

CARRIED

D. Howe Sound Marine Reference Guide

Moved/Seconded

WHEREAS the Ocean Watch Task Force of the Howe Sound Community Forum, of which Lions Bay is a member, has recommended that Forum members endorse preparation of a Howe Sound Marine Reference Guide (Guide), and that its local government members contribute an aggregate \$20,000.00 per year for three years to its production;

NOW THEREFORE the Council of the Village of Lions Bay resolves to support such recommendation and to make a proportional contribution, rounded up to the nearest \$500, of \$1000 per year for three years under the stipulated Scenario A, or \$500 per year for three years under Scenario B.

CARRIED

10. Bylaws

A. Bylaw Notice Enforcement Bylaw No. 385, 2006, Amendment Bylaw No. 533, 2017 - Adoption

Moved/Seconded

THAT Bylaw Notice Enforcement Bylaw No. 385, 2006, Amendment Bylaw No. 533, 2017 be adopted.

CARRIED

B. Fire Bylaw No. 428, 2011, Amendment Bylaw No. 535, 2017 – First and Second Reading

Staff provided additional information regarding average and median assessed values of improvements (Average: \$225.5K; Median: \$172K) which suggested that the proposed sprinklering threshold in the bylaw amendment would be too low. A discussion with Council ensued regarding the policy considerations for requiring sprinklering in a community with a volunteer fire department. It was noted and agreed that the requirement for new construction was not debatable, but determining at what level of renovation it should be required was much more complicated for renovations. Council ultimately settle upon the following on table amendments:

Section 44 - Add the following words to the end of the section:

“and approved by the Building Inspector”;

Section 45 – Replace the section entirely with the following:

“If a person makes an alteration to a residentially zoned building which does not have a sprinkler system, and the value of the alteration as specified in the applicable building permit is more than 50% of the replacement value of the building, as determined by multiplying the gross floor area of the building by \$300, then the entire building must have a fire sprinkler system or fire suppression system installed by a qualified professional and approved by the Building Inspector.”

Moved/Seconded

THAT Fire Bylaw No. 428, 2011, Amendment Bylaw No. 535, 2017, as amended, be introduced and read a first and second time.

CARRIED

Audio: 9:30 PM

11. Correspondence

Moved/Seconded

THAT the following actions be taken with respect to the correspondence:

- G1: Mobility Pricing Mayors and Council Workshop Invite – Mayor Buhr is attending
- G2: Microcell Resolution & Notice of Wireless Harm – No Action
- G3: Salish Sea: Letters to Mayors, Councils, Regional Directors – No Action
- G4: Passenger Directed Vehicle Services (Ridesharing) – Mayor Buhr to respond
- R1: Joe Jankovics – No further response

CARRIED

12. New Business

A. Resident Welcome Packages

Moved/Seconded

THAT the Information Report “Resident Welcome Packages” be received.

CARRIED

13. Public Questions & Comments (2 minutes on any topic discussed in this meeting)

Glenn Dennison

Mr. Dennison wished to bring a letter from DFO to the attention of Council [see p.63].

14. Closed Council Meeting

Moved/Seconded

THAT the meeting be closed to the public on the basis of matters to be considered under the following sections of the *Community Charter*:

90 (1) A part of a council meeting may be closed to the public if the subject matter being considered relates to or is one or more of the following:

- a) personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the municipality or another position appointed by the municipality;
- b) personal information about an identifiable individual who is being considered for a municipal award or honour, or who has offered to provide a gift to the municipality on condition of anonymity;
- c) labour relations or other employee relations;
- d) the security of the property of the municipality;
- e) the acquisition, disposition or expropriation of land or improvements, if the council considers that disclosure could reasonably be expected to harm the interests of the municipality;
- f) law enforcement, if the council considers that disclosure could reasonably be expected to harm the conduct of an investigation under or enforcement of an enactment;
- i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;

j) information that is prohibited, or information that if it were presented in a document would be prohibited, from disclosure under section 21 of the *Freedom of Information and Protection of Privacy Act*;

k) negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages and that, in the view of the council, could reasonably be expected to harm the interests of the municipality if they were held in public;

l) discussions with municipal officers and employees respecting municipal objectives, measures and progress reports for the purposes of preparing an annual report under section 98 [*annual municipal report*].

m) a matter that, under another enactment, is such that the public may be excluded from the meeting.

90 (2) A part of a council meeting must be closed to the public if the subject matter being considered relates to one or more of the following:

b) the consideration of information received and held in confidence relating to negotiations between the municipality and a provincial government or the federal government or both, or between a provincial government or the federal government or both and a third party;

d) a matter that, under another enactment, is such that the public must be excluded from the meeting.

CARRIED

The meeting was closed to the public at 9:45 p.m. on November 7, 2017.

The meeting was re-opened to the public at 11:45 a.m. on November 15, 2017.

15. Reporting Out From Closed Portion of Meeting

None at this time.

16. Adjournment

Moved/Seconded

THAT the meeting be adjourned.

CARRIED

The meeting was adjourned at 11:45 a.m., November 15, 2017.

Mayor

Corporate Officer

Date Approved by Council:

November 21, 2017