



THE MUNICIPALITY OF THE VILLAGE OF LIONS BAY

**REGULAR MEETING OF THE COUNCIL
OF THE VILLAGE OF LIONS BAY
HELD ON TUESDAY, DECEMBER 18, 2018 at 7:00 PM
COUNCIL CHAMBERS, 400 CENTRE ROAD, LIONS BAY**

MINUTES

In Attendance:

Council: Mayor Ron McLaughlin
Councillor Neville Abbott
Councillor Fred Bain
Councillor Norm Barmeier
Councillor Jaime Cunliffe

Staff: Chief Administrative Officer Peter DeJong
Chief Financial Officer Pamela Rooke
Office Coordinator Shawna Gilroy (Recorder)

Delegations: 1

Public: 9

1. Call to Order

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

2. Adoption of Agenda

Moved/Seconded

THAT item 8Cii – Councillor Bain: TransLink Meeting Discussion be added; and

THAT the agenda be adopted, as amended.

CARRIED

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

A. Brenda Broughton

Ms. Broughton thanked Council and CAO DeJong for the discussion two weeks ago and for the thoughtful debate and for bringing a policy forward with respect to the highway 99 matters.

B. Michael Broughton

Mr. Broughton indicated he had served on the Highway Advisory Group from start to finish and thanked Council for the previous motion at the last meeting. He wished to remind them that sound mitigation and safety are two important aspects of the highway. He discussed the three key items which were advocated for while on the Highway Advisory Group, being quiet pavement, sound walls and highway speed to remain at 60 km/h based on the sound level generated by that speed. He submitted that any increase in the speed limit would be inconsistent with the work of the Highway Advisory Group.

Audio: 00:06

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

A. Ruth Simons and Fiona Beaty – Howe Sound Community Forum

Ms. Simons and Ms. Beaty gave a presentation on initiatives of the Howe Sound Community Forum, in particular the Howe Sound Biosphere Region Initiative. They encouraged the Village of Lions Bay to continue their participation at the forums which take place twice a year and to consider a budget for hosting a forum in the next four years. They discussed the letter of support passed by Council in 2006 regarding the Howe Sound Biosphere Region Initiative's nomination to have Atl'Kitsem/Howe Sound designated as a Biosphere Reserve under UNESCO's "Man and the Biosphere" program. Lastly, Ms. Beaty, Project Director for the Marine Reference Guide, discussed the ongoing work with the Oceanwatch Task Force and Marine Reference Guide and requested continued participation on the Task Force and with the project development. Ms. Simons also noted that the minutes to previous meetings are accessed through a Google drive which only members have access to but can be retrieved for others if interested.

Audio: 00:23

5. Review & Approval of Minutes of Prior Meetings

A. Regular Council Meeting – December 4, 2018

The following was amended:

- Item 6, first bullet – In the second sentence after "Councillor Abbott clarified", add the words "this was not a conflict of interest and"

Moved/Seconded

THAT the Regular Council Meeting Minutes of December 4, 2018 be approved as amended.

CARRIED

6. Business Arising from the Minutes

Item 6, second bullet – Councillor Bain queried what “other options” meant and it was clarified that the intent was to establish to a base degree that that there are no substantive concerns with respect to environmental contamination and to use the information to persuade CN that we do not need \$10,000,000 worth of liability insurance.

7. Unfinished Business

A. Follow-Up Action Items from Previous Meetings

#	Meeting Date	Description of Action Item	Action
56	July 3, 2018	G4: City of North Vancouver – Notice to Withdraw from the North Shore Bylaw Notice Dispute Adjudication Registry Agreement – CAO to follow up	Waiting on new agreement – in progress
59	September 4, 2018	R4: Gate at End of Lions Bay Avenue – Max Wyman – CAO DeJong to respond	Completed
60	December 4, 2018	G1: Development Inquiry – CAO to follow up with Mr. Zhang	Completed
61	December 4, 2018	R2: Dawn Mitchell – Lions Bay School – Councillor Cunliffe to follow up PAC meeting with article in Village Update	Completed
62	December 4, 2018	R3: Tamara Leger – 2019 Lions Bay Cultural Funding Grant Notification Process – staff to respond to Ms. Leger	Completed

Audio: 00:27

8. Reports

A. Staff

i. CAO: Council Policy re. Highway 99 Through Lions Bay

CAO DeJong provided additional information received from Ministry of Transportation and Highways (MOTI) staff advising they are of the view that 60 km/h through Lions Bay is too slow because there is a greater range of actual speeds than what their engineering parameters call for; therefore, regardless of whether Lions Bay had been advocating or not for an increase from 60 km/h to 70 km/h, they recommend that the base speed limit be set at 70 km/h, but would certainly take any change of Council’s position into consideration. The increased speed would provide for a smaller, more consistent range of speeds, given that the median speed of 85% of southbound traffic is 85 km/h and of northbound traffic is 90 km/h. It was also advised that they would look at different parameters for Average Speed-Over Distance and determine what is appropriate, if the Province were to move forward with a trial.

Council discussed the matter and amended paragraph 5 of Policy No. 1803 – Council Policy re. Highway 99 Through Lions Bay to read as follows:

5. Notwithstanding that MOTI supports an increase of the base speed limit through the Village of Lions Bay from 60 km/h to 70 km/h, the Municipality opposes any increase in the base speed limit of 60 km/h through the Village.

Moved/Seconded

THAT Policy No. 1803 – Council Policy re. Highway 99 Through Lions Bay be adopted as amended.

CARRIED

Audio: 00:47

ii. CAO: Village of Lions Bay Model Code of Conduct

Moved/Seconded

THAT Council adopt the Village of Lions Bay Code of Conduct.

Councillor Abbott recommended the following changes:

- Section D, bullet 2 – insert the words “of this Code of Conduct” between the words “values” and “collectively”;
- Section D, add a 6th bullet as follows: “Members will uphold the public interest, serving citizens diligently to make decisions in the best interest of the community.”

AMENDING MOTION:

Moved/Seconded

THAT the Village of Lions Bay Code of Conduct be amended as follows:

- Section D, bullet 2 – insert the words “of this Code of Conduct” between the words “values” and “collectively”;
- Section D, add a 6th bullet as follows: “Members will uphold the public interest, serving citizens diligently to make decisions in the best interest of the community.”

CARRIED

AMENDED MOTION

Moved/Seconded

THAT Council adopt the Village of Lions Bay Code of Conduct, as amended.

CARRIED

Audio: 01:00

iii. CFO: 2019 Finance Workplan

Council reviewed the 2019 Finance Workplan.

Moved/Seconded

THAT the report “2019 Finance Workplan” be received for information purposes.

CARRIED

Audio: 01:05

B. Mayor

i. Councillor Cunliffe and Mayor McLaughlin are meeting with the Lions Bay Elementary School PAC Chair and the Principal on Thursday. Mayor McLaughlin advised that the school would like to continue to stay open and that Council should do some work in promoting the school to families, starting with a piece in the Village Update, and through the School District.

ii. Mayor McLaughlin advised Council that the TransLink Mayor’s Council appointed him to their Finance and Governance Committee and Metro placed him on their Aboriginal Relations, Climate Action and Electoral Area A committees.

C. Council

i. Council Articles for the Village Update (Verbal)

The following articles will be in upcoming Village Updates:

- January 4, 2019 – Councillor Bain: EPC, EOC, Ambulance Services and Lions Bay Fire Rescue
- January 18, 2019 – Councillor Cunliffe: Lions Bay School, Pre-School, After School Care
- February 1, 2019 – Councillor Abbott: Wood Burning OR Communication
- February 15, 2019 – Councillor Barmeier: Infrastructure Committee
- March 1, 2019 – Councillor Abbott: Topic not covered on February 1st.

ii. Councillor Bain: TransLink Meeting Update

Councillor Bain attended the TransLink Mayor’s Council meeting on December 13th and noted that he was impressed by the form and structure of how the meeting was carried out, that Mayors were respectful albeit items of conflict arose, the Chair did a good job controlling the meeting and the staff provided detailed reports and analysis to assist the decision-making process.

iii. Communications Protocols

Council discussed communications protocols for responding to media requests being handled by the Mayor or, if the Mayor is not available, the Acting Mayor. The CAO may respond to administrative, operational or technical matters but will otherwise defer to the Mayor or Acting Mayor.

D. Committees

None

E. Emergency Services

None

9. **Resolutions**

None

Audio: 01:18

10. **Bylaws**

A. Fees Bylaw No. 497, 2016, Amendment Bylaw No. 554, 2018 - Adoption
Moved/Seconded

THAT Fees Bylaw No. 497, 2016, Amendment Bylaw No. 554, 2018 be adopted.

CARRIED

B. Bylaw Notice Enforcement Bylaw No. 385, 2006, Amendment Bylaw No. 555, 2018 – Three Readings

This bylaw was amended in anticipation of the new agreement with the District of North Vancouver regarding Bylaw Adjudication Registry.

The following in section 8.2 was amended:

- add “from time to time,” after the word “execute”;
- strike the word “system” and replace with the word “registry”;
- strike the sentence “the District of North Vancouver and such other neighbouring jurisdictions” and replace with “one or more local governments”;
and
- strike the word “new” and replace with “most current”.

Moved/Seconded

THAT Bylaw Notice Enforcement Bylaw No. 385, 2006, Amendment Bylaw No. 555, 2018, as amended, be introduced and read three times.

CARRIED

C. Soil Deposit, Soil Removal and Land Alteration Bylaw No. 510, 2018, Amendment Bylaw No. 556, 2018 – Three Readings

This amendment addresses an oversight in the definition of “Land Alteration”.

Moved/Seconded

THAT Soil Deposit, Soil Removal and Land Alteration Bylaw No. 510, 2018, Amendment Bylaw No. 556, 2018 be introduced and read three times.

CARRIED

11. Correspondence

A. List of Correspondence to December 14, 2018

Moved/Seconded

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

- G1: Fifteen Important Questions to be Asked of TransLink – no action
- G2: Rural Program Eligibility for Village of Lions Bay – no action
- G3: Review of Navigational Risks of LNG Tankers – no action
(Councillor Abbott noted for all that he would be recusing himself from any matters dealing with Woodfibre LNG as his company has worked for them in the past and his company may do so again)
- G4: Advancing Women’s Equity in Canada – no action
- G5: Ocean Watch Task Force – Howe Sound – Councillor Bain to attend
- G6: Ocean Watch Task Force – no action
- R1: Patrick Craig – Lions Bay Beach Park Renewal – CAO DeJong to respond
- R2: Karl Buhr – Changing Highway 99 Speed Limits – Mayor McLaughlin to advise Mr. Buhr of Council’s policy decision
- R3: Lions Bay Beach Park Feedback – no action
- R4: Jon Povill – Climate Change Mitigation – CAO DeJong to respond to request for delegation and make arrangements for a suitable Council meeting in the New Year
- R5: Rod Baker - \$40,000 RCMP – Mayor McLaughlin to respond
- R6: Jon Povill – West Coast Environmental Law – See R4

CARRIED

12. New Business

A. Support for Saplings Pre-School (Verbal)

CAO DeJong advised Council that he looked into our ability to meet Sapling’s request to promote their pre-school on our website and in the Village Update; however, they are a business and the Village is unable to promote them without entering into a Partnering Agreement.

Moved/Seconded

THAT the CAO prepare a Partnering Agreement between the Village of Lions Bay and the Saplings Pre-School to bring back to Council for consideration.

CARRIED

Audio: 01:38

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

Brenda Broughton

Ms. Broughton noted that it has been interesting to stay and listen to Council's conversations and thanked them for doing a great job.

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;
- c) labour relations or other employee relations;
- 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;
- 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];

CARRIED

The meeting was closed to the public at 8:41 p.m.

The meeting was re-opened to the public at 9:05 p.m.

15. Reporting Out From Closed Portion of Meeting
None

16. Adjournment
Moved/Seconded

THAT the meeting be adjourned.

CARRIED

The meeting was adjourned at 9:05 p.m.

Mayor

Corporate Officer

Date Approved by Council:	January 22, 2019
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