



VILLAGE OF LIONS BAY

**SPECIAL MEETING OF THE COUNCIL
OF THE VILLAGE OF LIONS BAY
HELD ON FRIDAY, NOVEMBER 4, 2022 at 6:00 PM
COUNCIL CHAMBERS, 400 CENTRE ROAD, LIONS BAY
AND VIA ZOOM VIDEO CONFERENCE**

MINUTES

In Attendance:

Council: Mayor Ken Berry
Councillor Neville Abbott
Councillor Norm Barmeier
Councillor Michael Broughton
Councillor Marcus Reuter

Staff: CAO/Corporate Officer Peter DeJong (Recorder)
Chief Financial Officer Pamela Rooke

Delegations: 0

Public: 31 Online and 11 in Council Chambers

1. Call to Order

The meeting was called to order at 6:06 pm

2. Closed Council Meeting

Moved/Seconded

THAT the Closed Council Meeting be postponed until after Item 6D.

CARRIED

Opposed: Clr. Broughton

3. Reporting Out from Closed Portion of Meeting (if applicable)

Postponed per Item 2.

4. Adoption of Agenda

Moved/Seconded

THAT the section 90(2)(d) be added as an additional ground for closing the meeting (per the Freedom of Information and Protection of Privacy Act) [a matter that, under another enactment, is such that the public must be excluded from the meeting]; and
THAT the correspondence from the public on November 4th regarding the Lions Bay Beach Park be received On Table; and

THAT the Agenda be approved as amended.

CARRIED

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

A. Mary Brown, co-Director, ESS (with Leslie Nolin)

- Over \$200K grant from TransLink for Connector Project is significant
- Improved access from Kelvin Grove to central Lions Bay is important
- Existing trail from Kelvin Grove could be helpful to Public Works and ESS in an emergency, especially if the trail was widened, flattened and paved
- Would improve access for persons with disabilities
- Trail could be considered a liability in its current state
- Should bring forward the Creus information and consider potential positive options – public deserves an opportunity for consultation

B. Greg Weary

- Rural designation should be considered when making decisions about projects and priorities.

C. Ryan Bruce (Events committee co-chair)

- Need to move LBBP consultation along
- 90 day delay is concerning – not needed, especially if proceeding with a Town Hall meeting on December 1st.

D. Jason Darr

- Concerned that timeline delays for LBBP will have negative cost consequences
- More than repair is required so grant is a no-brainer for replacement of building and added value for rest of park features.

E. Leslie Nolin

- Adults need to make decisions for the sake of the children

F. Adam Solheim

- Concerned about timelines around park grant – don't want to jeopardize

G. Marek Sredski

- Delays with project over past 5 years, especially last 2 years, are due to the absentee Village Manager

H. Carmen Leeson

- Need to have public consultation for beach park
- The grant is a no-brainer

6. Resolutions/Items for Discussion:

A. Staff Hiring Freeze

Moved/Seconded

THAT an immediate staff hiring freeze be invoked, including no replacement staff to focus on our existing team for an initial interim period of six months.

- CAO DeJong noted that the election platform for a “hiring freeze” was published at a time when we had a great employee in the Municipal Coordinator position and no one knew she would be leaving.
 - If the idea is to honour an election promise, then it should reflect the conditions in effect at the time of the promise.
 - There is no one else to do the work of this full-time permanent employee.
 - “Hiring Freeze” should be defined as “no new positions” – not no replacement of currently existing positions if they become vacant.
 - Would mean we cannot replace the fire chief who resigned
 - If Building Inspector retires, we cannot replace him and no one would get a building permit
 - If CFO or PWM were to leave, we'd be left in a serious quandry
- Discussion:
 - Suggestion to review org chart and capacity of organization first
 - Municipal Coordinator pretty important
 - Need to understand who would do the work
 - How would this affect the rest of staff's ability to perform their work
 - Don't need 6 months to review – get done by January

- Would be good to get report to understand all issues

Moved/Seconded

THAT the motion be amended to read:

THAT an immediate staff hiring freeze be invoked, including no replacement staff, to focus on our existing team for an initial interim period of up to 3 months or less, pending receipt of a staff report on the matter.

CARRIED

B. Conflict of Interest Declaration:

Moved/Seconded

THAT all non-union management be requested to complete a Conflict-of-Interest Form which is congruent with the form that is best practice for government employees.

- CAO DeJong asked what the intent of this proposal was as there is no general conflict of interest form for local government employees and both he and the CFO, along with all elected officials, must sign a *Financial Disclosure Act* declaration each year. As well, all management contracts contain a conflict of interest provision.
- Copies of the declarations will be requested.

DEFEATED UNANIMOUSLY

C. Lions Bay Beach Park Revitalization Project:

Moved/Seconded

THAT Council:

- i. Place the Lions Bay Beach Park revitalization on hold for up to 90 days to review the project;
- ii. Hold our first Town Hall Meeting December 1st to consult with residents in an open and transparent form.

- CAO DeJong noted the project is already on hold and landscape architects (PMG) have been requested by project manager (Core) to provide better graphics/photos of what the proposed prefabricated washroom facility would look like with the standard finishes, and provide us with a quote for preparing materials for appearing at a Public Information / Townhall meeting. PMG indicated they are available for December 1st.

- Discussion:
 - Emphasis of “up to” 90 days but don’t want to delay unnecessarily
 - Critical to understand project
 - Spoke to landscape architect - seeking to understand community desires
 - Suggestion to move the item to the Nov.15th Council meeting and request a staff report to understand full background
 - Concerns re. potential impacts on contracts
 - Language of “90 day hold” vs. “public consultation” doesn’t resonate
 - In the middle of a process – suggestion to use “Have Your Say” instead of a Town Hall
 - Perhaps both HYS and Town Hall – timelines tight
 - Concerned about money being spent in the interim

DEFEATED

Opposed: Councillors Abbott, Barmeier and Reuter

Moved/Seconded

THAT the Lions Bay Beach Park engagement with the public continue to be developed and implemented, including a Have Your Say, with the aim to have a Town Hall session December 1st; and
THAT no further contractual commitments or expenses be incurred without Council approval.

CARRIED

D. Lions Bay Connector Project:

Moved/Seconded

THAT the Lions Bay Connector Project be placed on hold for up to 90 days to review project.

- CAO DeJong noted the project is already on hold and the consulting engineers were requested to provide the plans and drawings they have prepared to date so that we can bring that in a report to the November 15th Regular Meeting and Council can determine how it wishes to proceed regarding consultations with the general public.
- Discussion:
 - Need to understand project and share information with public
 - Suggestion to hold a Town Hall at the same time as the beach park

- And/Or a Have Your Say
- Lack of information concerning – need to evaluate
- Acknowledgement of comments from Mary Brown during Public Participation at the beginning of the meeting

Moved/Seconded

THAT the motion be amended to read:

THAT the Lions Bay Connector Project be placed on hold for up to 90 days to review project with a staff report to be brought to the November 15th meeting and an aim to combine this consultation with the beach park Town Hall.

CARRIED

On Table Correspondence

- A. Riley and Jason Darr – November 4, 2022
Topic: Beach Park, densification and water supply, and parking revenue
- B. Nicola Dudley and Marcel Jacob – November 4, 2022
Topic: Beach Park Project
- C. Stephanie Beattie – November 4, 2023
Topic: Beach Revitalization Project - please go ahead
- D. Hugo van Hoogstraten – November 4, 2022
Topic:

An opportunity was provided for Public Questions & Comments before the Closed Meeting

- E. Ryan Bruce
 - Suggested it would make more sense for Council to do a “Have Your Say” after a Town Hall.
- F. Carmen Leeson
 - Expressed concerns about staff shortages impacting capacity

Item 2 – Closed Meeting was brought forward on the Agenda

2. Closed Council Meeting

Moved/Seconded

Proposed topics for discussion in the absence of the public:

- a. Office Staffing

THAT the meeting be closed to the public on the basis of matters to be considered under the following sections of the *Community Charter* and where required, the Council does consider that the matters could reasonably be expected to harm the interests of the municipality if they were held in public:

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;
- (n) the consideration of whether a council meeting should be closed under a provision of this subsection or subsection (2)

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:

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

**Council anticipates reconvening the open meeting to report out, if applicable.*

The meeting was closed to the public at 7:27 pm.

The open meeting was reconvened at 8:29 pm.

3. Reporting Out from Closed Portion of Meeting (if applicable)

It was noted that additional information is required in respect of the matter discussed, to come to the November 15, 2022 Closed Council Meeting.

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

No further questions or comments from the public

8. Adjournment

Moved/Seconded

THAT the meeting be adjourned.

CARRIED

The meeting was adjourned generally at 8:30 pm

Mayor

Corporate Officer

Date Approved by Council:	November 15, 2022
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