



**REGULAR MEETING OF THE COUNCIL
OF THE VILLAGE OF LIONS BAY
HELD ON TUESDAY, SEPTEMBER 5, 2023 at 6:00 PM
COUNCIL CHAMBERS, 400 CENTRE ROAD, LIONS BAY
AND VIA ZOOM VIDEO CONFERENCE**

MINUTES

In Attendance: Mayor Ken Berry
Councillor Neville Abbott
Councillor Michael Broughton
Councillor Jaime Cunliffe
Councillor Marcus Reuter

Staff: Marina Blagodarov, Acting Municipal Coordinator
Karl Buhr, Public Works Manager
Justine Wiklo, Raincoast Ventures Ltd. (via videoconference) (Recorder)

Public: 4 in person; 58 via videoconference

1. Call to Order

The meeting was called to order at 6:02 p.m.

2. Closure of the Council Meeting

Proposed topics for discussion in the absence of the public:

A. Legal

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* 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;
- (d) the security of the property 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;
- (g) litigation or potential litigation affecting the municipality;
- (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;
- (n) the consideration of whether a council meeting should be closed under a provision of this subsection or subsection (2).

CARRIED

Meeting returned to open session at 7:02 p.m.

3. Reporting out from Closed portion of Meeting

It was reported that the Village of Lions Bay has signed new Chief Administrative Officer (CAO), and the name will be announced later this week. It is hoped that they will be present at the next meeting on September 18, 2023.

4. Adoption of Agenda

Moved/Seconded

THAT the agenda for the September 5, 2023, Regular Council Meeting be adopted with the addition of:

- Item 14.A, Trail Access
- Under Item 9, Fire Smart Safety Actions.

CARRIED

5. Public Participation

A. Kambiz Azordegan

Kambiz Azordegan raised concerns regarding the need for a parking committee, and to keep the parking lots closed until signage is replaced.

B. Mary McLaughlin

Mary McLaughlin expressed concerns about the Mayor's statement on interest revenue being incorrect, in addition to requesting that utility bills be distributed on time.

- C. David Shore
David Shore raised concerns with disparaging comments by Councillor Reuter regarding hikers.

6. Delegations

- A. Conservation Officer Service – Lions Bay Bear Smart
Simon Gavel, Conservation Officer Service of BC, provided information regarding bear safety and wildlife conservation.

7. Review and Approval of Minutes of Prior Meetings

- A. Regular Council Meeting – July 18, 2023

Moved/Seconded

THAT the Regular Council Meeting Minutes of July 18, 2023 be approved.

CARRIED

- B. Special Council Meeting – July 26, 2023

Moved/Seconded

THAT the Special Council Meeting Minutes of July 26, 2023, be approved with the following amendments:

- Page 14, Item 3.A.iii, amend the note on discussion to read “Discussion ensued on instances of Bylaw Officer and Wildlife Specialist performing garbage storage audits on private properties”.

CARRIED

- C. Special Council Meeting – August 3, 2023

Moved/Seconded

THAT the Special Council Meeting Minutes of August 3, 2023, be approved.

CARRIED

- D. Special Council Meeting – August 10, 2023

Moved/Seconded

THAT the Special Council Meeting Minutes of August 3, 2023, be approved.

CARRIED

- E. Special Council Meeting – August 12, 2023

Moved/Seconded

THAT the Special Council Meeting Minutes of August 12, 2023, be approved with the following amendments:

- Page 19, Item 1, amend the time at which the meeting was called to order to 9:32 a.m.
- Page 19, Item 1, amend to include the statement “regrets from Council members not present”.

CARRIED

F. Special Council Meeting – August 13, 2023

Moved/Seconded

THAT the Special Council Meeting Minutes of August 13, 2023, be approved with the following amendments:

- Under “In Attendance”, remove the “(via teleconference)” from Councillor Reuter, and add it to Mayor Berry.

CARRIED

G. Special Council Meeting – August 22, 2023

Moved/Seconded

THAT the Special Council Meeting Minutes of August 22, 2023, be approved.

CARRIED

H. Special Council Meeting – August 29, 2023

Moved/Seconded

THAT the Special Council Meeting Minutes of August 29, 2023, be approved.

CARRIED

I. Regular Council Meeting – January 17, 2023

Moved/Seconded

THAT the Regular Council Meeting Minutes of January 17, 2023, be approved with the following amendments:

- Page 31, Item 9.A.i. amend the last sentence to read “Mayor and Councillor Broughton appreciated the A/CAO’s expertise and experience brought to the position”
- Page 31, Item 10, amend the resolution to read “THAT Councillor Broughton take on the role of Acting Mayor for the remainder of the month if Councillor Abbott is unavailable”
- Page 31, Item 12.A, strike the second paragraph.

CARRIED

J. Special Council Meeting – March 24, 2023

Moved/Seconded

THAT the Special Council Meeting Minutes of March 24, 2023, be approved.

CARRIED

K. Special Council Meeting – February 24, 2023

Moved/Seconded

THAT the Special Council Meeting Minutes of February 24, 2023, be approved.

CARRIED

L. Regular Council Meeting – January 31, 2023

Moved/Seconded

THAT the Regular Council Meeting Minutes of January 31, 2023, be approved with the following amendments:

- Page 42, Item 5.B, the second sentence be amended to read “Mayor responded” rather than “Council responded”
- Page 42, Item 5, the order of speakers should be changed to reflect KC Dyer under Item 5.E rather than 5.B
- Page 44, Item 10.B.i, replace “Municipal Clerk/Coordinator” with “Municipal Clerk”.

CARRIED

8. Business Arising from the Minutes

A. Annual Report

It was noted that Joe Chirkoff, Controller, is working on an Annual Report, and any further input should be submitted as soon as possible.

B. Bear Audit Program

Councillor Abbott noted that communications regarding the Bear Audit Program are to be revisited prior to recommencing the program.

9. Unfinished Business

VILLAGE OF LIONS BAY FOLLOW-UP ACTION ITEM LIST				
ACTION NO.	DATE	ITEM/ACTION/DESCRIPTION	PERSON	STATUS
265	Feb 21, 2023	Follow up with Ministry regarding Vacancy Tax and Report back to Council	Councillor Reuter	Ongoing
284	June 20, 2023	Contact the local Member of Parliament and Member of the Legislative Assembly to inform of CN Rail’s request and seek required support	Councillor Broughton	Ongoing
285	June 20, 2023	Apply for the Disaster Mitigation and Adaptation Fund or otherwise report back to Council	Staff	Due to current workflow and deadlines, work on this application will not start until July 10
286	June 20, 2023	A Fire Smart representative, in conjunction with the Fire Chief, be contacted to provide a presentation on measures to mitigate wildfire risks	Council to appoint a representative	Ongoing

287	June 20, 2023	Update diesel reports with recent information and report back to Council	PWM, Karl Buhr	Ongoing
289	July 4, 2023	First draft of the Local Government Climate Action Program Report for the Climate Action Committee’s review	Controller, Joe Chirkoff	Complete
290	July 18, 2023	Identify information sources in the Local Government Climate Action Program Report for review at an upcoming Climate Action Committee meeting.	Controller, Joe Chirkoff	Ongoing
291	July 18, 2023	Procurement Policy	Controller, Joe Chirkoff	Ongoing
292	July 18, 2023	Renewable Diesel Discussion		Complete
293	July 18, 2023	Bayview Bridge		Ongoing
294	July 18, 2023	Research best practices for Correspondence and Communication Policies, 1401 and 1405, for Council’s consideration.	Deanna Campbell	To be deferred to the new CAO.

Councillor Broughton provided an update on Action No. 284 and advised that discussions with Transport Canada and the CN Representative would be taking place. Follow-up with Transport Canada is ongoing to clarify traffic pattern requests.

During discussion on Action No. 286, Mayor Berry presented the following motion:

Moved/Seconded

THAT Council appoint the Fire Chief, or a representative, in coordination with the Emergency Program Committee, to provide fire safety recommendations to staff consistent with the Diamond Head Report dated May 2021.

CARRIED

It was noted that Action No. 291 would need to be brought back to Council.

An update was provided on Action No. 293, advising that a telehandler has been delivered to move timbers onto the bridge.

It was noted that Action No. 294 is to be deferred until the new CAO has started.

- 10. Reports:**
 A. Staff
 None.

B. Mayor
None.

C. Council

- i. Update for Infrastructure Committee
Moved/Seconded

THAT Council approve Terms of Reference of the Infrastructure Committee.

CARRIED

- ii. Klatt Building Renovation Project

Discussion ensued regarding the Klatt Building Renovation Project.

Action: It was requested that Council meet with stakeholders, and work with Dave Butler to have a permit re-issued.

D. Committees

- i. Lions Bay Beach Park Advisory Committee Update

Councillor Broughton advised that the Committee is meeting on September 6, 2023, and a further update will be provided at the next Council meeting on September 19, 2023.

E. Emergency Services

- i. RCMP Report

Moved/Seconded

THAT the RCMP report from May to June 2023 be received.

CARRIED

11. Resolutions

- A. Communications to the Community of the Village of Lions Bay in the Village Update
Moved/Seconded:

WHEREAS Mayor Berry was duly elected singularly as the Mayor of Lions Bay on October 15th, 2022, AND

WHEREAS democracy thrives in an environment of accurate and timely information, AND

WHEREAS a community excels in the presence of recognition and support, AND

WHEREAS the Mayor is seen and must act as the key representative and head of the Village of Lions Bay at times of celebration and challenge,

THEREFORE, BE IT RESOLVED THAT restrictions to the Mayor posting regular communications to the Community of the Village of Lions Bay in the Village Update be removed effective immediately.

DEFEATED

(Councillors Abbott, Reuter and Cunliffe opposed)

Discussion ensued regarding the Village Update and communications from Mayor and Council, and it was noted that the policies could be revised when the new CAO is in place.

B. Noise Relaxation Request – Lions Bay House Concerts

Moved/Seconded

THAT Council grant an exception to Noise Bylaw No. 283, 1998 to allow for the following events with amplified sound between the hours of 8 a.m. and 11 p.m. at the Broughton Hall

- October 22, 2023 event
- November 25, 2023 event
- December 16, 2023 event
- December 23, 2023 event.

CARRIED

12. Bylaws

None

13. Correspondence

A. List of Correspondence to August 31, 2023 (*page 64*)

The list of correspondence was included with the meeting materials for information.

Moved/Seconded

THAT general and resident correspondence be received for information.

CARRIED

14. New Business

A. Trail Access

Moved/Seconded

THAT the trails be reopened by Friday, September 8, 2023, subject to input from the Emergency Management and Climate Readiness Office (Southwest Region), Metro Vancouver, Lions Bay Emergency Planning Committee Chair, and the Lions Bay Fire Chief.

DEFEATED

(Councillors Abbott, Reuter and Cunliffe opposed)

Discussion ensued regarding the closure of the trailhead access, and concerns were raised about the lack of precipitation, in addition to concerns that the closures were not warranted.

15. Public Questions and Comments

None.

16. Adjournment

Moved/Seconded

THAT the September 5, 2023, Open Session of the Regular Council Meeting for the Village of Lions Bay be adjourned.

CARRIED

The open meeting adjourned at 9:45 p.m.

Mayor

CAO

Date Adopted by Council:	
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