



THE MUNICIPALITY OF THE VILLAGE OF LIONS BAY

**REGULAR MEETING OF THE COUNCIL
OF THE VILLAGE OF LIONS BAY
HELD ON TUESDAY, APRIL 4, 2017 at 7:00 PM
COUNCIL CHAMBERS, 400 CENTRE ROAD, LIONS BAY**

MINUTES

In Attendance:

Council: Mayor Karl Buhr
Councillor Fred Bain
Councillor Ron McLaughlin

Regrets: Councillor Jim Hughes

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

Delegations: 1

Public: 6

1. Call to Order

Mayor Buhr called the meeting to order at 7:02 p.m.

2. Approval of Agenda

Moved/Seconded

THAT item 8Di – Core Services Report Recommendation be added; and

THAT item 8Dii – 2017-2021 Five Year Financial Plan Recommendation be added; and

THAT item 8Diii – 2018 Lions Bay Beach Park Upgrades Recommendation be added; and

THAT item 9B – Event Parking Relief be added; and

THAT item 12A – Policy No. 1702: Temporary Use Permits for Short Term Rentals be added; and

THAT item 12B – Policy No. 1703: Community Amenity Contributions Policy be added; and

THAT sections 90(1)(i) and 90(2)(b) be added as additional grounds for closing the meeting; and

THAT the agenda be approved.

CARRIED

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

A. Opportunity for persons who consider they are affected by Road Closure Bylaw No. 517, 2017, to make representations to Council (Time Limit Waived)

The Mayor called 3 times for any such persons to take the opportunity to speak, but no one came forward.

B. Guillermo Schwartz

At the March 7th Council Meeting, Council passed Tree Application #75 with the proviso that the neighbour, Mr. Schwartz, could maintain the topped trees along his driveway. Recognizing that the resolution was being reconsidered, Mr. Schwartz wished to clarify whether or not he was able to proceed, noting that he hires a professional arborist to do the work and that it is done every three years at his cost. Council advised him that the matter was being reconsidered and he could stick around to find out if he liked.

Audio: 00:10

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

A. Mark Ignos

Mr. Ignos spoke about his tree application #75 which he was advised would never be approved. He followed the appropriate steps in order to canvass the neighbours about such application, and hired an arborist to ensure the application was reasonable. Mr. Ignos queried why Mr. Schwartz's, who did not attend the Tree Committee meeting, was allowed to speak with no notice to the applicant. Staff advised Mr. Ignos that the application which was brought before Council at the March 7th meeting did not include the arborist report, which included several recommendations which were different to what was in the application that Council had seen. Council was advised that the CAO report on this matter is further along in the meeting and the item would be discussed at that time.

Audio: 00:28

5. Review & Approval of Minutes of Prior Meetings

A. Regular Council Meeting – March 21, 2017
Moved/Seconded

THAT the Regular Council Meeting Minutes of March 21, 2017 be approved as circulated.

CARRIED

6. Business Arising from the Minutes

None

7. Unfinished Business

A. Follow-Up Action Items from Previous Meetings

The Follow-Up Action Items from Previous Meetings item was removed from the agenda due to time constraints.

Moved/Seconded

THAT the Follow-Up Action Items from Previous Meetings be tabled until next meeting.

CARRIED

B. Reconsideration of Tree Application #75 – 445 Timbertop

Council discussed at length the confusion behind Tree Application #75 and advised the applicant to re-tape the trees in question, work with staff to arrange a second Trees, Views and Landscapes Committee Meeting where the arborist, the applicant and opponents would be in attendance, and finally, resubmit a new recommendation to Council with the arborists report attached.

Moved/Seconded

THAT Council rescind its decision of March 7, 2017 and invite the applicants to work with staff to re-submit an application to top the previously topped trees on the top of the bank, adjacent to the driveway at 445 Timbertop, along with the balance of recommendations reflected in the arborist report. This should also include an ongoing maintenance requirement and deposit to cover future reductions and trimming.

THAT the issue of topping, and future maintenance requirements and deposits therefore, be sent back to staff for potential amendments to Trees, Views and Landscapes Bylaw No. 393, as amended, after consultation with the Tree Committee.

THAT, in the interim, Council implement a policy that no topping will be permitted, unless the trees in question have already been previously topped - even where previously topped, strong consideration should be given for complete removal.

CARRIED

Audio: 00:52

8. Reports

A. Staff

None

B. Mayor

None

C. Council

Councillor McLaughlin discussed the lunch options for the Pulling Together Canoe Journey. It was noted that the Canoe Journey date had been changed to Wednesday, July 12th.

Audio: 00:58

D. Committees

i. Core Services Report Recommendation

This item was brought forward from the April 4, 2017 Council Strategy Committee Meeting.

Moved/Seconded

- (1) THAT staff reorganize the General Ledger accounts to match the CSLR categories (this will enable better tracking of activities);
- (2) THAT staff review provision of boulevard vegetation management provided (would likely require change to bylaws re: maintenance of boulevards);
- (3) THAT staff review and assess level of service for trails including insurance coverage for volunteers, increased liability insurance for Village, and prepare a work program/standard of care;
- (4) THAT staff prepare for the addition of one full time equivalent employee (FTE) and truck during the 2018 budget process by adding that cost now to the 5 year financial plan; and
- (5) THAT the Core Services report be published prominently to the Village website.

CARRIED

Audio: 01:01

ii. 2017-2021 Five Year Financial Plan Recommendation

This item was brought forward from the April 4, 2017 Council Strategy Committee Meeting.

Moved/Seconded

THAT Council receive the 2017-2021 Five Year Financial Plan; and

THAT staff adjust the estimated amount to be received for the proposed sale of the Road Closure land and that the 2017-2021 Five Year Financial Plan Bylaw be brought to the April 18, 2017 Regular Council Meeting for first and second reading.

CARRIED

Moved/Seconded

THAT the separate Fire Protection tax rates for the 2017 Tax Rate Bylaw be removed and that the Bylaw only have tax rates for General Municipal purposes.

CARRIED

Moved/Seconded

THAT staff change the Property Class Multiple for Recreation/Non-Profit to equal the Residential Class Multiple for purposes of preparing the 2017 Tax Rate Bylaw.

CARRIED

CFO Rooke presented a verbal report comparing the Village’s business tax rate to the rates of similar municipalities.

Moved/Seconded

THAT the Village’s Property Tax Class Multiple for business remain unchanged for the purposes of the 2017 Tax Rate Bylaw; and

THAT staff prepare a report for Council during the 2018 budget process reviewing the Village’s business tax rates and utility rates.

CARRIED

iii. 2018 Lions Bay Beach Park Upgrades Recommendation

This item was brought forward from the April 4, 2017 Council Strategy Committee Meeting.

Moved/Seconded

THAT staff provide a consultation plan for the future Beach Park upgrades by the June 6, 2017 Regular Council meeting and put a placeholder of \$100,000 for the 2018 budget year.

CARRIED

E. Emergency Services

None

Audio: 01:10

9. Resolutions

A. UBC Memorandum of Understanding

Moved/Seconded

THAT Council approve the Memorandum of Understanding (MOU) between the Village of Lions Bay and the University of British Columbia (UBC) pertaining to long-term study of the hydrology of Lions Bay’s water catchments, substantively in the form reviewed and endorsed by the Infrastructure Committee;

AND FURTHER, THAT Council authorise the Mayor and the CAO/Corporate Officer to execute the MOU when it is returned for signature by UBC;

AND FURTHER THAT Council direct staff to forward the MOU to FCM's Green Municipal Fund to explore potential grant opportunities.

CARRIED

B. Event Parking Relief

Due to the Public Information Meeting regarding the Zoning Bylaw on April 6th, the All Candidates Meeting for the Provincial Election on April 27th and the Howe Sound Community Forum on May 5th, it has been preferred that the parking restrictions be relieved. CAO DeJong to communicate the parking relief to the requestor.

Moved/Seconded

THAT staff not enforce Parking Bylaw No. 413 during events to be held at the Broughton Hall on April 6th and 27th, 2017, both from 7-9pm and on May 5th, 2017 from 8am to 6pm, other than with respect to required clearances for fire hydrants and designated parking for emergency responders around the Klatt building.

CARRIED

Audio: 01:18

10. Bylaws

A. Trees, Views and Landscapes Bylaw No. 393, 2007, Amendment Bylaw No. 518, 2017 - Adoption

Moved/Seconded

THAT Trees, Views and Landscapes Bylaw No. 393, 2007, Amendment Bylaw No. 518, 2017 be adopted.

CARRIED

B. Board of Variance Bylaw No. 502, 2016, Amendment Bylaw No. 519, 2017 – Adoption
Moved/Seconded

THAT Board of Variance Bylaw No. 502, 2016, Amendment Bylaw No. 519, 2017 be adopted.

CARRIED

C. Driveway Crossings Bylaw No. 521, 2017 – Third Reading to be Rescinded and Re-read
Moved/Seconded

THAT the 3rd reading of Driveway Crossings Bylaw No. 521, 2017 be rescinded.

CARRIED

Moved/Seconded

THAT Driveway Crossings Bylaw No. 521, 2017 be amended in accordance with the tracked changes version attached to this report.

CARRIED

Section 4.1.11 was struck as it shows identically in section 6.2.

Moved/Seconded

THAT Driveway Crossings Bylaw No. 521, 2017 be re-read a 3rd time, as amended.

CARRIED

Audio: 01:29

11. Correspondence

Moved/Seconded

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

- G1: Update from MLA Jordan Sturdy – no response
- G2: West Vancouver Affordability Efforts – no response
- G3: Vex IQ Challenge – Mayor to contact family to advise of \$150 donation

Moved/Seconded

THAT Council endorse \$150 to the VEX IQ Team, Karen Shao and Edward Shao, towards their world VEX IQ challenge in Louisville, Kentucky and that the team send a letter back to Council with their experience.

CARRIED

- G4: Response from Minister re Provincial Private Moorage Program – no response
- G5: E-Comm 911 Board of Directors Designate 2017-18 Term – Mayor Buhr to respond
- R1: Leslie Nolin – Secondary Suite Fees – Mayor Buhr to respond
- R2: Marek Sredzki – Lions Bay Issues – Mayor responded, no further response

CARRIED

Audio: 01:43

12. New Business

A. Policy No. 1702: Temporary Use Permits for Short Term Rentals

Council reviewed Policy No. 1702 which will be discussed at the Public Information Meeting regarding the Zoning Bylaw on April 6, 2017.

Moved/Seconded

THAT the Information Report “Policy No. 1702: Temporary Use Permits for Short Term Rentals” be received.

CARRIED

B. Policy No. 1703: Community Amenity Contributions Policy

Council reviewed Policy No. 1703 which will be discussed at the Public Information Meeting regarding the Zoning Bylaw on April 6, 2017.

Moved/Seconded

THAT the Information Report “Policy No. 1703: Community Amenity Contributions Policy” be received.

CARRIED

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

None

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:

c) labour relations or other employee relations;

i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose

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.

CARRIED

The meeting was closed to the public at 9:07 p.m.

The meeting was re-opened to the public at 9:33 p.m.

15. Reporting Out From Closed Portion of Meeting

Matters were discussed pertaining to the reasons for closing the meeting.

16. Adjournment

Moved/Seconded

THAT the meeting be adjourned.

CARRIED

The meeting was adjourned at 9:34 p.m.

Mayor

Corporate Officer

Date Approved by Council:

April 18, 2017