

T O W N O F L A D Y S M I T H
G O V E R N M E N T S E R V I C E S C O M M I T T E E

Mandate –To advise Council on a broad spectrum of issues related to departmental matters

Monday, October 20, 2008 at 6:30 p.m.
Council Chambers, City Hall

A G E N D A

	<u>Pages</u>
Chairperson: Councillor D. Paterson	
1. CALL TO ORDER	
2. AGENDA APPROVAL	
3. MINUTES	
• September 15, 2008	1 - 2
4. DELEGATION	
None	
5. CITY MANAGER'S REPORT	
6. DIRECTOR'S REPORTS	
7. STAFF REPORTS	
.1 <u>Director of Parks, Recreation and Culture</u>	
Re: Golf Course Agreement	3
.2 <u>Manager of Development Services</u>	
Re: Draft Tree Protection Bylaw – Status Report	5 - 15
.3 <u>Management Intern</u>	
Re: Federation of Canadian Municipalities Loan / Grant Application	17 - 18
.4 <u>Management Intern</u>	
Re: Innovative Clean Energy Fund	19
.5 <u>Management Intern</u>	
Re: Real Estate Foundation of BC Grant	21
.6 <u>Manager of Financial Services</u>	
Re: Hotel Tax Exemption	23
.7 <u>Director of Parks, Recreation and Culture</u>	
Re: Aggie Field Redevelopment	25

8. **MEMBER SUBMISSIONS**

None.

9. **CORRESPONDENCE**

- .1 Premier Gordon Campbell, Board Member,
British Columbia Achievement Foundation
Re: British Columbia Community Achievement Awards

27 - 29

10. **NEW BUSINESS**

11. **UNFINISHED BUSINESS**

ADJOURNMENT



Town of Ladysmith

GOVERNMENT SERVICES COMMITTEE

Minutes of a meeting of the Government Services Committee held in Council Chambers at City Hall
on Monday, September 15, 2008 at 6:30 p.m.

COUNCIL MEMBERS PRESENT:

Scott Bastian
Doug Fraser
Rob Johnson

Jan Christenson
Donald Fyfe-Wilson
Mayor Rob Hutchins

COUNCIL MEMBERS ABSENT:

Duck Paterson

STAFF PRESENT:

Ruth Malli
Joe Friesenhan
Patrick Durban
Joanna Winter

Sandy Bowden
Rebecca Kalina
Felicity Adams

The Acting Chair, Councillor Doug Fraser called the meeting to order at 6:31 p.m.

AGENDA APPROVAL

Councillor Johnson requested that the following items be added to the agenda:
- Correspondence dated September 4, 2008 from Islands Trust regarding Ladysmith beach access.
- Correspondence dated August 21, 2008 from Terasen Gas regarding alternative energy solutions.

2008-149: It was moved, seconded and carried that the agenda for the Government Services Committee meeting of Monday, September 15, 2008 be approved as amended.

MINUTES

2008-150: It was moved, seconded and carried that the minutes of the Government Services Committee meeting of Monday, August 18, 2008 be approved as circulated.

REPORTS

The Committee received brief departmental activity updates from the City Manager; Directors of Parks, Recreation and Culture, Public Works, Corporate Services and the Manager of Development Services.

CORRESPONDENCE

The letter from B. Thomas of the Ministry of Transportation and Infrastructure dated August 21, 2008 regarding Use of Engine Brakes in Residential Areas (Ladysmith) was referred to staff to investigate what other local governments do to enforce engine brakes guidelines on a provincial highway. This matter will be considered at the October 20, 2008 Government Services Committee meeting.

2008-151: It was moved, seconded and carried that the letter from J. Erwin of the Ministry of Transportation and Infrastructure dated July 31, 2008 regarding posted speed limits on the Trans Canada Highway between South Davis Road and North Davis Road (July 7, 2008 Meeting Summary) be received and filed.

2008-152: It was moved, seconded and carried that the letter from B. Heyes, President of the Ladysmith Golf Club Society dated September 4, 2008 regarding their request to have their maintenance fees reduced or eliminated be referred to staff to provide background information on this matter with specific reference to the existing contract and report back to the October 20, 2008 Government Services Committee meeting.

NEW BUSINESS

Councillor R. Johnson raised questions regarding recent correspondence from Islands Trust and Terasen Gas. The City Manager confirmed that a reply was sent to Island Trust regarding access to Transfer Beach and noted that the letter from Terasen Gas

regarding energy visioning was referred to the Environment Commission.

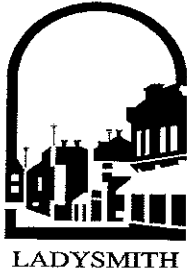
ADJOURNMENT

2008-153: It was moved, seconded and carried that this meeting adjourn. (6:55 p.m.)

CERTIFIED CORRECT:

Chair (Councillor D. Paterson)

Corporate Officer (S. Bowden)



Town of Ladysmith

STAFF REPORT

To: Ruth Malli, City Manager
From: Patrick Durban, Director of Parks, Recreation & Culture
Date: October 15, 2008
File No:

RE: GOLF COURSE AGREEMENT

RECOMMENDATION

THAT the request to reduce or eliminate maintenance and utility costs for the Ladysmith Golf Club be referred to staff to provide an in depth analysis of costs associated with the operation of the Ladysmith Golf Course and report back to the Government Services Committee with a recommendation.

BACKGROUND

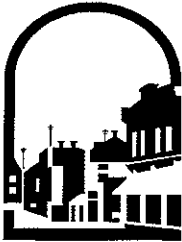
The Ladysmith Golf Course Society requested a reduction in maintenance and utility costs, which was referred to staff for further review. Due to staff absences and ongoing urgent priorities, a report is not yet available for the Committee's consideration. Further review and investigation is required and will be brought forward for the committee's consideration in due course.

ATTACHMENTS:

None.

Town of Ladysmith

STAFF REPORT



LADYSMITH

To: Ruth Malli, City Manager
From: Felicity Adams, Manager of Development Services
Date: Oct 14, 2008
File:

Re: DRAFT TREE PROTECTION BYLAW – STATUS REPORT

RECOMMENDATION:

That the Government Services Committee recommends to Council that:

- staff be directed to require a tree protection plan (referencing significant trees identified in the draft tree protection bylaw) for new rezoning applications that have not yet been considered by Council;
- the approach to the draft tree protection bylaw be reviewed as part of the implementation of the results of the Community Sustainability Visioning Process;
- resource requirements be referred to the 2009 budget process; and
- the list of trees identified in the draft bylaw as important to the community for their heritage value be referred to the HRAC for review and comment.

BACKGROUND / HISTORY:

The *Community Charter*, section 8 (3) (c) [*spheres of authority – trees*], provides Council the authority, by bylaw, to regulate, prohibit, and impose requirements in relation to trees. This authority may not be used to do anything that a council is specifically authorized to do under Part 26 [*Planning and Land Use Management*] or Part 27 [*Heritage Conservation*] of the *Local Government Act*, e.g. s. 919.1 development permit authority for the protection of the natural environment or the protection of development from hazardous conditions. The legislation can be found in Appendix 1.

The legislation requires the municipality to provide a statement respecting Council's reasons for adopting a tree bylaw. The draft tree protection bylaw includes this statement: WHEREAS the Council considers it in the public interest to provide for the protection and preservation of trees, the regulation of their cutting and removal and their replacement.

The Town currently has a tree cutting regulation bylaw (Bylaw 695, adopted in 1979) and tree pruning and removal policy (adopted in 1998). Bylaw 695 regulates the cutting of trees in parks, greenbelt and public area and is administered by the Public Works. The tree pruning policy (98-065) provides criteria for tree pruning and removal on public land and is administered by the Director of Parks, Recreation and Culture.

In 2004, the tree pruning policy was referred to the Parks, Recreation and Culture Commission for review with the intent of creating flexibility within the policy in order to accommodate the protection of views such as at Ryan Place (2004-347).

The review process was conducted by the Director of Parks, Recreation and Culture and focused on the development of a tree management plan including looking at the subdivision approval process and the developer's obligation towards existing trees.

A task group was formed in 2004 including members of the Parks, Recreation and Culture Commission, the Advisory Planning Commission and their staff liaisons. The tree management plan that was received by the Public Works and Government Services Committee included three phases.

- Phase I: Establish an inventory of all municipal trees; outline Ladysmith's current tree management data; create a Tree Protection Bylaw that includes both municipal and private lands. Refer to neighbouring municipality bylaws for guidance.
- Phase II: Draft bylaw; hold public meeting; finalize draft; formally adopt bylaw; utilize local resources.
- Phase III: Include community awareness, municipal tree programs, and risk management.

Phase 1 commenced in May 2005 when consultants were contracted to draft the bylaw. The task force oversaw the project. A first draft of the bylaw was completed in December 2005 and it was not endorsed by the task force.

Since that time, several drafts of the tree protection bylaw were prepared by the citizen members of the task force using the City of Nanaimo tree protection bylaw as a basis.

The draft bylaw has not been reviewed by legal counsel.

ANALYSIS:

The draft tree bylaw is reviewed below and comments are provided regarding approach, administration and required resources.

What trees are covered?

The draft tree protection bylaw does not apply to trees having a diameter at breast height (DBH) or 1.3 metres or less than 150 mm, or to a parcel of land that is less than 0.6 hectares in size, unless it is located within a development permit area or unless the tree is a significant tree as defined in the draft bylaw. Danger trees are exempt, as is pruning by sound arboricultural practice. Specific circumstances are listed in the draft bylaw where a permit may be issued for tree removal, such as driveway access, interference with utilities, or proximity to a building foundation.

Significant trees (i.e. trees to which the bylaw applies) includes these categories of trees recognized as having community value: wildlife habit trees, landmark value trees, heritage value trees, as specified in the draft bylaw. The trees identified in the draft bylaw are listed in Appendix 2.

Comment: The draft bylaw needs to be carefully reviewed for consistency with the *Community Charter* and to make sure it is clear as to which trees are and are not affected by the draft bylaw.

For all other trees, the draft tree protection bylaw provides a prohibition on cutting a tree except by permit.

Comment: The draft bylaw needs to be reviewed to determine administrative requirements, such as bylaw interpretation, permit review and issuance and bylaw enforcement. Currently the draft bylaw includes administration by the Director of Parks, Recreation and Culture.

The administration of other municipalities' tree bylaws also refers to the Director of Parks, Recreation and Culture, as well as the Director of Planning, Manager of Parks, or on-staff Arborist.

What is required?

The draft tree bylaw requires the applicant to prepare a tree management plan, to mark trees to be removed or retained, and to advise the Director prior to commencing tree removal. In addition to the trees to be retained as noted below, an additional 5% of trees are to be protected to be determined in consultation with the Director.

In the draft bylaw, a tree management plan means a plan of a parcel of land prepared by or for an owner indicating the location, size, and type of trees which the owner proposes to cut or remove from the parcel of land or protect on the parcel of land.

Comment: The form of the tree protection plan, application requirements, application forms and fees have not been developed. The draft bylaw puts the onus on the land owner to prepare the tree management plan.

Tree protection is required as follows:

- "Building development", other than an individual single family dwelling, where one or more significant trees are to be removed, the applicant will provide replacement trees. Replacement trees are specific in a schedule to the draft bylaw, and may be required in a 2:1 ratio in the same species as removed from the land.
- "Subdivision of a parcel of land" the applicant will provide for the protection and replacement of significant trees on the land and protection of at least 20% of the trees (excluding areas set aside for park dedication) where the parcel to be subdivided is greater than 0.6 ha,
- "Logging of commercial timber" which requires retention of 20% of the trees.

What would a permit include?

The permit issued to allow the removal of trees may specify conditions, such as: the work to be done must be supervised by an arborist; the number, species and sizes of replacement trees to be planted; and the location of replacement trees (private lands or boulevards).

If the works would encroach on public lands the draft bylaw anticipates proof of liability insurance with the Town as an additional named insured.

Comment: Such conditions require a certain type of knowledge and training to evaluate and specify.

What type of security?

Replacement trees are required to be replaced if there is an indication of imminent failure within one growing season, or the tree dies within one year of replanting. Replacement trees are to be planted within 90 days. The draft bylaw also stipulates that the Town may require two trees to replace every one tree removed. Security in the form of 120% of the cost of replacing and maintaining replacement trees is required for a one year period. The draft bylaw also provides an exemption from security for less than five replacement trees and \$200 per tree for five or more trees, and a scheme for a phased reduction in the deposit as trees are replanted.

Comment: Consistency will be required in the amount of security. Monitoring of work completed, tree health and financial management of security would be required of Town staff. The scheme appears to be onerous.

What type of penalty?

The draft bylaw includes a penalty of \$500 (per tree cut down, damaged or removed in contravention of the bylaw) for the first offence and \$1000 per offence thereafter, and a requirement that the cut tree be replaced by a new tree on the same parcel. A reduced penalty applies to payment within 14 days.

Comment: The *Community Charter*, permits the establishment of a maximum fine of up to \$10,000 with provision for continuing offences.

Other issues:

New rezoning applications not yet considered by Council that could be included by the requirement of the preparation of a tree protection plan include:

- 1323 4th Avenue (G. Bezeau)
- Cook Street (JR Homes – E. Wallace)
- 1142 TransCanada Highway (M. Huntjens)

Appendix 1 – Legislative Authority

Community Charter

s. 8 (3) A council may, by bylaw, regulate, prohibit and impose requirements in relation to the following:

(c) trees;

(7) The powers under subsections (3) to (6) to regulate, prohibit and impose requirements, as applicable, in relation to a matter

(a) are separate powers that may be exercised independently of one another,

(b) include the power to regulate, prohibit and impose requirements, as applicable, respecting persons, property, things and activities in relation to the matter, and

(c) may not be used to do anything that a council is specifically authorized to do under Part 26 [*Planning and Land Use Management*] or Part 27 [*Heritage Conservation*] of the *Local Government Act*.

(8) As examples, the powers to regulate, prohibit and impose requirements under this section include the following powers:

(a) to provide that persons may engage in a regulated activity only in accordance with the rules established by bylaw;

(b) to prohibit persons from doing things with their property;

(c) to require persons to do things with their property, to do things at their expense and to provide security for fulfilling a requirement.

(9) A municipality must make available to the public, on request, a statement respecting the council's reasons for adopting a bylaw under subsection (3), (4), (5) or (6).

(10) Powers provided to municipalities under this section

(a) are subject to any specific conditions and restrictions established under this or another Act, and

(b) must be exercised in accordance with this Act unless otherwise provided.

Restrictions in relation to authority

50 (1) A bylaw under section 8 (3) (c) [*spheres of authority – trees*] that is in relation to the protection of trees does not apply to the following:

(a) land and the trees on it if forestry practices on the land are governed by a tree farm licence, permit or other authority or tenure under the *Forest Act*;

(b) land and trees on it if section 21 of the *Private Managed Forest Land Act* applies to the land;

(c) tree cutting or removal that is undertaken by a utility, on land owned or held by the utility, and done for the purpose of safety, maintenance or operation of the utility's infrastructure.

(2) Subject to subsection (3), if a bylaw under section 8 (3) (c) would have the effect on a parcel of land of

(a) preventing all uses permitted under the applicable zoning bylaw, or

(b) preventing the development to the density permitted under the applicable zoning bylaw,

the bylaw does not apply to the parcel to the extent necessary to allow a permitted use or the permitted density.

(3) A bylaw referred to in subsection (2) applies without limit to a parcel if the council, by resolution, commits the municipality to

(a) pay compensation to the owner of the parcel for any reduction in the market value caused by the prohibition, or

(b) provide, by development permit, development variance permit or otherwise, alternative means for the parcel to be used for a permitted use or developed to the permitted density.

(4) For the purposes of subsection (3),

(a) the compensation must be as determined and paid as soon as reasonably possible in an amount set by agreement between the owner and the municipality or, if no agreement is reached, by the Supreme Court, and

(b) the council may issue a development permit or development variance permit on its own initiative without an application from the owner.

Compensation not payable

51 Except as provided in section 50 (3), no compensation is payable to any person for a reduction in the value of any interest in land that results from

- (a) a bylaw under section 8 (3) (c) [*spheres of authority – trees*], or
- (b) the issue or refusal of a permit required under such a bylaw.

Right to reconsideration by council

52 If a council delegates powers, duties or functions in relation to its authority under section 8 (3) (c) [*spheres of authority – trees*], the owner or occupier of real property that is subject to a decision of a delegate is entitled to have the council reconsider the matter.

Appendix 2 – Trees to be regulated

1. Trees important to the community as wildlife habitat:

- Section 34 of the BC Wildlife Act

34 A person commits an offence if the person, except as provided by regulation, possesses, takes, injures, molests or destroys

(a) a bird or its egg,

(b) the nest of an eagle, peregrine falcon, gyrfalcon, osprey, heron or burrowing owl, or

(c) the nest of a bird not referred to in paragraph (b) when the nest is occupied by a bird or its egg.

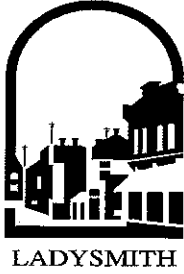
2. Trees important to the community for landmark value (native trees):

Tree	Status	Size of Tree Diameter for Retention:
Western White Pine (<i>Pinus monticola</i>)	Very Uncommon	20 cm +
Shore Pine (<i>Pinus contorta</i> vari. <i>contorta</i>)	Fairly Common	20 cm +
Sitka Spruce (<i>Picea sitchensis</i>)	Very Uncommon	80 cm +
Western Hemlock (<i>Tsuga heterophylla</i>)	Common	50 cm +
Douglas-Fir (<i>Pseudotsuga menziesii</i>)	Abundant	80 cm +
Grand Fir (<i>Abies grandis</i>)	Fairly Common	80 cm +
Western Red-Cedar (<i>Thuja plicata</i>)	Common	80 cm +
Rocky Mountain Juniper (<i>Juniperus scopulorum</i>)	Uncommon	10 cm +
Western Yew (<i>Taxus brevifolia</i>)	Uncommon	15 cm +
Trembling Aspen (<i>Populus tremuloides</i>)	Very Uncommon	20 cm +
Black Cottonwood (<i>Populus balsamifera</i>)	Fairly Uncommon	80 cm +
Pacific Willow (<i>Salix lasiandra</i>)	Fairly Uncommon	15 cm +
Hooker's Willow (<i>Salix hookeriana</i>)	Very Uncommon	15 cm +
Sitka Willow (<i>Salix sitchensis</i>)	Fairly Uncommon	15 cm +
Red Alder (<i>Alnus rubra</i>)	Common	30 cm +
Garry Oak (<i>Quercus garryana</i>)	Fairly Uncommon	7 cm +
Pacific Crabapple (<i>Malus fusca</i>)	Uncommon	10 cm +
Black Hawthorne (<i>Crataegus douglasi</i>)	Uncommon	10 cm +
Bitter Cherry (<i>Prunus emarginata</i>)	Fairly Uncommon	15 cm +
Bigleaf Maple (<i>Acer macrophyllum</i>)	Common	80 cm +
Douglas Maple (<i>Acer glabrum</i>)	Very Uncommon	40 cm +
Cascara (<i>Rhamnus purshiana</i>)	Fairly Common	15 cm +
Western Dogwood (<i>Cornus nuttallii</i>)	Common	7 cm +
Arbutus (<i>Arbutus menziesii</i>)	Common	25 cm +

3. Trees important to the community for their heritage value:

<u>SPECIES/COMMON NAME</u>	<u>CLASSIFICATION</u>	<u>LOCATION</u>
<i>Acer macrophyllum</i> and <i>Acer</i> (?) / Big Leaf Maple and (?) Maple	Heritage Group	Dalby's Corner - 202-204 Dogwood Street
<i>Acer macrophyllum</i> / Big Leaf Maples	Heritage Group	133 White Street
Various	Heritage Group	Arboretum
<i>Magnolia soulangeana</i> ; <i>Hamamelis mollis</i> ; <i>Prunus cerasifera</i> ; <i>Forsythia</i> species; and more / Saucer Magnolia; Chinese Witch Hazel; Purple Leaved Plum; <i>Forsythia</i> ; and more	Historical	101 First Avenue
<i>Prunus serrulata</i> / Japanese Flowering Cherries	Landmark Heritage / Outstanding	Ladysmith Post Office
<i>Pseudotsuga menziesii</i> / Douglas Fir	Landmark Heritage	Aggie Field
<i>Ginkgo biloba</i> / Ginkgo	Outstanding / Rare	Below highway
<i>Araucaria araucana</i> / Monkey Puzzle Tree	Outstanding / Rare	202 Dogwood Street
<i>Fagus sylvatica</i> "Atropunicea" / Purple Beech	Outstanding	202 Dogwood Street
<i>Arbutus menziesii</i> / <i>Arbutus</i>	Heritage Area	Arbutus Ridge in Transfer Beach Park
<i>Rhododendron</i> species / <i>Rhododendron</i>	Outstanding / Landmark Heritage	228 Kitchener Street
<i>Magnolia soulangeana</i> / Saucer Magnolia	Outstanding	217 Baden-Powell Street
<i>Prunus serrulata</i> / Japanese Flowering Cherry	Outstanding	217 Baden-Powell Street
<i>Acer palmatum</i> / Japanese Maple	Outstanding	217 Baden-Powell Street
<i>Castanea mollissima</i> / Chinese Chestnut	Rare	High Street & Third Avenue
<i>Aesculus hippocastanum</i> / Horse Chestnut	Outstanding	First Avenue & Baden-Powell Street - low side
<i>Platanus acerifolia</i> / London Plane Trees	Rare	Ladysmith Credit Union parking lot on First Avenue
<i>Cornus nuttalli</i> / Western Flowering Dogwood	Outstanding	First Avenue & White Street
<i>Quercus garryana</i> / Garry Oak	Outstanding	Junction - Dogwood & Belaire Streets
<i>Cornus nuttalli</i> / Western Flowering Dogwood	Outstanding	132 High Street
<i>Rhododendron</i> species / <i>Rhododendrons</i>	Outstanding	208 Dogwood Street
<i>Cornus florida</i> / Eastern		

Flowering Dogwood	Outstanding	210 Dogwood Street
Fagus sylvatica / Beech	Outstanding	217 Dogwood Street
Salix babylonica / Weeping Willow	Landmark Heritage	Transfer Beach Park
Prunus cerasifera "Atropurpurea" / Purple Leaved Plum	Outstanding	Ladysmith Child Care – Roberts Street & Second
Camellia japonica / Camellia	Outstanding	212 White Street
Juglans species/ Black Walnut (?)	Heritage	Fourth Avenue Farm
Liriodendron tulipefera / Tulip Tree	Outstanding	La Rosa Gardens area
Cornus species / (?) Dogwood	Outstanding	First Ave. by the Ladysmith Credit Union
Populus nigra "Italica" / Lombardy Poplar	Outstanding	(?)
Robinia pseudoacacia (?) /Black Locust (?)	Rare	By the Hospital
Prunus serrulata / Japanese Flowering Cherry	Outstanding	(?)



Town of Ladysmith
STAFF REPORT

To: Ruth Malli, City Manager
From: Erin O'Melinn, Management Intern
Date: October 14, 2008

Re: Federation of Canadian Municipalities Loan/Grant Application

RECOMMENDATION:

That Council indicate if it wishes to pursue a Green Municipal Fund Transportation grant for the purchase of two electric trolleys for the Town of Ladysmith given the new information provided regarding the grant/loan program.

Staff does not recommend that the Town pursue this application, given this new understanding of the program.

BACKGROUND / HISTORY:

Council will recall that at the meeting held on September 2, 2008, Council adopted the following resolution no. 2008-480:

"That staff be requested to submit a Green Municipal Fund Transportation grant application in the amount of \$400,000 with the funding of the purchase of two trolleys for the Town of Ladysmith."

At that time Staff understood that the Town was eligible to apply for a grant in the amount of \$400,000 for the trolley project. New information has been received clarifying that the grant is tied to a loan. The program provides a combination of a grant and a loan for an eligible project of 80% of the project costs. If the project is deemed exceptional, the value of the grant will be maximum 20% of the value of the loan. If a project is not deemed exceptional, the maximum grant offered is \$200,000 and will not exceed 10% of the loan.

The community of Ladysmith has collected over \$200,000 in support of a local trolley that would provide transportation services within the town. A Trolley Committee comprised of members of the Ladysmith community as well as Council members and staff members was formed (Resolution 2008-479) to act as stakeholder advisors on public transportation development. The Committee recommends that the Town pursue the acquisition of (an) electric trolley(s) based on the potential reduction of noise and of environmental impacts. The cost of an electric trolley ranges from \$300,000 to \$400,000 and requires the approval of federal transportation agencies. This process is underway, with an unknown end date.

If the Town took out a loan to fund the trolley(s), applicable interest would be the Government of Canada bond rate minus 1.5 percent. Loans are disbursed in one or more installments with a final disbursement after the project is completed. Grants will only be

disbursed after the project is completed and the Town has submitted an environmental results report outlining the actual verified environmental benefits of the project.

Currently, the Town has the ability to borrow up to \$400,000; however, that is the extent of the Town's borrowing ability and is not recommended by staff for this single project. There is currently no budget allocation for this loan.

Proposals submitted under the Green Municipal Fund Transportation grant program will be assessed, and funding amounts determined according to the following FCM program criteria:

- Direct environmental benefits
- Social benefits to the community
- Economic benefits to the community
- Innovation
- Applicability to other communities and willingness to share results
- Project management and risk management
- Public engagement
- Feasibility study
- Sustainable transportation plan

A project will be deemed exceptional only with:

- Supporting municipal sustainability plan
- Minimum overall score of 60/100
- Minimum score of 12/20 in the Sustainability context criterion



Town of Ladysmith
STAFF REPORT

To: Ruth Malli, City Manager
From: Erin O'Melinn, Management Intern
Date: Oct. 14, 2008

Re: Innovative Clean Energy Fund

RECOMMENDATIONS:

That staff be requested to apply for funding under the Innovative Clean Energy Fund program in the amount of one third (approximately \$200,000) the total estimated costs of specific technical applications of the trolley system implementation for the following aims:

- i. Develop public transit in Ladysmith
- ii. Increase the accessibility and quality of life for current and prospective residents
- iii. Reduce carbon emissions from transportation

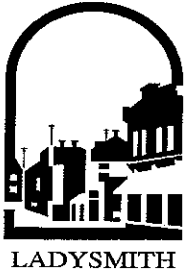
The total estimated costs of the trolleys and the technical applications such as equipment to run the trolleys will be determined by the Trolley Acquisition Working Group of the Ladysmith Trolley Committee when they are provided with further details from the supplier.

BACKGROUND / HISTORY:

The B.C. Ministry of Technology, Trade and Economic Development is hosting this fund. Government priorities with respect to clean energy have been identified. One of them, the Technology Commercialization Priority, is aligned with our project: Reduction in the carbon intensity of commercial and passenger vehicles using low-carbon fuels, advanced engines and emissions control technologies.

The project must commence within 60 days of signing the Contribution Agreement.

One page project overview is due October 31, 2008.



Town of Ladysmith
STAFF REPORT

To: Ruth Malli, City Manager
From: Erin O'Melinn, Management Intern
Date: Oct. 14, 2008

Re: Real Estate Foundation of BC Grant

RECOMMENDATIONS:

That staff be requested to apply for funding under the Real Estate Foundation of BC Grant program in the amount of \$100,000 for the following aims:

- i. Acquire environmentally friendly electric trolleys
- ii. Administrative and planning costs
- ii. Community awareness and engagement initiatives

BACKGROUND / HISTORY:

Real Estate Foundation of BC offers a grant for Planning for Community Transition in Non-Metropolitan Regions: A Partnership Initiative. The Foundation has a "signature program" that targets agencies and practitioners which play a role in shaping the land use future of local communities experiencing or planning for change.

The introduction of public transportation will benefit the public and Ladysmith real estate due to increased access to amenities for people of all ages and incomes. The trolley may also serve as a unique attraction that draws homeowners to the Town because of its novelty, and its progressive green attributes.

Deadline for letter of inquiry for review this quarter is December 8, 2008.



Town of Ladysmith

STAFF REPORT

To: Ruth Malli, City Manager
From: Mark Hermanson, Manager of Financial Services
Date: October 15, 2008
File No:

Re: REVITALIZATION PROPERTY TAX EXEMPTION FOR NEW HOTEL CONSTRUCTION
IN LADYSMITH

RECOMMENDATION:

The following options are available to Council:

a) That Council confirm that a revitalization tax exemption bylaw be considered for future new hotel construction.

OR

b) That Council take no action at this time.

BACKGROUND / HISTORY:

Staff have been requested to investigate and report on the tools to exempt new hotel construction. It has been determined that under section 226 of the Community Charter that Council can exempt new hotel construction from municipal taxation .

ANALYSIS/PROCESS:

Our research has determined that one other municipality has exempted hotel construction. In this other municipality, the exemption was for those hotels taking out a building permit in 2004. Construction of these hotels took place in 2005-2008, with the final construction completed in 2008. The first year of exemption is 2009.

NEXT STEPS:

If Ladysmith wishes to consider a tax exemption for new hotel construction, Council would first identify which year that the exemption would be applicable to (i.e. building permit year). Next, legal counsel would review the existing legislation and staff prepared documents for the exemption, finance would determine the cost of the exemption (foregone tax). When the hotel is completed, then the tax exemption would be in place for the year following the final construction.



Town of Ladysmith

STAFF REPORT

To: Ruth Malli, City Manager
From: Patrick Durban, Director of Parks, Recreation & Culture
Date: October 15, 2008
File No:

RE: AGGIE FIELD REDEVELOPMENT

RECOMMENDATION

THAT the Town meet with local sports groups to consider options for proposed improvements to Aggie Field.

BACKGROUND

A proposed Aggie Field Redevelopment Project has been planned for a number of years, but was relying on receipt of Provincial Grant funds.

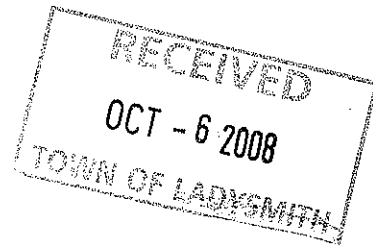
Despite numerous unsuccessful attempts to determine if a grant is forthcoming, the timing for proceeding with this project is becoming urgent. Ongoing discussions with the Ladysmith Soccer Association have indicated a willingness to proceed with the artificial turf option and are committed to seeking additional funding to ensure that this proceeds.

A meeting with any interested parties to explore all funding avenues should be scheduled to determine if the proposed project can proceed and if not, then a revised plan be implemented.

ATTACHMENTS:

None.

BRITISH COLUMBIA ACHIEVEMENT FOUNDATION



September 29, 2008

Board of Directors

*A. Keith Mitchell, QC
Chair*

*The Honourable
Gordon Campbell*

Robert Belton

Kevin Bent

*The Honourable
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Blair Lekstrom*

Ronald Lou-Poy, QC

Scott McIntyre, CM

Max Wyman, OC

Five years ago, the British Columbia Achievement Foundation launched the British Columbia Community Achievement Awards to celebrate excellence in community service. Since that time, we are proud that these awards have recognized the contributions of 200 outstanding British Columbians involved in such fields as arts, culture, sports, education, health care, environment, public life and volunteerism.

I am writing to ask you to reflect on the objectives of the Community Achievement Awards as outlined in the enclosed information. I encourage you to think about people in your community whose spirit, imagination, dedication and commitment have truly made a difference. I hope you will consider nominating them for this special award.

Throughout my time in public life, including the past few years as Premier, I have had the privilege of meeting many amazing and inspirational people - great achievers who work very hard behind the scenes serving their community quietly, yet significantly. These are people from all walks of life who have made a difference by identifying challenges and working out constructive solutions. They have been instrumental in helping society progress and, ultimately, they have contributed significantly to making British Columbia such a great province.

Thank you for considering the British Columbia Community Achievement Awards as an excellent way to formally thank those who have done so much for your community.

Sincerely,

Gordon Campbell, Premier
Board Member
British Columbia Achievement Foundation

PO Box 3663 Stn. Terminal, Vancouver, British Columbia, V6B 3Y8
T: 604-261-9777/1-866-882-6088 F: 604-261-1964
info@bcachievement.com www.bcachievement.com

*“Give back to the people
who give the most in
your community.”*

British Columbia's communities are shaped by the people who live in them, and especially by the contributions of extraordinary individuals.

The British Columbia Community Achievement Awards celebrate British Columbians who go above and beyond in their dedication and service to others and who devote time and energy to making their communities more caring, dynamic, beautiful, healthy, and unique. They inspire by their example.

The British Columbia Community Achievement Awards are presented by the British Columbia Achievement Foundation, a foundation established in 2003 by the Province of British Columbia to celebrate excellence in community service, arts and the humanities.

The BC Community Achievement Awards are generously sponsored by Canwest, Canada's leading international media company, whose strong presence in BC includes The Vancouver Sun, The Province, The Times-Colonist, Global BC and numerous community newspapers throughout the province.



WHO IS ELIGIBLE FOR THESE AWARDS?

Any current or former long-term resident of British Columbia is eligible for nomination. Nominees will have made a significant contribution through a unique achievement or outstanding service—either as a volunteer or in the course of their work—in any area that provides a benefit to the community. These include, but are not limited to, arts and culture, sports and recreation, multiculturalism, environment, healthcare, education, civic duty, business innovation, community volunteerism, and youth or seniors' leadership.

Neither Members of Parliament or Members of the Legislative Assembly, past or present, nor members of the Judiciary are eligible for nomination. Posthumous nominations will not be accepted.

HOW DO I NOMINATE SOMEONE FOR THIS AWARD?

Complete the attached nomination form and submit it with:

- A letter describing the contributions of the nominee;
- A brief personal history of the nominee;
- Two letters of support for the BC Community Achievement award nomination from individuals or organizations that describe the value and impact of the nominee's contributions to his/her community.

Nominations will remain confidential between the nominator and the Awards' program.

HOW ARE THE AWARD RECIPIENTS CHOSEN?

An independent group of community leaders will review the nominations and select up to 30 award recipients. In their evaluation, the Advisory Council will consider the individual's contribution including community impact, commitment, and/or length of service.

WHAT DO THE AWARD RECIPIENTS RECEIVE?

In the Spring, recipients will attend a formal ceremony at Government House in Victoria where the Lieutenant Governor and the Premier of British Columbia will present the recipients with the British Columbia Community Achievement Medallion, a special commemorative medallion designed by renowned BC artist, Robert Davidson.

*Cultural hero, spirited,
undaunted, fearless, bold
Raising our awareness to
a higher understanding*

- Robert Davidson

BC Community Achievement Awards
Tel: 604.261.9777 or Toll Free: 1.866.882.6088
Email: info@bcachievement.com
Website: www.bcachievement.com

BRITISH COLUMBIA COMMUNITY ACHIEVEMENT AWARDS NOMINATION FORM

Please complete all four sections:

1 NOMINEE

NAME (MR./MRS./MS./MISS/DR.)

HOME ADDRESS

CITY/TOWN/PROVINCE/POSTAL CODE

DAYTIME TELEPHONE

EVENING TELEPHONE

EMAIL

ORGANIZATION (IF APPLICABLE)

ORGANIZATION ADDRESS (IF APPLICABLE) CITY/TOWN/PROVINCE/POSTAL CODE

Is the nominee a current or former long-term resident of BC? Yes/No

2 NOMINATOR

NAME (MR./MRS./MS./MISS/DR.)

ADDRESS

CITY/TOWN/PROVINCE/POSTAL CODE

DAYTIME TELEPHONE

EVENING TELEPHONE

EMAIL

ORGANIZATION (IF APPLICABLE)

How long have you known the nominee?

I have provided or made provision for all the nomination material required for a completed nomination package.

SIGNATURE OF NOMINATOR

DATE

List the individuals who are providing a letter of support for the nomination.

3 LETTER OF SUPPORT 1

NAME (MR./MRS./MS./MISS/DR.)

TITLE AND ORGANIZATION (IF APPLICABLE)

CITY/TOWN/PROVINCE/POSTAL CODE

DAYTIME TELEPHONE

ADDRESS

How long have you known the nominee?

4 LETTER OF SUPPORT 2

NAME (MR./MRS./MS./MISS/DR.)

TITLE AND ORGANIZATION (IF APPLICABLE)

CITY/TOWN/PROVINCE/POSTAL CODE

DAYTIME TELEPHONE

ADDRESS

How long have you known the nominee?

Nomination deadline: November 15

YOUR COMPLETED NOMINATION PACKAGE MUST INCLUDE:

1. Completed nomination form
2. Three letters: (maximum 500 words each)
 - A letter from the nominator giving the reasons for nomination.
 - Two letters of support for the BC Community Achievement award nomination from other individuals or organizations that describe the value and impact of the contributions of the individual.
3. Brief biographical sketch of the nominee as it relates to the nomination.
4. Optional: Up to five pages of additional material about your nominee.

MAILING INFORMATION:

Mail completed nomination package to:
BC Community Achievement Awards
c/o Awards and Honours Secretariat

Mailing Address

PO Box 9422 Stn Prov Govt
Victoria, BC V8W 9V1

Location Address

215-553 Superior Street
Victoria, BC V8V 1X4

For more information, please contact
Tel: 604.261.9777 or Toll Free: 1.866.882.6088
Email: info@bcachievement.com
Website: www.bcachievement.com

Please note that it is the responsibility of the nominator to ensure that the nomination is complete including the receipt of support letters by the deadline. All material received will be kept confidential.

Privacy Policy

The British Columbia Achievement Foundation is committed to protecting the privacy of people through responsible management of information received. Nominations are confidential between the nominator and the Awards program.

You may view the complete privacy policy at www.bcachievement.com or by calling the office for a copy.

