



TOWN OF LADYSMITH

A Special Meeting of the
Council of the Town of Ladysmith
will be held in Council Chambers at City Hall on

MONDAY, MAY 10, 2010
At 4:30 p.m.

AGENDA

	<u>Page</u>
CALL TO ORDER	
1. AGENDA APPROVAL	
2. STAFF REPORT	
2.1 <u>R. Malli – City Manager</u> Re: 2010 - 2014 Financial Plan (Report to be presented at meeting.)	
2.2 <u>Lot 108 Synthetic Turf Tender Award</u> (Report to be distributed at meeting.)	
2.3 <u>Lot 108 Playfield Project</u>	1 - 2
3. BYLAWS	
3.1 <u>Town of Ladysmith Water Parcel Tax Bylaw 2010, No. 1717</u> Re: May be read a first, second and third time.	3
3.2 <u>Town of Ladysmith Sewer Parcel Tax Bylaw 2010, No. 1718</u> Re: May be read a first, second and third time.	4
3.3 <u>Town of Ladysmith Waterworks Regulation Bylaw 1999, No. 1298, Amendment Bylaw 2010, No. 1726</u> Re: May be adopted.	5 - 6
3.4 <u>Town of Ladysmith Community Centre and Facilities Fees and Charges Bylaw 2010, No. 1728</u> Re: May be adopted.	7 - 9
4. Questions	
5. EXECUTIVE SESSION (Immediately Following Regular Session)	
In accordance with Section 90(1) of the <i>Community Charter</i> , this section of the meeting will be held <i>In Camera</i> to consider the following item:	
<ul style="list-style-type: none">• the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.	

ADJOURNMENT



Town of Ladysmith

STAFF REPORT

To: Ruth Malli, City Manager
From: Patrick Durban, Director of Parks, Recreation & Culture
Date: May 6, 2010
File No:

Re: DL Lot 108 Playfield Project

RECOMMENDATION(S):

That Council authorize the payment to MacNutt Enterprises for the removal of brush on DL108, in the amount of \$35,776.13, and that the Town's purchasing policy be waived for this work.

PURPOSE:

To clear DL108 to permit survey work and prepare for subdivision and playfield project.

INTRODUCTION/BACKGROUND:

Council had initially determined that brush on DL108 could be disposed of by using a clean burn method, which proved to be an ineffective means of disposal. Subsequently, MacNutt Enterprises, who were already working the area, were hired to remove the brush and debris.

SCOPE OF WORK:

N/A

ALTERNATIVES:

N/A

FINANCIAL IMPLICATIONS:

This work is covered in the DL108 budget.

LEGAL IMPLICATIONS:

N/A

CITIZEN/PUBLIC RELATIONS IMPLICATIONS:

Due to proximity to residential areas, this method appeared to be most acceptable.

INTERDEPARTMENTAL INVOLVEMENT/IMPLICATIONS:

N/A

RESOURCE IMPLICATIONS:

N/A

ALIGNMENT WITH STRATEGIC PRIORITIES:

N/A

SUMMARY:

Due to urgency in getting the area ready for DL108 projects, it was decided to retain their service immediately.

I concur with the recommendation.



Ruth Malli, City Manager

ATTACHMENTS:

None

**TOWN OF LADYSMITH
BYLAW NO. 1717**

A bylaw to impose a water parcel tax on owners of land in the Town of Ladysmith pursuant to the provisions of the *Community Charter*.

WHEREAS the Council of the Town of Ladysmith is empowered by the *Community Charter* to impose and levy a water parcel tax to meet the cost of works and services that benefit land within the Municipality; and

WHEREAS certain costs have been or are to be incurred by the Town of Ladysmith in constructing and improving the water system of the Town; and

WHEREAS it is deemed essential and expedient to impose and levy a water parcel tax on land benefiting from such improvements to meet such costs;

NOW THEREFORE the Municipal Council of the Town of Ladysmith in open meeting assembled enacts as follows:

1. In this Bylaw, unless the context otherwise requires,

"Parcel" means any lot, block or other area of land in which real property is held, or into which it is subdivided, as identified in the 2010 Authenticated Tax Roll and all amendments thereto.

"Group of Parcels" means where a building or improvements is constructed over more than one parcel of land, those parcels, if contiguous, may be dealt with by the Assessor as one parcel and be assessed accordingly.

2. A water parcel tax shall be levied annually against each parcel or group of parcels of land within the Town of Ladysmith which is capable of being connected to the water system of the Town, or which is deemed to abut on the said water system.

3. The annual water parcel tax shall be in the amount of Seventy Dollars (\$70.00) per parcel or group of parcels.

4. The water parcel tax imposed by this bylaw on each parcel of land shall be shown by the Collector on the real property tax roll, and the payment of the water parcel tax shall be made in the same manner, on or before the same dates, as other real property taxes. The water parcel tax shall have the same rights and remedies as other real property taxes.

5. Every water parcel tax assessment roll and every revision thereof shall be considered and dealt with by a Parcel Tax Roll Review Panel appointed pursuant to the provisions of the *Community Charter*.

6. The provisions of this Bylaw shall become effective and be in force as of the 1st day of January for the year 2010.

7. **REPEAL**

"Water Parcel Tax Bylaw, 2009, No. 1689" is hereby repealed.

8. **CITATION**

This bylaw may be cited as "Water Parcel Tax Bylaw 2010, No.1717".

READ A FIRST TIME on the _____ day of _____, 2010

READ A SECOND TIME on the _____ day of _____, 2010

READ A THIRD TIME on the _____ day of _____, 2010

ADOPTED on the _____ day of _____, 2010

Mayor (R. Hutchins)

3
Corporate Officer (S. Bowden)

**TOWN OF LADYSMITH
BYLAW NO. 1718**

A bylaw to impose a sewer parcel tax on owners of land in the Town of Ladysmith, pursuant to the provisions of the *Community Charter*.

WHEREAS the Council of the Town of Ladysmith is empowered by the *Community Charter* to impose and levy a sewer parcel tax to meet the cost of works and services that benefit land within the Municipality; and

WHEREAS certain costs have or will be incurred by the Town of Ladysmith in constructing and improving the sewer system of the Town; and

WHEREAS it is deemed essential and expedient to impose and levy a sewer parcel tax on land benefitting from such improvements to meet such costs;

NOW THEREFORE the Municipal Council of the Town of Ladysmith in open meeting assembled enacts as follows:

1. In this bylaw, unless the context otherwise requires,

"Parcel" means any lot, block or other area of land in which real property is held, or into which it is subdivided, as identified in the 2010 Authenticated Tax Roll and all amendments thereto.

"Group of Parcels" means where a building or improvement is constructed over more than one parcel of land, those parcels, if contiguous, may be dealt with by the Assessor as one parcel and be assessed accordingly;

2. A parcel tax shall be levied annually against each parcel or group of parcels of land within the Town of Ladysmith which is capable of being connected to the sewer system of the Town, or which is deemed to abut on the said sewer system.

3. The annual sewer parcel tax shall be in the amount of Ninety-Four Dollars (\$ 94.00) per parcel or group of parcels.

4. The sewer parcel tax imposed by this bylaw on each parcel of land shall be shown by the Collector on the real property tax roll, and the payment of the parcel tax shall be made in the same manner, on or before the same dates, as other real property taxes. The sewer parcel tax shall have the same rights and remedies as other real property taxes.

5. Every parcel tax assessment roll and every revision thereof shall be considered and dealt with by a Parcel Tax Roll Review Panel appointed pursuant to the provisions of the *Community Charter*.

6. **REPEAL**
"Sewer Parcel Tax Bylaw 2009, No. 1690" is hereby repealed.

7. The provisions of this bylaw shall become effective and be in force as of the 1st day of January for the year 2010.

9. **CITATION**
This bylaw may be cited as "Sewer Parcel Tax Bylaw 2010, No. 1718".

READ A FIRST TIME on the _____ day of _____, 2010

READ A SECOND TIME on the _____ day of _____, 2010

READ A THIRD TIME on the _____ day of _____, 2010

ADOPTED on the _____ day of _____, 2010

Mayor (R. Hutchins)

4

Corporate Officer (S. Bowden)

TOWN OF LADYSMITH

BYLAW NO. 1726

A bylaw to amend the water service rates imposed on owners of land in the Town of Ladysmith

WHEREAS pursuant to the *Community Charter*, the Municipal Council may, by bylaw, regulate, prohibit and impose requirements in relation to municipal services;

NOW THEREFORE the Municipal Council of the Town of Ladysmith in open meeting assembled enacts as follows:

- (1) Schedule "A" of "Waterworks Regulations Bylaw 1999, No. 1298" is hereby replaced with the attached Schedule "A".
- (2) The provisions of this bylaw shall become effective and in force as of the 1st day of January, 2010.
- (3) This bylaw may be cited for all purposes as "Waterworks Regulation Bylaw 1999, No.1298, Amendment Bylaw 2010, No. 1726".

READ A FIRST TIME on the	19 th	day of April,	2010
READ A SECOND TIME on the	19 th	day of April,	2010
READ A THIRD TIME on the	19 th	day of April,	2010
RESCIND THIRD READING on the	3 rd	day of May,	2010
AMEND AT SECOND READING on the	3 rd	day of May,	2010
READ A THIRD TIME AS AMENDED on the	3 rd	day of May,	2010
ADOPTED on the		day of ,	2010

Mayor (R. Hutchins)

Director of Corporate Services (S. Bowden)

TOWN OF LADYSMITH

"Waterworks Regulations Bylaw 1999, No. 1298, Amendment Bylaw 2010, No. 1726"

SCHEDULE OF RATES

<p>1. <u>Metered Service (Quarterly) for Each Individually Metered Single Family Dwelling Unit</u></p>	<p>\$21.00 base rate per quarter \$0.50/m³ for next 26 m³ to 50 m³ \$0.60/m³ for next 51 m³ to 75 m³ \$0.75/m³ for next 76 m³ to 100 m³ \$1.00/m³ for next 101 m³ to 125 m³ \$1.35/m³ for >126 m³</p>
<p>2. <u>Metered Service (Quarterly) for All Other Users</u></p>	<p>\$20.00 base rate per quarter (includes up to 25 cubic meters) and \$0.45/cu.m. for any use over 25 cubic meters</p>
<p>3. <u>Non-Metered Service (Quarterly)</u></p>	<p>\$39.00 flat rate, per unit, per quarter</p>
<p>4. <u>Service Connection Rates</u></p> <p>.1 Where a service connection has not been previously provided to a parcel but where the Public Waterworks System fronts or abuts the parcel:</p> <p>(a) 19 mm (3/4") service connection including meter, meter box, meter setter, check valves, shut-off valves and any other related appurtenances</p> <p>(b) larger than 19 mm (3/4") shall be at cost but not less than ..</p> <p>.2 Where a service connection has been previously provided to a parcel:</p> <p>(a) and that service connection includes a meter, meter box, meter setter, check valves, shut-off valves and any other related appurtenances and is the requested size</p> <p>(b) any upgrading of that service in size including installation of a water meter, meter box, meter setter, check valves, shut-off valves and any other related appurtenances shall be at cost, but not less than</p>	<p>\$2,400.00</p> <p>\$2,400.00</p> <p>\$ 100.00</p> <p>\$2,400.00</p>

TOWN OF LADYSMITH

BYLAW NO. 1728

A bylaw to repeal the Frank Jameson Community Centre and other recreation facilities fee schedules.

WHEREAS the Council may by bylaw, pursuant to the *Community Charter* establish fees for the use of recreation or community use property in the municipality;

AND WHEREAS it is deemed appropriate to establish fees for use of the Frank Jameson Community Centre and other recreation facilities;

NOW THEREFORE the Council of the Town of Ladysmith in open meeting assembled enacts as follows:

1. The fees set forth in Appendices "A" and "B" attached to and forming part of this bylaw are the fees for the use of the Frank Jameson Community Centre and other recreation facilities effective January 1, 2010.

2. **Repeal**

"Community Centre and Facilities Fees and Charges Bylaw 2010, No. 1712" is hereby repealed.

3. **Citation**

This bylaw may be cited for all purposes as "Ladysmith Community Centre and Facilities Fees and Charges Bylaw 2010, No. 1728".

READ A FIRST TIME on the 3rd day of May, 2010

READ A SECOND TIME on the 3rd day of May, 2010

READ A THIRD TIME on the 3rd day of May, 2010

ADOPTED on the _____ day of _____, 2010

Mayor
(R. Hutchins)

Corporate Officer
(S. Bowden)

Appendix A
Plus applicable tax

Proposed Rates

Single Admissions

Child	2.48
Youth	3.24
Adult	4.67
Senior	3.24
Family	8.14

10 X Punch Card

Child	20.76
Youth	27.81
Adult	39.43
Senior	27.81
Family	68.90

30 X Punch Cards

Child	N/A
Youth	73.86
Adult	103.95
Senior	73.86
Family	N/A

One-Month Pass

Child	N/A
Youth	32.95
Adult	41.24
Senior	32.95
Family	N/A

Three-Month Pass

Child	N/A
Youth	89.05
Adult	111.33
Senior	89.05
Family	N/A

Six-Month Pass

Child	N/A
Youth	168.19
Adult	210.33
Senior	168.19
Family	N/A

Twelve-Month Pass

Child	N/A
Youth	319.05
Adult	400.00
Senior	319.05
Family	N/A

Appendix B
 Plus applicable tax

Facility Rentals - Commercial Bookings are plus 20% and Not for Profit are less 50%

Pool Rentals		FJCC Upper Hall	
1 Pool	64.45	Hourly Rate	24.30
2 Pool	96.50	Kitchen Hourly Rate	32.25
Extra Guard	35.22	Day Rate	170.05
Prime Time Rate - Club	60.29	Meeting Room	
Non-Prime Time Rate - Club	41.98	Hourly Rate	19.51
School District 68	38.65	Hourly Rate with Pool	18.05
School District - Other	43.13	Day Rate	136.39
Special Needs	40.21	FJCC Gymnasium	
Aggie Hall		Fair - Day 1	304.37
Hourly Rate	35.22	Fair - Day 2	214.01
Hourly Rate for Kitchen	30.32	Fair - Day 3	218.28
Daily Rate inc. Kitchen	162.40	Extra Maintenance	34.49
Fair - Day 1 inc. Kitchen	241.22	FJCC Kitchen/hr	35.22
Fair - Day 2 inc. Kitchen	172.29	Gym / Hour	35.22
Fair - Day 3 inc. Kitchen	126.41	FJCC Lower Program Space	
Reception / Dance / Party	319.35	Hourly Rate	34.70
Misc. Rentals		Hourly Rate with Pool	18.05
Table / Day	5.72	Daily Rate	119.07
Chair / Day	0.72	Transfer Beach	
Ball Fields		Shelter - Resident / Day	43.70
Fees for Tournaments Only	114.44	Amphitheater - Day Event	310.14
		Amphitheater / Hour	23.83