

INAUGURAL COUNCIL MEETING
6:30 P.M.
MONDAY, DECEMBER 5, 2011
COUNCIL CHAMBERS, CITY HALL

INAUGURAL COUNCIL MEETING AGENDA

<u>Page</u>

CALL TO ORDER

- 1. SWEARING-IN CEREMONY
- 2. AGENDA APPROVAL
- 3. APPOINTMENTS

3.1. Appointment: Deputy Mayor

3.2. Appointment: Parcel Tax Review Panel

3.3. Resolution: Appointment of Cowichan Valley Regional District

Director

3.4. Resolution: Appointment of Cowichan Valley Regional District

Alternate Director

3.5. Resolution: Appointment of Vancouver Island Regional Library

Board Director

3.6. Appointments: Standing & Community Committees

3.7. Resolution: Bank Signing Authority

- 4. MAYOR'S INAUGURAL ADDRESS
- 5. MINUTES
 - **5.1.** Minutes of the Regular Council Meeting held on November 21, 2011

1 - 4

6. DELEGATIONS

None

7. Public Hearing

None

8. BYLAWS (OCP / ZONING)

None

9. PROCLAMATIONS

None

10. DEVELOPMENT PERMITS / DEVELOPMENT VARIANCE PERMITS

None

			Page
11.	STAFF	/ Advisory Committee Reports	
	11.1.	2012 Council Meeting Schedule	5 - 6
	11.2.	Parks, Recreation and Culture Fees and Charges	7 - 11
12.	Corre None	SPONDENCE	
13.	Bylaw	'S	
	13.1.	Town of Ladysmith Development Cost Charges Roads Appropriation Bylaw 2011, No. 1785 May be adopted.	12
		The purpose of Bylaw 1785 is to authorize the appropriation of \$108,075.00 from the Development Cost Charges (Roads) Restricted Reserve Fund for the purpose of debt repayment for and construction of road projects.	
	13.2.	Town of Ladysmith Parking Reserve Expenditure Authorization Bylaw 2011, No. 1786 May be adopted.	13
		The purpose of Bylaw 1786 is to authorize the expenditure of \$4,000.00 from the Municipal Parking Restricted Reserve for the purpose of debt repayment for and construction of municipal parking projects.	
	13.3.	Town of Ladysmith Revenue Anticipation Borrowing Bylaw 2011, No. 1787 May be read a first, second and third time.	14
		The purpose of Bylaw 1787 is to authorize the Town to borrow up to \$4,000,000.00 to anticipation of revenues to be received in 2011 from taxation.	
	13.4.	Town of Ladysmith Parks, Recreation and Culture Fees and Charges Bylaw 2011, No. 1788 May be read a first, second and third time.	15 - 18
		The purpose of Bylaw 1788 is to establish the fees and charges for Parks, Recreation and Culture programs and services for 2012.	
14.	New E	BUSINESS	

15. Unfinished Business

None

16. QUESTION PERIOD

• There will be allotted a maximum of 15 minutes for questions.

- The Question Period will be comprised of two parts. The first part is reserved for questions directly related to items which appear on the agenda. If there is time remaining, questions during the second part can be on a matter of public interest under the jurisdiction of the Town.
- Each questioner will be allowed to ask one question plus a follow-up question related to the answer. If after all questioners have been heard and there is still time remaining, a questioner who has already spoken can ask one additional question plus a follow-up question related to the answer.
- Questions must be truly questions and not statements of opinions. Questioners are not permitted to make a speech.
- Questioners must avoid personal references; insinuations; violent, offensive or disrespectful remarks about another person; and unparliamentary language.
- · Questions shall be addressed to the Chair.
- No commitments shall be made by the Chair in replying to a question. Matters
 which may require action of the Council shall be referred to a future meeting of the
 Council.

ADJOURNMENT



MINUTES OF A MEETING OF COUNCIL OF THE TOWN OF LADYSMITH HELD IN COUNCIL CHAMBERS AT CITY HALL ON NOVEMBER 21, 2011

COUNCIL MEMBERS PRESENT:

Mayor Rob Hutchins Councillor Lori Evans Councillor Steve Arnett
Councillor Duck Paterson

Councillor Jillian Dashwood Councillor Bruce Whittington

COUNCIL MEMBERS ABSENT: Councillor Scott Bastian

STAFF PRESENT:

Ruth Malli Joanna Winter Sandy Bowden

Erin Anderson

CALL TO ORDER

Mayor Hutchins called the meeting to order at 7:00 p.m.

AGENDA APPROVAL

Mayor Hutchins requested Council's consideration of the following additions to the agenda:

- 4.1 Delegation Ladysmith Celebrations Society
- 4.2 Delegation Ladysmith Resources Centre Society

2011-489

It was moved, seconded and carried that the agenda for the Regular Meeting of Council for November 21, 2011 be adopted as amended.

MINUTES

2011-490

It was moved, seconded and carried that the minutes of the Regular Meeting of Council held November 7, 2011 be approved as circulated.

DELEGATIONS

Councillor Paterson, Ladysmith Celebrations Society Appreciation to Council for Support

Councillor Paterson presented a gift basket in appreciation of Council's support for the Society in 2011.

Donna Soules, Ladysmith Resources Centre Association

D. Soules, the outgoing president of the Ladysmith Resources Centre Association, read a letter expressing her personal gratitude, and the gratitude of the Board of the Ladysmith Resources Centre Association, for the Town's strong partnership and support in the development and construction of the Ladysmith Community Services Centre.

STAFF / ADVISORY COMMITTEE REPORTS

Preliminary Results of November 19, 2011 Local Government Election

2011-491

It was moved, seconded and carried that the report from the Chief Election Officer presenting the preliminary local government election for 2011 results be received.

Solar Energy Grant

2011-492

It was moved, seconded and carried that staff be directed to complete the work originally contemplated in the Solar BC funding application as follows:

- Develop a solar section on the Town's new website to educate the community about the benefits of solar power, to provide information on 'go solar' and to highlight the community achievements, activities and champions of solar energy initiatives
- Support the activities of the Ladysmith Environment Commission in implementing the Ladysmith Community Energy Plan, specifically targeted at residents through a 'homes and how we live in them' approach
- Offer training to staff on solar energy and solar hot water heating
- Develop and distribute information and materials specifically highlighting the benefits of solar hot water heat

2011-493

Ladysmith Golf Course Maintenance Agreement

was moved, seconded and carried that the current maintenance agreement with the Ladysmith Golf Course be renewed for a further two years, effective October 1, 2011.

2011-494

Hydraulic Energy Recovery Station

It was moved, seconded and carried that Koers and Associates be authorized to complete a preliminary design for the construction of a hydraulic energy recovery station and submit an application for purchase of energy to BC Hydro, with the funds to come from the Water Utility Reserve.

2011-495

Boulevard Maintenance - Nash Place

It was moved, seconded and carried that the installation of a storm sewer in Nash Place be referred to the 2012 budget deliberations.

2011-496

Residential Waste Vegetable Oil Recycling Kiosk

It was moved, seconded and carried that the expenditure of

\$2,900 from the Environmental Management operational budget be approved for the purpose of installing a residential waste vegetable oil collection kiosk in Ladysmith.

Concerns About Filming in Ladysmith

2011-497

It was moved, seconded and carried that Film Cowichan be requested to attend a Government Services Committee meeting in order to make a presentation about filming policies and to discuss concerns about filming, and that the Ladysmith Chamber of Commerce and the Ladysmith Downtown Business Association be advised of the date of the meeting, and that any further actions to be taken by the Town of Ladysmith be determined after that meeting.

CORRESPONDENCE

A. S. Armstrong et al, Ladysmith Citizens on Patrol

2011-498

Letter of Thanks for Town support in Acquiring a New Patrol Van It was moved, seconded and carried that the correspondence from Ladysmith Citizens on Patrol expressing appreciation for the Town's support in acquiring a new patrol van be received.

BYLAWS

Town of Ladysmith Council Remuneration and Expense Bylaw 2011, No. 1784

2011-499

It was moved, seconded and carried that Town of Ladysmith Council Remuneration and Expense Bylaw 2011, No. 1784 be read a first, second and third time.

Town of Ladysmith Development Cost Charges Roads Appropriation Bylaw 2011, No. 1785

2011-500

It was moved, seconded and carried that Town of Ladysmith Development Cost Charges Roads Appropriation Bylaw 2011, No. 1785 be read a first, second and third time.

Town of Ladysmith Parking Reserve Expenditure Authorization Bylaw 2011, No. 1786

2011-501

It was moved, seconded and carried that Town of Ladysmith Parking Reserve Expenditure Bylaw 2011, No. 1781, be adopted.

QUESTION PERIOD

- R. Johnson enquired about a recent provincial court action regarding the ability of municipalities to enforce maintenance of the boulevards.
- R. Johnson enquired whether a cost-benefit analysis has been carried out on filming in Ladysmith. It was agreed this will be a question to be asked when Film Cowichan representatives appear before Council.

EXECUTIVE SESSION

2011-502

It was moved, seconded and carried at 7:30 p.m. that Council retire into Executive Session after a two-minute recess, to consider the following items:

- the acquisition, disposition or expropriation of land or improvements, if the council considers that disclosure could reasonably be expected to harm the interests of the municipality
- the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose
- 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

ARISE AND REPORT

Council arose from Executive Session without report.

New Business

Mayor Hutchins reconvened the Regular Meeting of Council at 8:15 p.m.

2011-503

Inaugural Council Meeting, December 5, 2011

It was moved, seconded and carried that the Inaugural Meeting of Council scheduled for Monday, December 5, 2011, commence at 6:30 p.m.

ADJOURNMENT

2011-504

It was moved, seconded and carried that this meeting of Council be adjourned at 8:17 p.m.

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	Mayor (R. Hutchins)
CERTIFIED CORRECT	
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Corporate Officer (S. Bowden)	

Town of Ladysmith



STAFF REPORT

То: From: Date:

Ruth Malli, City Manager

Sandy Bowden, Director of Corporate Services

November 15, 2011

File No:

Re:

2012 COUNCIL MEETING SCHEDULE

RECOMMENDATION(S):

That the following 2012 schedule of regular Council meetings be approved and that Staff be directed to advertise the schedule in accordance with Section 127 of the Community Charter:

January 9 January 16 February 6 February 20 March 5 March 19 April 2 April 16

May 7 May 22 (Tues.)

June 4 June 18

July 3 (Tues.) July 16

August 7 (Tues.) August 20

September 4 (Tues.)

September 17 October 1 October 15 November 5 November 19

December 3 December 17

PURPOSE:

The purpose of this Staff report is to seek Council's approval of the proposed schedule of regular Council meetings for 2012 and to notify the public of the schedule in accordance with the Community Charter.

INTRODUCTION/BACKGROUND:

In accordance with the Town's Procedure Bylaw No. 1666, regular Council meetings are held on the first and third Monday of each month. The Community Charter requires a local government to notify the public of the schedule of meetings of regular Council meetings annually. Staff recommends publishing a notice in the December 13th and December 20th editions of The Chronicle newspaper in accordance with the legislation and posting the notice on notice boards throughout the community. The notice will include reference to Government Services Committee meetings which are held on the third Monday of each month. Meetings may be cancelled or re-scheduled throughout the year as required provided that sufficient notice of the change in schedule is issued.

It is also proposed that the meeting schedule for January be changed to accommodate the New Year statutory holiday, and that the meetings be held on the second and third Mondays of the month.

SCOPE	OF	WORK
n/a		

ALTERNATIVES:

Council could amend the schedule of meetings as deemed appropriate.

FINANCIAL IMPLICATIONS:

n/a

LEGAL IMPLICATIONS;

As noted, the <u>Community Charter</u> requires a local government to notify the public of the schedule of regular Council meeting annually.

CITIZEN/PUBLIC RELATIONS IMPLICATIONS:

n/a

INTERDEPARTMENTAL INVOLVEMENT/IMPLICATIONS:

n/a

RESOURCE IMPLICATIONS:

n/a

ALIGNMENT WITH STRATEGIC PRIORITIES:

n/a

SUMMARY:

The <u>Community Charter</u> requires that local governments notify the public of the schedule of regular Council meetings on an annual basis. The Town's Procedures Bylaw No. 1666 requires that regular Council meetings take place on the first and third Monday of each month. The proposed schedule is in accordance with the <u>Community Charter</u> and Procedures Bylaw No. 1666 and will be published in two consecutive editions of The Chronicle newspaper as statutorily required.

I concur with the recommendation.

Ruth Malli, City Manager

ATTACHMENTS:

None

Town of Ladysmith



STAFF REPORT

To: From: Date:

File No:

Ruth Malli, City Manager

Patrick Durban, Director of Parks, Recreation & Culture

November 30, 2011

FEES AND CHARGES FOR PARKS, RECREATION & CULTURE

RECOMMENDATION:

THAT Council approve a two-percent increase in the Parks, Recreation & Culture fees and that Council give first three readings to the Town of Ladysmith Bylaw 2011, No. 1788.

Re:

To provide Council with information and recommendations concerning proposed fees for use of Town recreation facilities.

INTRODUCTION / BACKGROUND:

In the fall of 2002, Council approved the Fees and Charges Policy, which became the principle document to guide future fees and charges discussions. The policy identified an annual review to take place each fall with recommendation to Council for implementation.

SCOPE OF WORK:

Patrons will be notified in advance about rate increases, staff will update software, and publications will be changed as appropriate.

ALTERNATIVES:

Council can choose to maintain existing rates.

FINANCIAL / LEGISLATIVE / LEGAL IMPLICATIONS:

The proposed fees are based on a survey of facilities in communities surrounding Ladysmith and are proposed to be increased by two-percent as recommended in the Fees and Charges Policy.

CITIZEN/PUBLIC RELATIONS IMPLICATIONS:

Patrons will be notified in advance of all rate increases and with regard to playfield rates, the Playfield User Committee will be involved in the rate review to determine acceptable rental rates.

INTERDEPARTMENTAL INVOLVEMENT/IMPLICATIONS:

None

RESOURCE IMPLICATIONS:

None

ALIGNMENT WITH SUSTAINABILITY VISIONING REPORT

This aligns with Sustainability Pillar #7, a Healthy Community

ALIGNMENT WITH	STRATEGIC	PRIORITIES:
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This aligns with Strategic Direction A, Wise Financial Management

SUMMARY:

As per Council policy regarding Community Centre Fees and Charges, the proposed fees are presented for Council's consideration, and for inclusion in Bylaw 2011, No. 1788.

I concur with the recommendation

Ruth Malli, City Manager

ATTACHMENTS:

Appendix A – Proposed 2012 Admission Rates

Appendix B - Proposed 2012 Facility Rates

Appendix C – Current Admission Comparison

Appendix A – 2012 Proposed Admission Rates (Subject to Applicable Taxes)

Single Admission

On Bio / tarribonon		
Child	2.54	
Youth	3.39	
Adult .	4.87	
Senior	3.39	
Family	8.48	

10 X Punch Card

TO Y banch card		
Child	21.61	
Youth	28.93	
Adult	40.98	
Senior	28.93	
Family	71.65	

30 X Punch Cards

• • • • • • • • • • • • • • • • • • • •		
Child	N/A	
Youth	76.79	
Adult	108.13	
Senior	76.79	
Family	N/A	

1-Month Pass

Child	N/A
Youth	34.29
Adult	42.90
Senior	34.29
Family	N/A

3-Month Pass

O Month i doo		
Child	N/A	
Youth	92.68	
Adult	115.85	
Senior	92.68	
Family	N/A	

6-Month Pass

Child	N/A
Youth	175.00
Adult	218.79
Senior	175.00
Family	N/A

12-Month Pass

Child	N/A	
Youth	331.96	
Adult	416.21	
Senior	331.96	
Family	N/A	

Appendix B – 2012 Proposed Facility Rates (Subject to Applicable Taxes) (Commercial bookings plus 20 per cent / Non-profit bookings less 50 per cent)

Frank Jameson Community Centre

Meeting Room Hourly Rate	20.34
Meeting Room Hourly with Pool	18.78
Meeting Room Daily Rate	141.90
Gymnasium Hourly Rate	36.67
Lower Program Room Hourly Rate	36.15
Lower Program Room with Pool	18.78
Lower Program Room Daily Rate	123.91
One Pool	68.35
Two Pools	100.40

Aggie Hall

Aggie Hall Hourly Rate (no kitchen)	36.67
Aggie Hall kitchen (no hall use)	61.95
Aggie Hall Daily Rate (includes kitchen)	169.00
Aggie Hall Receptions Party, Dance	332.24

Transfer Beach

Transfer Beach Kin Shelter per Day	45.46
Transfer Beach Amphitheatre - Full Day Private Family Function	83.65
Transfer Beach Amphitheatre – Half Day Private Family Function	47.80
Transfer Beach Amphitheatre - Full Day Public Special Event	322.73
Transfer Beach Amphitheatre - Performances per Hour	22.86

Sports Fields

Aggie Ball Diamonds	No Charge
Aggie Field Lights	No Charge
Aggie Ball Diamonds Tournament per Day	119.06
High Street Little League Diamonds	No Charge
High Street Little League Diamonds Tournament per Day	119.06
Holland Creek Ball Diamonds	No Charge
Holland Creek Ball Diamonds Tournament per Day	119.06
Forrest Field per Hour - Youth	6.12
Forrest Field per Hour - Adult	21.93
Forrest Field per Day - Youth	39.78
Forrest Field per Day - Adult	147.90
Forrest Field Lights per Hour	13.00

Miscellaneous

Community Van per Hour	9.38
Community Van per Day	83.23
Chairs (25)	19.38
Tables (5)	29.63

Appendix C - Current Year (2011) Admission Fee Comparisons (All Fees Include HST)

	Nanaimo	Cowichan	Saanich	Ladysmith
Single Admission				
Tot	Under 2 Free	4.00	Under 2 Free	Under 2 Free
Child	3.25	5.00	3.25	2.80
Youth	4.75	8.50	5.50	3.70
Adult	6.50	11.00	6.50	5.35
Senior	4.75	8.50	5.50	3.70
Family	13.00	26.50	13.00	9.30
10 X Pu	nch Cards			
Tot	. N/A	38.00	N/A	N/A
Child	26.00	47.50	29.50	23.70
Youth	38.00	80.80	38.00	31.80
Adult	52.00	104.60	51.00	45.00
Senior	38.00	80.80	38.00	31.80
Family	N/A	230.80	102.00	78.70
1-Month Pass				
Tot	N/A	48.00	N/A	N/A
Child	N/A	60.00	N/A	N/A
Youth	N/A	102.00	N/A	37.65
Adult	N/A	132.00	N/A	47.10
Senior	N/A	102.00	N/A	37.65
Family	N/A	318.00	N/A	N/A
3-Month	n Pass			
Tot	N/A	N/A	N/A	N/A
Child	87.75	N/A	N/A	N/A
Youth	128.25	N/A	103.00	101.75
Adult	175.50	N/A	136.00	127.20
Senior	128.25	N/A	103.00	101.75
Family	351.00	N/A	N/A	N/A

BYLAW NO. 1785

A bylaw to appropriate monies from the Development Cost Charges (Roads) Restricted Reserve.

WHEREAS the Town of Ladysmith has collected monies under the authority of the provisions of the DCC Roads Appropriation Bylaw 2000, No. 1374, of the Town of Ladysmith, which monies have been deposited in the Development Cost Charges Reserve Fund; and

WHEREAS there is an unappropriated balance in the Development Cost Charges (Roads) Restricted Reserve of \$609,441.00 as at October 31, 2011, and

WHEREAS it is deemed appropriate to use a portion of the monies set aside under said Bylaw No. 1374 for the purpose of debt repayment for and construction of road projects;

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

1. The sum of One hundred and eight thousand, seventy five dollars and zero cents (\$108,075.00) is hereby appropriated from the Development Cost Charges Restricted Reserve (Roads), to be expended for the purpose of debt repayment for and construction of road projects.

Citation

2. This bylaw may be cited as the "Development Cost Charges Roads Appropriation Bylaw 2011, No. 1785".

READ A FIRST TIME on the	21 st	day of	November, 2011
READ A SECOND TIME on the	21 st	day of	November, 2011
READ A THIRD TIME on the	21 st	day of	November, 2011
ADOPTED on the		day of	
	Mayo	r (R. Hutchi	ns)
	Corne	orate Officer	(S. Rowden)

BYLAW NO. 1786

A bylaw to appropriate monies from the Municipal Parking Restricted Reserve.

WHEREAS the Town of Ladysmith has collected monies under the authority of the provisions of the Municipal Parking Restricted Reserve Fund Bylaw 1998, No. 1276, of the Town of Ladysmith, and all amendments thereto, which monies have been deposited in the Municipal Parking Fund; and

WHEREAS there is an unappropriated balance in the Municipal Parking Restricted Reserve Fund of \$61,090.00 as at October 31, 2011, and

WHEREAS it is deemed appropriate to use a portion of the monies set aside under said Bylaw No. 1276 for the purpose of debt repayment for and construction of municipal parking projects;

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

1. The sum of four thousand dollars and zero cents (\$4,000.00) is hereby appropriated from the Municipal Parking Restricted Reserve, to be expended for the purpose of debt repayment for and construction of municipal parking projects.

Citation

2. This bylaw may be cited as the "Parking Reserve Expenditure Authorization Bylaw 2011, No. 1786".

Corporate Officer (S. Bowden)

READ A FIRST TIME on the	21 st	day of	November, 2011
READ A SECOND TIME on the	21 st	day of	November, 2011
READ A THIRD TIME on the	21^{st}	day of	November, 2011
ADOPTED on the		day of	
	Mayo	r (R. Hutchi	ns)
			. , , . , . , . , . , . , . , . , . , .

BYLAW NO. 1787

A Bylaw to Provide for the Borrowing of Money in Anticipation of Revenue

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

- 1. The Council is hereby empowered and authorized to borrow upon the credit of the Town of Ladysmith from a financial institution, the sum of up to \$4,000,000.00 (four million dollars).
- 2. The form of obligation to be given as acknowledgement of the liability shall be a promissory note or notes bearing the corporate seal and signed by the authorized Signing Officers.
- 3. When collected, revenue from property taxes must be used to repay money borrowed under this bylaw.

4. CITATION

This bylaw may be cited for all purposes as "Town Of Ladysmith Revenue Anticipation Borrowing Bylaw 2011, No. 1787".

READ A FIRST TIME	on the	day of	, 2011
READ A SECOND TIME	on the	day of	, 2011
READ A THIRD TIME	on the	day of	, 2011
ADOPTED	on the	day of	, 2011

Mayor (R. Hutchins)

Director of Corporate Services (S. Bowden)

BYLAW NO. 1788

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:
- The fees set forth in Schedules "A" and "B" attached to and forming part of this bylaw are 1. the fees for the use of the Frank Jameson Community Centre and other recreation facilities effective January 1, 2012.

2. Repeal

"Ladysmith Community Centre and Facilities Fees and Charges Bylaw 2010, No. 1749" is hereby repealed.

Citation

This bylaw may be cited for all purposes as "Ladysmith Community Centre and Facilities Fees and Charges Bylaw 2011, No. 1788".

READ A FIRST TIME on the	day of , 2011
READ A SECOND TIME on the	day of , 2011
READ A THIRD TIME on the	day of , 2011
ADOPTED on the	day of , 2011
	Mayor (R. Hutchins)
	•
	0.00
	Corporate Officer (S. Bowden)

Appendix A - 2012 Proposed Admission Rates plus Applicable Taxes (not included)

Single Admissions

Single Authissions	
Child	2.54
Youth	3.39
Adult	4.87
Senior	3.39
Family	8.48

10 X Punch Card

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30 X Punch Cards

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1-Month Pass

± 111011011 000	
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3-Month Pass

O Mondi i doo	
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6-Month Pass

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Appendix A – 2012 Proposed Admission Rates (Subject to Applicable Taxes)

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Miscellaneous

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