



LADYSMITH

MINUTES OF A MEETING OF COUNCIL OF THE  
TOWN OF LADYSMITH  
HELD IN COUNCIL CHAMBERS AT CITY HALL ON  
MAY 2, 2011

**COUNCIL MEMBERS PRESENT:**

Mayor Rob Hutchins  
Councillor Jillian Dashwood  
Councillor Bruce Whittington

Councillor Steve Arnett  
Councillor Lori Evans

Councillor Scott Bastian  
Councillor Duck Paterson

**STAFF PRESENT:**

Ruth Malli  
Erin Anderson

Sandy Bowden  
Joe Friesenhan

Felicity Adams  
Joanna Winter

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**CALL TO ORDER**

Mayor Hutchins called the meeting to order at 4:01 p.m.

**AGENDA APPROVAL**

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

- To move item 8.1 (Ladysmith Marina Development Variance Permit Application) to the top of the agenda.

**2011-191**

It was moved, seconded and carried that the agenda for the Council Meeting of May 2, 2011 be adopted as amended.

Councillor Paterson entered the meeting (4:04 p.m.)

**DEVELOPMENT PERMITS /  
DEVELOPMENT VARIANCE  
PERMITS**

**Ladysmith Marina – District Lot 2061; Lease 02114642 (12335 Rocky Creek Road)**

The Director of Development Services explained that the purpose of this stage of the development variance application process is to seek Council approval to proceed with statutory notification of the request for a development variance permit. Council is not being asked for approval of the development variance permit at this point.

**2011-192**

It was moved, seconded and carried that staff be directed to proceed with the statutory notice for Development Variance Permit application 3090-11-02 proposing a height variance for a section of boathouses at the Ladysmith Marina (District Lot 2061, Lease #0114642).

**2011-2015  
FINANCIAL PLAN**

The City Manager and Director of Financial Services presented a proposed financial plan developed in accordance with Council's direction to cap net property tax increases at a maximum of five per cent for residential properties; 3.5 per cent for commercial properties and no increase for industrial properties.

**2011-193**

It was moved, seconded and carried that staff be directed to include the following items in the 2011 - 2015 Financial Plan for 2011:

- Increase funding from the Development Cost Charges Roads Reserve to \$108,075 for repayment of the First Avenue improvements debt
- Reduce the amount budgeted for Amphitheatre repairs to a total of \$42,000, and carry out a structural risk review before commencing this initiative
- Increase the amount budgeted for fire truck replacement leases and Occupational Health and Safety funding for City Hall, and other minor changes, in the Operations Budget circulated on May 2, 2011

**2011-194**

It was moved, seconded and carried that the recommendation regarding the establishment of a special tax to fund a sustainable capital expenditure program for a total amount of \$210,000 be deferred to a Special Meeting of Council to take place at 5:00 p.m. on Tuesday, May 3, 2011, and that Council unanimously consent to waiving notice of the Special Meeting in accordance with Section 127(4) of the Community Charter.

**2011-195**

It was moved, seconded and carried that a Special Meeting of Council be held at 5:00 p.m. on Thursday, May 5, 2011 to consider the Five Year Financial Plan Bylaw for 2011-2015, and related bylaws.

**MINUTES**

**2011-196**

It was moved, seconded and carried that the minutes of the Special Council Meeting of April 13, 2011 be adopted as circulated.

**2011-197**

It was moved, seconded and carried that the minutes of the Regular Council Meeting of April 18, 2011 be adopted as circulated.

**2011-198**

It was moved, seconded and carried the minutes of the Special Council Meeting of April 26, 2011 be adopted as amended to record the presence of Councillor Bastian, and to record that

Councillor Whittington was opposed to Resolution 2011-186.

## **PROCLAMATIONS**

Mayor Hutchins proclaimed the month of May 2011 as National Missing Children's Month and May 25, 2011 as National Missing Children's Day.

## **COUNCIL COMMITTEE REPORTS**

Staff were requested to research Council resolutions concerning the possible relocation of the Visitor Information Centre to the Ladysmith Train Station.

### **Government Services Committee Report**

**2011-199**

It was moved, seconded and carried that staff be requested to schedule a seminar for staff of Vancouver Island municipalities on construction practices around existing trees and that the removal of a gingko and four other dead or dying trees in the Ladysmith Arboretum, and their replacement with the same species of trees, be approved.

**2011-200**

It was moved, seconded and carried that Council enter into a Licence of Occupation and Use Agreement with the Ladysmith Community Gardens Society for the Ladysmith Community Garden / High Street Green on a portion of High Street Park.

**2011-201**

It was moved, seconded and carried that the matter of the proposed Ladysmith Museum as outlined in the correspondence from the Ladysmith and District Historical Society dated April 5, 2011, be referred to the Heritage Revitalization Advisory Commission and to the Parks, Recreation and Culture Commission.

**2011-202**

It was moved, seconded and carried that a letter of congratulations and appreciation be sent to the organizers of the highly successful 2011 Islands Celtic Festival in Ladysmith.

## **STAFF / ADVISORY COMMITTEE REPORTS**

**2011-203**

### **Heritage Revitalization Advisory Commission – Morden Mine**

It was moved, seconded and carried that a letter be sent to the Friends of Morden Mine to thank them for the presentation to the Heritage Revitalization Advisory Commission and to confirm the interest of the Town, as a neighbouring heritage community, in connecting with the organization through the Commission.

Councillor Paterson declared a conflict of interest with following agenda item and left the meeting.

### **Request to Waive Fees for Access to Records Application**

**2011-204**

It was moved, seconded and carried that the following applications for special Occasion Licences be approved:

- Cancer Fundraising Tournament, Ladysmith Kinsmen, May 7, 2011 from 11:00 am to 6:00 pm
- Mid Isle Highlanders Football Games, Ladysmith Kinsmen, Forrest Field, May 21 and 29, June 5, 11, 12, 26
- BC Highland Gathering 2011, Royal Canadian Legion, Aggie Field, June 18, 2011, 12:00 noon to 5:30 p.m.
- Royal Canadian Legion Picnic, Transfer Beach Horseshoe Pitch, September 11, 2011, 12:00 noon to 5:00 p.m.

Councillor Paterson returned to the meeting.

**CORRESPONDENCE**

**Karen Fediuk, Kids Walk for Japan – Request for Trolley Service and Use of Park**

**2011-205**

It was moved, seconded and carried that a trolley and driver be provided at no charge in order to shuttle Walk for Japan participants between Transfer Beach and Ecole Davis Road Elementary School, and that Walk for Japan organizers and participants be authorized to use Transfer Beach Park on Friday, May 20, 2011.

**BYLAWS**

**Town of Ladysmith Heritage Revitalization Advisory Commission Bylaw 1994, No. 1279, Amendment Bylaw 2011, No. 1760**

**2011-206**

It was moved, seconded and carried that Town of Ladysmith Heritage Revitalization Advisory Commission Bylaw 1994, No. 1279, Amendment Bylaw 2011, No. 1760, be read a first, second and third time.

**ADJOURNMENT**

**2011-207**

It was moved, seconded and carried that this meeting of Council be adjourned at 6:05 p.m.

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Mayor (R. Hutchins)

**CERTIFIED CORRECT**

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Corporate Officer (S. Bowden)