



**MINUTES OF A MEETING OF COUNCIL OF THE
TOWN OF LADYSMITH
HELD IN COUNCIL CHAMBERS AT CITY HALL ON
MONDAY, FEBRUARY 6, 2012**

COUNCIL MEMBERS PRESENT:

Mayor Rob Hutchins
Councillor Jillian Dashwood
Councillor Gord Horth
Councillor Glenda Patterson

Councillor Steve Arnett
Councillor Bill Drysdale
Councillor Duck Paterson

STAFF PRESENT:

Ruth Malli
Erin Anderson

Sandy Bowden
Felicity Adams

CALL TO ORDER

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

AGENDA APPROVAL

Mayor Hutchins requested Council's consideration of removing Item 9.2 (Staff report re: leases for Town-owned properties on Oyster Bay Drive) from the agenda.

CS 2012-023

It was moved, seconded and carried that the agenda for the Regular Council Meeting of January 9, 2012 be adopted as amended.

MINUTES

CS 2012-024

It was moved, seconded and carried that the minutes of the Regular Meeting of Council held January 16, 2012 be approved as circulated.

PROCLAMATIONS

Mayor Hutchins proclaimed the week of February 20th to 26th, 2012 as Heritage Week in the Town of Ladysmith.

Mayor Hutchins proclaimed February 29th, 2012 as Pink Shirt Day in the Town of Ladysmith.

**DEVELOPMENT PERMITS /
DEVELOPMENT VARIANCE
PERMITS**

**Rezoning Application – LANDECA Services
Lot A, District Lot 126, Oyster District, Plan VIP73132 –
Malone Road**

CS 2012-025

It was moved, seconded and carried that staff be directed to prepare bylaws to amend the Official Community Plan and Zoning Bylaw No. 1160 to permit a mixed residential

neighbourhood on the property legally described as Lot A, DL 126, Oyster District, Plan VIP73132 (3360-11-01 LandEca).

CS 2012-026

It was moved, seconded and carried that staff be directed to work with the applicant on land-use agreements for the proposed development at the end of Malone Road (3360-11-01), as follows:

- a) Protection of the identified riparian areas (SPEA) through public ownership.
- b) Management of environmental features on the land and the provision of open space for the development through the development permit process.
- c) Dedication of the Malone Road extension.
- d) Covenant registration with the following commitments:
 - No clearing of trees and vegetation of the multi-family site until the overall development permit is approved;
 - Provision of one serviced residential lot to 'Habitat for Humanity';
 - Contribution of the pedestrian pathway and park staging area (entry) to the Lot B park site;
 - Provision of a continuous fence at the back of the single-family / two-family area bounding Lot B;
 - A commitment to Energuide 80 energy efficient buildings; and
 - A commitment to the construction of a minimum of 10% of the multi-family units as adaptable units.

**Rezoning Application – 320 Fourth Avenue Extension
Lot 5, District Lot 56, Oyster District, Plan 965, except part in
Plan 31211**

CS 2012-027

It was moved, seconded and carried that rezoning application 3360-11-02 (320 4th Avenue Extension) be referred to the Advisory Planning Commission and the Advisory Design Panel for review and comment prior to Council providing direction on the development of an amendment bylaw or land use agreement (covenant) requirements.

**STAFF / ADVISORY
COMMITTEE REPORTS**

**Guidelines for the Siting of Telecommunications Facilities
(Cell Towers)**

CS 2012-028

It was moved, seconded and carried that the "Guidelines for the Siting of Telecommunications Facilities within the Town of Ladysmith, BC" be endorsed as presented.

Preliminary Report on 2012 to 2016 Financial Plan – General Operating and Capital Funds

City Manager Ruth Malli presented the proposed budget for the 2012 General Operating and Capital Funds and a discussion ensued. Staff responded to questions from members of the public regarding various aspects of the proposed budget including:

- Interest rate for fire rescue vehicle purchase
- Funding for the Ladysmith and District Historical Society
- Increase in trails budget as a result of safety considerations
- Benefit costs for Union and exempt staff
- Trolley revenues and expenses

**Ladysmith Chamber of Commerce
2012 Home, Garden and Business Show**

CS 2012-029 It was moved, seconded and carried that the Town of Ladysmith set up a booth in the Ladysmith Home, Garden and Business Show from March 30 to April 1, 2012.

**Iris Churcher
Parking Spaces for People with Disabilities**

CS 2012-030 It was moved, seconded and carried that the request from Iris Churcher for improvements to parking spaces for people with disabilities as outlined in her correspondence dated January 22, 2012 be referred to staff for review.

**Kathy Holmes, Arts Council of Ladysmith and District
Request for Letter of Support for Grant Funding Application**

CS 2012-031 It was moved, seconded and carried that the request from the Arts Council of Ladysmith and District dated January 25, 2012 for a letter of support of the Council's application for funding to install an elevator in the premises leased from the Town at 610 Oyster Bay Drive be referred to the next Council meeting at which the issue of leases for the Town-owned properties on Oyster Bay Drive is considered.

**BYLAWS
Town of Ladysmith Development Cost Charges Parks
Appropriation Bylaw 2012, No. 1793**

CS 2012-032 It was moved, seconded and carried that Town of Ladysmith Development Cost Charges Parks Appropriation Bylaw 2012, No. 1793 be read a first, second and third time.

**NEW BUSINESS
Town of Ladysmith Delegation to Association of Vancouver
Island & Coastal Communities (AVICC) 2012 Conference**

CS 2012-033 It was moved, seconded and carried that the Mayor and five Councillors be authorized to attend the upcoming 2012

conference of the Association of Vancouver Island Municipalities in Uclulet.

UNFINISHED BUSINESS

CS 2012-034

Green Municipal Fund Grant Application Resolution – Waste Water Treatment Plant Upgrade

It was moved, seconded and carried that the following Resolution No. CS 2011-518 be rescinded:

That Council's intent to pursue Phase 3 of the Waste Water Treatment Plant upgrade be confirmed, and that staff be directed to apply for grant funding through the Green Municipal Fund with the town's share of the costs to be funded through reserves, operations and other grants and that the financial Plan be amended accordingly.

CS 2012-035

It was moved, seconded and carried that Council's intent to pursue Phase 3 of the Waste Water Treatment Plant upgrade be confirmed, and that staff be directed to apply for a loan and grant funding through the Green Municipal Fund with the Town's share of the costs to be funded through reserves, operations and other grants, and that the Financial Plan be amended accordingly.

QUESTION PERIOD

R. Johnson commented on the following:

- Removal of curbs for disabled parking
- Provision of free Wi-Fi in the downtown core
- Traffic issues associated with the rezoning application for Malone Road

EXECUTIVE SESSION

CS 2012-036

It was moved, seconded and carried at 8:30 p.m. that Council retire into Executive Session after a five-minute recess, to consider the following items:

- The receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose
- Litigation or potential litigation affecting the municipality
- Discussions with municipal officers and employees respecting municipal objectives, measures and progress reports for the purposes of preparing an annual report under section 98 [*annual municipal report*]

ARISE AND REPORT

Council arose from Executive Session at 10:00 p.m. with report on the following item:

- Proposed Harmonized Sales Tax Incentive Program for Marketing Town-owned Properties

ADJOURNMENT

CS 2012-037

It was moved, seconded and carried that this meeting of Council be adjourned at 10:00 p.m.

CERTIFIED CORRECT

Mayor (R. Hutchins)

Corporate Officer (S. Bowden)

Subject to Adoption