



**TOWN OF LADYSMITH**  
**MINUTES OF A REGULAR SESSION OF COUNCIL**  
**TUESDAY, APRIL 6, 2010 - 7:00 P.M.**

**LADYSMITH**

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**PRESENT:**

Mayor Rob Hutchins  
Councillor Jillian Dashwood  
Councillor Scott Bastian

Councillor Steve Arnett  
Councillor Lori Evans

Councillor Bruce Whittington  
Councillor Duck Paterson

**STAFF PRESENT:**

Ruth Malli

Sandy Bowden

Rebecca Kalina

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**CALL TO ORDER**

Mayor Hutchins called the meeting to order 6:05 p.m.

**EXECUTIVE SESSION**

**2010-131**

It was moved, seconded and carried that this meeting retire into Executive Session at 6:05 p.m., pursuant to Section 90(1) of the Community Charter to consider the following items:

- 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;
- law enforcement, if the council considers that disclosure could reasonably be expected to harm the conduct of an investigation under or enforcement of an enactment;
- 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;

**RISE AND REPORT**

The Executive Session of Council rose without report.

The Regular Session of Council began at 7:00 p.m.

## **AGENDA APPROVAL**

**2010-132**

It was moved, seconded and carried that the agenda be adopted as circulated.

## **MINUTES**

**2010-133**

It was moved, seconded and carried that the Council minutes of March 15 and 29, 2010 be adopted as circulated.

## **PROCLAMATIONS**

Mayor Hutchins proclaimed May 2 – 8, 2010 as North American Occupational Safety and Health (NAOSH) Week in the Town of Ladysmith.

## **DEVELOPMENT/ DEVELOPMENT VARIANCE PERMITS**

Councillor S. Arnett vacated Council Chambers at 7:02 p.m. due to a potential conflict of interest with the following agenda item.

### **DEVELOPMENT PERMIT APPLICATION 3060-09-10**

Doug Bell, President, of the Ladysmith Maritime Society and Peter DeHoog, Architect, for the Ladysmith Maritime Society Visitor Centre were in attendance to present the design of the Visitor Centre and answer questions.

**2010-134**

It was moved, seconded and carried that a development permit be issued for the Ladysmith Maritime Society Visitor Centre (Block C, District Lot 2016, Cowichan District, Lease # 1407751) DP Application 3060-09-10;

And that the Mayor and Corporate Officer be authorized to sign the Development Permit.

Councillor Arnett returned to Council Chambers at 7:22 p.m.

## **COUNCIL COMMITTEE REPORTS**

Councillor S. Bastian reported that the Stz'uminus First Nation (SFN) is initiating negotiations with the Cowichan Valley Regional District (CVRD) to provide emergency services and integrate SFN's emergency planning into that of the CVRD.

Councillor J. Dashwood reported that a member of the Chamber of Commerce is interested in serving on the Economic Development Commission. She further noted that the Chamber is sponsoring a bursary award for a business or trades student and the Visitor Information Centre's number of

visitations has increased therefore they are eligible for additional funding from the Province to assist with operating costs. She also commented that the Fire Department assessment is progressing.

Councillor S. Arnett advised that at the recent Chamber of Commerce meeting Sgt. R. Plamondon, RCMP, was in attendance to discuss recent break and enter issues. He noted that the Economic Development Commission met on March 23, 2010 and reviewed a Cowichan Valley Regional District tourism report. He further commented that he attended the second Island Corridor workshop.

Councillor D. Paterson reported that the next Parks, Recreation and Culture Commission meeting is tentatively scheduled for April 21, 2010; the Commission will be inviting the Spirit of BC and Torch Relay Committees to the meeting to thank them for all their work. He informed Council that the Celebrations Committee has a new Executive and will once again be holding the "Ladysmith Has Balls" fundraising event on June 19, 2010. He further stated that Festival of Lights Committee will ensure that the red and white lights in the downtown area remain.

#### GOVERNMENT SERVICES COMMITTEE RECOMMENDATIONS

**2010-135**

It was moved, seconded and carried that staff be directed to proceed with Official Community Plan 'green policy' amendments, as a strategic priority, in three phases:

- (i) Phase 1: Bill 27 - Greenhouse gas emission reduction targets, actions, and strategies;
- (ii) Phase 2: Riparian Areas Regulation and Council environmental policy directions; and
- (iii) Phase 3: Bicycle Plan.

**2010-136**

It was moved, seconded and carried that the following Official Community Plan consultation pursuant to S.879 of the Local Government Act be supported for the 'green policy' OCP review (6480-30/40/50):

- (i) Refer each phase to the Advisory Planning Commission (APC) for review and comment.

**2010-137**

It was moved, seconded and carried that the toilet rebate program be extended until December 31, 2010 and that staff be directed to include \$20,000 in the 2010 water utility operating budget.

**2010-138**

It was moved, seconded and carried that the expenditure of \$12,000 be authorized for the replacement of the watermain

across Dogwood Drive by the North end of Arbutus Crescent, with the funds to come from the Water Utility Reserve Fund.

**2010-139**

It was moved, seconded and carried that the tendering policy be waived and the Town enter into a purchase agreement with Vimar Equipment for a 2004 Elgin Crosswind J sweeper at a net cost of \$85,000 (taxes extra) with the funds to come from the Equipment Replacement Reserve.

**2010-140**

It was moved, seconded and carried that Staff be directed to issue a limited distribution Expression of Interest directed to local (Ladysmith) non-profit community organizations for the management of a Trolley Advertising Program.

**2010-141**

It was moved, seconded and carried that the correspondence dated January 13, 2010 from Janice McDougall be received and referred to staff to assess the accessibility of the First Avenue bus stop and to provide recommendations at a future Government Services Committee meeting.

**2010-142**

It was moved, seconded and carried that a letter of support be provided to the Cowichan Energy Alternatives Society regarding their Vancouver Island Bio-Fuel Network (VIBN) Project.

**2010-143**

It was moved, seconded and carried that the letter from Team Tomorrow (Leadership BC) regarding an invitation to the "Total Physical Response – Hul'qumi'num for Beginners" workshop being held on Monday, May 17, 2010 be received.

Councillor L. Evans noted that the Heritage Revitalization Advisory Commission is seeking Council's comments on heritage tourism marketing, branding and economic development. She advised that she received a press release regarding the Lodge on 4<sup>th</sup> dated April 1, 2010 which stated Health Employees Union (HEU) members received lay off notices and that they may be rehired on a contract basis. She further commented that she attended the Community Gardens meeting on March 31<sup>st</sup> and they confirmed that work on the garden site is progressing with 24 plots constructed.

Councillor B. Whittington advised that he attended the March meeting of the Social Planning Cowichan – Affordable Housing Directorate at which a document regarding affordable housing in the Cowichan Valley Regional District was reviewed. He reported that the Advisory Design Panel reviewed the Development Permit Application for the Ladysmith Maritime Society Visitor Centre and were impressed with it. He further noted that a representative from

TimberWest was in attendance at the March Environment Commission meeting to discuss the management of their lands which border Ladysmith.

## **STAFF REPORTS**

### CENTRALIZED WATER TREATMENT

**2010-144**

It was moved, seconded and carried that staff be requested to proceed with the detailed design of Phase I of the centralized treatment facility, the dual pipeline from the South end Chlorinator to the Arbutus Reservoir, and the new power supply for up to \$235,000 with the funds to come from the Water Utility Reserve Fund.

### TROLLEY OPERATORS

**2010-145**

It was moved, seconded and carried that staff be directed to post two permanent 33 hours per week trolley operator positions.

### TWIN CITY REQUEST – LADYSMITH SOUTH AFRICA

**2010-146**

It was moved, seconded and carried that staff be requested to pursue the establishment of a “twin city” relationship with Emnambithi Ladysmith, South Africa and report back to Council in this regard.

### FINANCIAL PLAN MEETING SCHEDULE

**2010-147**

It was moved, seconded and carried that the following schedule of meetings be approved to review the Financial Plan and relevant bylaws and that all meetings commence at 4:30 p.m.: April 12, April 26, May 10, and May 13, 2010.

### SNOW ANGELS / GOOD NEIGHBOURS AWARD

**2010-148**

It was moved, seconded and carried that staff be requested to change the scope of the Snow Angels Program to the Good Neighbours Program, in order to encourage nominations for an individual who goes out of his or her way at any time of year to help a neighbour.

## **CORRESPONDENCE**

### COALITION FOR ACTION ON ALCOHOL REFORM

**2010-149**

It was moved, seconded and carried that staff be requested to obtain information on the BC Coalition for Action on Alcohol Reform and report back to Council on May 3, 2010.

Councillor D. Paterson vacated Council Chambers at 7:44 p.m. due to a potential conflict of interest regarding the following agenda item.

KINSMEN PARK PLAYGROUND – BROWN DRIVE PARK

**2010-150**

It was moved, seconded and carried that the letter dated March 29, 2010 from the Ladysmith Kinsmen Club requesting support for a new playground at Brown Drive Park be received and referred to the 2010 Budget process.

Councillor D. Paterson returned to Council Chambers at 7:45 p.m.

INVITATION TO 5<sup>TH</sup> ANNUAL CHAMPION OF CHILDREN BREAKFAST

**2010-151**

It was moved, seconded and carried that the letter from Success by 6, School District 68 and Greater Nanaimo and Ladysmith Early Years Partnership regarding the 5<sup>th</sup> Annual Champion of Children Breakfast be received and that Mayor Hutchins be appointed as the representative to accept the Champion of Children Award for the Town of Ladysmith.

**BYLAWS**

**2010-152**

It was moved, seconded and carried that the third reading of Town of Ladysmith Community Centre and Facilities Fees and Charges Bylaw 2010, No. 1712 be rescinded and amended to include “And Applicable Tax” on Schedules A and B and that Bylaw 1712 be read a second and third time as amended.

**2010-153**

It was moved, seconded and carried that Town of Ladysmith Subdivision Control Bylaw 1994, No. 1115, Amendment Bylaw 2010, No. 1713 be read a first, second and third time.

**2010-154**

It was moved, seconded and carried that Town of Ladysmith DCC Parks Appropriation Bylaw 2010, NO. 1719 be read a first, second and third time.

**2010-155**

It was moved, seconded and carried that Town of Ladysmith Sale of Real Property Reserve Fund Appropriation Bylaw 2010, No. 1720 be read a first, second and third time.

**2010-156**

It was moved, seconded and carried that Town of Ladysmith DCC Water Appropriation Bylaw 2010, No. 1721 be read a first, second and third time.

**2010-157**

It was moved, seconded and carried that Town of Ladysmith DCC Sewer Appropriation Bylaw 2010, No. 1722 be read a first, second and third time.

**2010-158**

It was moved, seconded and carried that Town of Ladysmith DCC Roads Appropriation Bylaw 2010, No. 1723 be read a first, second and third time.

#### **QUESTIONS**

Several members of the audience expressed concern about secondary suites. A discussion ensued regarding Town bylaws, secondary suites, carriage houses and boulevards.

#### **ADJOURNMENT**

**2010-159**

It was moved, seconded and carried that the meeting be adjourned at 8:25 p.m.

**CERTIFIED CORRECT**

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Mayor (R. Hutchins)

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Corporate Officer (S. Bowden)