



LADYSMITH

**MINUTES OF A MEETING OF COUNCIL OF THE
TOWN OF LADYSMITH
HELD IN COUNCIL CHAMBERS AT CITY HALL ON
APRIL 18, 2011**

COUNCIL MEMBERS PRESENT:

Mayor Rob Hutchins

Councillor Steve Arnett

Councillor Jillian Dashwood
(entered later)

Councillor Lori Evans

Councillor Duck Paterson

Councillor Bruce Whittington

COUNCIL MEMBERS ABSENT:

Councillor Scott Bastian

STAFF PRESENT:

Ruth Malli

Sandy Bowden

Felicity Adams

Erin Anderson

Joanna Winter

CALL TO ORDER

Mayor Hutchins called the meeting to order at 4:33 p.m.

AGENDA APPROVAL

2011-164

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

**2011-2015 FINANCIAL
PLAN**

The City Manager and Director of Financial Services provided a review of the proposed General Capital Budget for 2011.

The proposed net tax increase to fund the Financial Plan in 2011 as presented would be 5.42 per cent.

Councillor Dashwood entered the meeting at 5:50 p.m.

Staff were requested to bring additional information forward in order to assist Council in making a decision regarding the request for two new vehicles for Ladysmith Fire/Rescue.

Council requested that the Protective Services Committee consider a location for an Emergency Reception Centre in the south end of Ladysmith and that the Committee also consider ways to manage and prevent vandalism in the community. Staff will provide Council with statistics and other information on vandalism in Ladysmith.

Staff were requested to provide additional information regarding

the proposed replacement of all Town vehicles, including Ladysmith Fire/Rescue.

2011-165

It was moved, seconded and carried that this meeting recess at 5:58 p.m. and that it reconvene following the Government Services Committee meeting.

The Regular Meeting of Council reconvened at 7:05 p.m.

MINUTES

2011-166

It was moved, seconded and carried that the minutes of the Council Meeting of April 4, 2011 be adopted as circulated.

DELEGATIONS

Darrell Byron, Royal Canadian Legion, Branch 171

Request for a Grant-in-Aid for 2011 Highland Gathering

D. Byron and the co-chairs of the Committee organizing the 2011 Highland Gathering in Ladysmith requested Council's consideration of a grant-in-aid up of to \$10,000 to help fill an unanticipated shortfall in sponsorships for the event.

PROCLAMATIONS

Mayor Hutchins proclaimed:

April 28, 2011 as the annual "Day of Mourning for Workers Killed and Injured on the Job"

The week of May 1 to 7, 2011 as "North American Occupational Safety and Health Week"

The week of May 15 to 21, 2011 as "National Public Works Week"

The month of May 2011 as "Vision Health Month" and May 26, 2011 as "Shades of Fun Day"

in the Town of Ladysmith.

DEVELOPMENT PERMITS / DEVELOPMENT VARIANCE PERMITS

Councillor Arnett declared a possible conflict of interest with the following agenda item and excused himself from the meeting.

Development Permit Amendment Application – Ladysmith Maritime Society

2011-167

It was moved, seconded and carried that Development Permit 3060-11-06 be issued, to permit revisions to the Ladysmith Maritime Society Visitor Centre (Block C of District Lot 2016, Cowichan District, Lease #1407751) as well as an electrical building to be located on the upland (remainder of Lot 4, Plan 45800, Oyster District), and that the Mayor and Corporate Officer

be authorized to sign the Development Permit.

Councillor Arnett returned to the meeting.

Development Permit Application – 17 Gatacre Street – Oak Development Ltd.

Staff were requested to respond to concerns raised by a neighbour concerning the lighting for the proposed development.

2011-168

It was moved, seconded and carried that Council issue Development Permit 3060-11-01 to permit a mixed-use (commercial and residential) building at 17 Gatacre Street (Lot 8, Block 10, District Lot 56, Oyster District, Plan 703), subject to determination of the value of the landscape bond, and that the Mayor and Corporate Officer be authorized to sign the Development Permit.

STAFF REPORTS

2011-169

Official Community Plan and Zoning Bylaw Amendment Application – 11 and 17 Warren Street

It was moved, seconded and carried that the Official Community Plan consultation be approved pursuant to S. 879 of the Local Government Act for OCP Amendment Application 3360-09-01 (11 & 17 Warren Street) and that the application be referred to the Advisory Planning Commission (APC) and the Advisory Design Panel (ADP) for review and comment; and that

Council accept a land use agreement (covenant) for rezoning application 3360-09-01 that includes:

- a performance bond (1% of construction costs) to secure the commitment that the building will meet the ASHRAE 90.1 (2004) energy performance standard;
- a contribution of \$14,000 towards the Town's community amenity fund;
- the December 2010 Ellins Architect Inc. site plan and building elevation drawings for 11 and 17 Warren Street (which includes indoor bicycle storage);
- a commitment to installing a permeable parking area and landscaping with primarily native species; and
- a commitment to no restrictions on the renting of the residential units.

Development Cost Charges – Parks Reserve – District Lot 108 Playfield Project

2011-170

It was moved, seconded and carried that the apportionment of not more than \$100,000 from the Development Cost Charge Parks Reserve be authorized, if required, to permit the Town of Ladysmith to increase its share of the contribution to the

Recreation Infrastructure Canada (RInC) Grant District Lot 108 Playfield Project.

Recommendations From the April 4, 2011 Trolley Committee Meeting

- 2011-171** It was moved, seconded and carried that staff be requested to collect ridership data during the months of May and June 2011 as well as July and August.
- 2011-172** It was moved, seconded and carried that the Town carry out a campaign to encourage riders to provide a donation of at least \$1.00 when riding the Trolley.
- 2011-173** It was moved, seconded and carried that staff be requested to develop a trolley donor card system to enable riders to pre-purchase donations and display a donor card when getting on the trolley rather than having to have money available each time they board the trolley.
- 2011-174** It was moved, seconded and carried that the draft Trolley Rental Policy be approved as presented.

BYLAWS

- 2011-175** **Official Community Plan Bylaw, 2003, No. 1488, Amendment Bylaw (No. 36), 2011, No. 1753**
It was moved, seconded and carried that Town of Ladysmith Official Community Plan Bylaw, 2003, No. 1488, Amendment Bylaw (No. 36), 2011, No. 1753 be read a first and second time, and that a public hearing be scheduled.
- 2011-176** **Zoning Bylaw 1995, No. 1160, Amendment Bylaw (No. 86), 2011, No. 1754**
It was moved, seconded and carried that Town of Ladysmith Zoning Bylaw 1995, No. 1160, Amendment Bylaw (No. 86), 2011, No. 1754 be read a first and second time, and that a public hearing be scheduled.
- 2011-177** **Sale of Real Property Reserve Fund Appropriation Bylaw 2011, No. 1755**
It was moved, seconded and carried that Town of Ladysmith Sale of Real Property Reserve Fund Appropriation Bylaw 2011, No. 1755 be adopted.

Development Cost Charges Roads Appropriation Bylaw 2011, No, 1756

2011-178 It was moved, seconded and carried that Development Cost Charges Roads Appropriation Bylaw 2011, No, 1756 be adopted.

CORRESPONDENCE

**Rod Saunders, Kinsmen Club of Ladysmith
Letter of Thanks**

2011-179 It was moved, seconded and carried that Council receive the correspondence from the Kinsmen Club of Ladysmith dated March 21, 2011, thanking Town staff for support during construction of Phase I of the Brown Drive Playground, and that the letter be circulated to staff.

**Renee Masur
Trolley Stop Bench Near La Rosa Gardens**

2011-180 It was moved, seconded and carried that the request from R. Masur, dated April 11, 2011, to install a bench at the trolley stop at the top of Cook Street be referred to staff to facilitate as soon as possible.

**R. Waters, Ladysmith Chamber of Commerce
Vancouver Island Rail Service**

2011-181 It was moved, seconded and carried that Council write to the provincial and federal ministries of transportation strongly urging that they provide funding for the \$15 million upgrade to the Vancouver Island Rail Service.

QUESTION PERIOD

R. Johnson enquired whether a cost-benefit analysis had been carried out on the Island Rail upgrade and the proposed renovations to the Ladysmith Train Station.

R. Johnson was advised that should the community not be able to contribute to the District Lot 108 playfield, the shortfall would come out of the Development Cost Charges Parks Reserve.

ADJOURNMENT

2011-182 It was moved, seconded and carried that this meeting be adjourned at 8:02 p.m.

CERTIFIED CORRECT

Mayor (R. Hutchins)

Corporate Officer (S. Bowden)