

**MINUTES OF A REGULAR MEETING OF COUNCIL
MONDAY, DECEMBER 17, 2018
CALL TO ORDER 5:31 P.M.
COUNCIL CHAMBERS, CITY HALL**

COUNCIL MEMBERS PRESENT:

Mayor Aaron Stone	Councillor Amanda Jacobson
Councillor Robert Johnson	Councillor Tricia McKay
Councillor Marsh Stevens	Councillor Jeff Virtanen
Councillor Duck Paterson (via telephone)	

STAFF PRESENT:

Guillermo Ferrero	Felicity Adams	Erin Anderson
Geoff Goodall	Clayton Postings	Joanna Winter
Sue Bouma		

CALL TO ORDER

Mayor Stone called this Regular Meeting of Council to order at 5:31 p.m.

CLOSED SESSION**CS 2018-507***Moved and seconded:*

That, in accordance with section 90(1) of the Community Charter, Council retire into closed session at 5:01 p.m. in order to consider items related to the following:

- Negotiations – section 90(1)(k): negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages and that, in the view of the council, could reasonably be expected to harm the interests of the municipality if they were held in public
- Motion carried.

REGULAR OPEN MEETING

Mayor Stone called this Meeting of Council to order at 7:01 p.m., recognizing the traditional territory of the Stz'uminus People.

AGENDA APPROVAL**CS 2018-508***Moved and seconded:*

That Council approve the agenda for this Regular Meeting of Council for December 17, 2018.

Motion carried.

RISE AND REPORT

Council rose from closed session at 6:45p.m. without report.

MINUTES

CS 2018-509

Moved and seconded:

That Council approve the minutes of the Regular Meeting of Council held December 3, 2018.

Motion carried.

CS 2018-510

Moved and seconded:

That Council approve the minutes of the Special Meeting and Workshop of Council held December 10, 2018.

Motion carried.

PRESENTATIONS TO OUTGOING COUNCIL MEMBERS

On behalf of Council, Mayor Stone presented gifts to outgoing Councillors Arnett, Henderson and Hutchins, with thanks and appreciation for their dedication and service to the Town of Ladysmith. Outgoing Councillors Fradin and Friesenhan were not able to attend the meeting.

Mayor Stone and Councillor Paterson also made a special tribute to Councillor Hutchins, highlighting his accomplishments and the special gifts he demonstrated as a leader during the twenty-five years he served as Mayor and Councillor.

Councillor Hutchins thanked his former councils and staff for their hard work and support, and gave special thanks to his family for the sacrifices they made during his time in office.

DELEGATION

Kathy Holmes, Arts Council of Ladysmith and District

Thank you to Council and an Update on the Activities of the Arts Council

K. Holmes provided an update for Council on 2018 activities at the Waterfront Gallery, noting that the Arts Council had hosted 22 exhibits and galas, as well as book launches, guest speakers, yoga, and various meetings. She highlighted plans for 2019 and expressed appreciation to Council for both its long-standing support, as well as the opportunity to have the gallery and studio space at the Machine Shop Building since 2006.

Council thanked K. Holmes and the Arts Council for their contributions to the culture and economy of Ladysmith.

DEVELOPMENT APPLICATIONS

Zoning Amendment Application – 422 First Avenue (Traveller’s Hotel - M. Roethe)
Subject Property: Lot A, District Lot 56, Oyster District, Plan VIP67911

Staff and the applicant, Michael Roethe responded to Council’s questions regarding the zoning amendment application for 422 First Avenue.

Moved and seconded:

CS 2018-511

That Council:

1. Consider the application (3360-18-13) to amend:
 - (a) The Official Community Plan by amending the permitted floor space ratio for the property at 422 First Avenue from 1.0 to 2.0 to allow for the restoration of the Traveller’s Hotel for 20 hotel rooms.
 - (b) The Zoning Bylaw for the property at 422 First Avenue by amending: i) the permitted floor space ratio from 1.0 to 2.0; ii) the permitted average building height from 12 metres to 16.5 metres; and iii) the required onsite parking from 24 on-site spaces to 9 on-site spaces.
2. Having given consideration to s.475 of the Local Government Act (consultation during OCP development) direct staff to:
 - (a) Refer the OCP amendment application 3360-18-13 to the Stz’uminus First Nation, pursuant to the Town’s Memorandum of Understanding; and
 - (b) Refer application 3360-18-13 to a joint meeting of the Advisory Planning Commission, Advisory Design Panel, and Heritage Revitalization Advisory Commission in January 2019.
3. Support in principle:
 - (a) The proposed restoration to the Traveller’s Hotel building (3360-18-13) subject to the applicant providing a professionally prepared conservation plan to document the details of the character defining elements and to outline how these elements will be protected or restored during development; and that this plan form part of a Heritage Alteration Agreement between the applicant and the Town
 - (b) An encroachment for front façade mouldings over the sidewalk of First Avenue and an encroachment of side façade window sills over the lane to the south; and that encroachment agreement details be presented at the time of

Development Permit application (422 First Ave).

4. Direct staff to:

- (a) Work with the applicant regarding land use matters (i.e. on-site parking variance and request for use of one parking space on First Ave);
- (b) Report the results of the applicant's Neighbourhood Information Meeting;
- (c) Commence the preparation of the Official Community Plan (OCP) amendment bylaw, Zoning Bylaw amendment bylaw and the Heritage Revitalization Agreement Bylaw for application 3360-18-13 (422 First Ave.).

Motion carried.

Councillor Stevens declared a conflict of interest with the following agenda item due to his role on the board of the Ladysmith Resources Centre Association and excused himself from the meeting.

Temporary Use Permit Application - 631 First Avenue (Cold Weather Shelter - LRCA)

Subject Property: Parcel B (being a consolidation of Lots 9 & 10 see CA5603565), District Lot 56, Oyster District, Plan 703

The applicant, Christy Wood, Executive Director of the Ladysmith Resources Centre Association responded to Council's questions.

Moved and seconded:

CS 2018-512

That Council:

- 1. Issue Temporary Use Permit 3340-18-02 to allow a cold weather homeless shelter to be open every night from November 1 to March 31, located at 631 First Avenue (Parcel B, being a consolidation of Lots 9 & 10 see CA5603565, District Lot 56, Oyster District, Plan 703), for three years with one renewal, subject to conditions of the Temporary Use Permit;
- 2. Authorize the Mayor and Corporate Officer to sign Temporary Use Permit 3340-18-02.

Motion carried.

OPPOSED: Councillor Paterson

Councillor Stevens returned to the meeting.

**BYLAWS – OFFICIAL
COMMUNITY PLAN
AND ZONING
CS 2018-513**

Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No. 19) 2018, No. 1976

Moved and seconded:

That Council adopt “Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No. 19) 2018, No. 1976”.

Motion carried.

REPORTS

CS 2018-514

2019 – 2023 Financial Plan Deliberations

Moved and seconded:

That Council authorize the following schedule of meetings to review the 2019 – 2023 Financial Plan:

- Monday, January 7th – preliminary operating budgets;
- Thursday, January 10th –budget workshop- review operating budgets and introduction of the capital budgets;
- Tuesday, January 22nd – budget workshop - review of capital budgets;
- Thursday, January 24th - budget workshop, direction to prepare the water and sewer rate bylaws and early budget approval of capital projects.

Motion carried.

Commemorative Tree Planting in Recognition of the Local Government Profession

Moved and seconded:

That Council, in recognition of the local government profession:

CS 2018-515

1. Authorize staff to proceed with the purchase of a Sequoia tree to be planted at Transfer Beach; and
2. Hold a commemorative tree planting ceremony in recognition of the local government profession and staff’s ongoing commitment to the community.

***Motion to Refer**

Moved and seconded:

CS 2018-516

That Council refer discussions of commemorative tree planting in recognition of the local government profession to the Parks, Recreation and Culture Advisory Committee.

Motion carried.

BYLAWS

CS 2018-517

2019 Revenue Anticipation Borrowing Bylaw 2018, No. 1987

Moved and seconded:

That Council adopt “2019 Revenue Anticipation Borrowing Bylaw 2018, No. 1987”.

Motion carried.

Town of Ladysmith Building and Plumbing Bylaw 1994, No. 1119, Amendment Bylaw (No. 21) 2018, No. 1988

Moved and seconded:

CS 2018-518

That Council adopt "Town of Ladysmith Building and Plumbing Bylaw 1994, No. 1119, Amendment Bylaw (No. 21) 2018, No. 1988".

Motion carried.

CORRESPONDENCE

Ladysmith Citizens on Patrol

Request for Assistance regarding Maintenance Required for the Ladysmith Patrol Van

CS 2018-519

Moved and seconded:

That Council refer to staff for review the request by the Ladysmith Citizens on Patrol in their correspondence dated December 3, 2018 for assistance with the maintenance of the patrol van.

Motion carried.

NEW BUSINESS

Association of Vancouver Island and Coastal Communities (AVICC) 2019 Convention Resolutions and Executive Committee Nominations

CS 2018-520

Moved and seconded:

That Council receive for information the request by the Association of Vancouver Island and Coastal Communities (AVICC) for Nominations to the AVICC Executive Committee and Proposals for Presentations.

Motion carried.

UNFINISHED BUSINESS

DL 2016 Holdings Corporation Annual General Meeting

Moved and seconded:

CS 2018-521

That Council, as the sole shareholder of the Company entitled to vote at an annual general meeting, resolve that:

- (1) The financial statements of the Company for the period ended December 31, 2017, are hereby approved;
- (2) All lawful acts, contracts, proceedings, appointments and payments of money by the directors of the Company since the last annual reference date of the Company, and which have previously been disclosed to the shareholders, are hereby adopted, ratified and confirmed;
- (3) The number of directors of the Company is hereby fixed at five;
- (4) The following persons, each of whom has consented to act as

a director, are hereby elected as directors of the Company, to hold office until the next annual general meeting of the Company (or unanimous resolutions consented to in lieu of holding an annual general meeting) or until their successors are appointed:

GUILLERMO FERRERO

BRUCE LAXDAL

JAN CHRISTENSON

ALAN NEWELL

RICHARD WIEFELSPUET

- (5) Grant Thornton LLP are hereby appointed auditors for the Company until the next annual reference date of the Company or until a successor is appointed, at a remuneration to be fixed by the directors; and
- (6) July 31, 2018 is selected as the annual reference date for the Company for its current annual reference period.

This resolution shall be deemed to be effective as at July 31, 2018.

Motion carried.

QUESTION PERIOD

Former Councillor Bill Drysdale wished Council and staff a Merry Christmas.

ADJOURNMENT

CS 2018-522

Moved and seconded:

That this Regular Meeting of Council adjourn at 8:43 p.m.

Motion carried.

CERTIFIED CORRECT:

Mayor (A. Stone)

Corporate Officer (J. Winter)