



MINUTES OF A REGULAR MEETING OF COUNCIL

Tuesday, February 18, 2020

7:00 P.M.

Council Chambers, City Hall

Council Members Present:

Mayor Aaron Stone
Councillor Duck Paterson
Councillor Amanda Jacobson
Councillor Rob Johnson

Councillor Tricia McKay
Councillor Marsh Stevens
Councillor Jeff Virtanen

Staff Present:

Guillermo Ferrero
Erin Anderson
Jake Belobab
Geoff Goodall
Joanna Winter

Christina Hovey
Ryan Bouma
Mike Gregory
Sue Bouma

1. CALL TO ORDER

Mayor Stone called this Meeting of Council to order at 5:02 p.m., in order to retire immediately into Closed Session.

2. CLOSED SESSION

CS 2020-056

That, in accordance with section 90(1) of the *Community Charter*, Council retire into closed session in order to consider items related to the following:

- human resources matters - section 90(1)(c)
- two matters related to lease of Town property – section 90(1)(e)

Motion Carried

3. REGULAR MEETING (7:00 p.m.)

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

4. AGENDA APPROVAL

CS 2020-057

That Council approve the agenda of this Regular Meeting of Council for February 18, 2020.

Motion Carried

5. RISE AND REPORT- Items from Closed Session

Council rose from Closed Session at 6:21 p.m. with report on the following matters regarding the Chief Administrative Officer's contract and the Waterfront Area Plan staffing:

- **CE 2020-012**

Council confirmed that the position of Waterfront Area Plan Implementation Coordinator will be a five (5) year temporary term employment contract with remuneration at band 5 of the exempt staff salary grid plus benefits, and directed staff to prepare a report on options for funding the position, including reserves and other revenue sources.

- **CE 2020-014**

That Council advise the Chief Administrative Officer in writing that, in accordance with section 16 of his employment contract, Council grants permission to take on outside consulting opportunities on his own time, and in accordance with the Town's Conflict of Interest Policy.

6. MINUTES

6.1 Minutes of the Regular Meeting of Council held February 4, 2020

CS 2020-058

That Council approve the minutes of the Regular Meeting of Council held February 4, 2020.

Motion Carried

7. DELEGATIONS

7.1 Committee Recommendations: 2020-2023 Council Remuneration

Mike Hooper, member of the Select Committee on Council Remuneration, made a presentation to Council regarding the committee's research and recommendations regarding Council Remuneration.

Council thanked Mr. Hooper for his presentation and the members of the committee for their work.

CS 2020-059

That Council:

1. Investigate benefits coverage during the next remuneration review;
2. Approve an annual FJCC gym membership effective January 1, 2020, for all members of Council to utilize; and
3. Approve an annual remuneration, effective January 1, 2020:
 - (a) to the Mayor in the amount of \$37,676; and
 - (b) to the Councillors in the amount of \$15,552.
4. Approve an annual remuneration, effective January 1, 2021:
 - (a) to the Mayor in the amount of \$40,294; and
 - (b) to the Councillors in the amount of \$15,860.
5. Approve an annual remuneration, effective January 1, 2022:
 - (a) to the Mayor in the amount of \$42,912; and
 - (b) to the Councillors in the amount of \$16,166.
6. Confirm the annual remuneration adjustment, effective January 1, 2021, per Council Remuneration Policy 05-1920A where effective January 1st of each year the Finance Officer shall revise the base compensation for the Mayor and Councillors by applying the Victoria Consumer Price Index average for the preceding three years to the current compensation amount, to a maximum of 2 per cent. If the application of the Consumer Price Index results in a decrease, there will be no change to the remuneration amount.

Motion Carried

7.2 Ladysmith Chamber of Commerce: Economic Development and Tourism Support Services

CS 2020-060

That the Town enter into a partnership with the Ladysmith Chamber of Commerce as part of a 2- year pilot project including annual reporting, for the provision of Economic Development and Tourism Support Services, with funding to come from operational reserves.

Motion Carried

8. PROCLAMATIONS

8.1 World Lymphedema Day

Mayor Stone proclaimed March 6, 2020 as World Lymphedema Day in the Town of Ladysmith, in recognition and support of the courageous individuals living with this chronic, progressive and debilitating disease.

9. DEVELOPMENT APPLICATIONS

9.1 Non-Medical Cannabis Retail Store Licence Referral -- 510C Esplanade Avenue ("Jerry's Cannabis")

CS 2020-061

That Council, pursuant to the *Cannabis Control and Licensing Act* and the *Cannabis Licensing Regulation*, recommend that the Province of British Columbia issue a licence for a non-medical cannabis retail store at 510C Esplanade Avenue ("Jerry's Cannabis").

Motion Carried

CS 2020-062

That Council advise the Province of British Columbia that the proposed location for Jerry's Cannabis (510C Esplanade Avenue) falls within the specified area approved by Council for the retail sale of cannabis.

Motion Carried

CS 2020-063

That Council advise the Province of British Columbia that Council has no concerns about the impact of the proposed non-medical cannabis retail store at 510 C Esplanade Avenue.

Motion Carried

CS 2020-064

That Council advise the Province of British Columbia that all submissions from the public regarding the proposed retail sale of non-medical cannabis at 510C Esplanade Avenue have been in favour of the licence application.

Motion Carried

9.2 Non-medical Cannabis Retail Store Licence Referral at Unit B 720 1st Avenue (1904 Cannabis)

Staff distributed to Council 15 late submissions, all in favour of the proposed non-medical cannabis retail store at Unit B 720 1st Avenue (1904 Cannabis).

CS 2020-065

That Council, pursuant to the *Cannabis Control and Licensing Act* and the *Cannabis Licensing Regulation*, recommend that the Province of British Columbia issue a licence for a non-medical cannabis retail store at Unit B 720 1st Avenue ("1904 Cannabis").

Motion Carried

CS 2020-066

That Council advise the Province of British Columbia that the proposed location for 1904 Cannabis (Unit B 720 1st Avenue) falls within the specified area approved by Council for the retail sale of cannabis.

Motion Carried

CS 2020-067

That Council advise the Province of British Columbia that Council has no concerns about the impact of the proposed non-medical cannabis retail store at Unit B 720 1st Avenue.

Motion Carried

CS 2020-068

That Council advise the Province of British Columbia that the overwhelming majority of submissions from the public regarding the proposed retail sale of non-medical cannabis at Unit B 720 1st Avenue have been positive and Council supports the application.

Motion Carried

9.3 Road Dedication (Oyster Bay Drive)

CS 2020-069

That Council:

1. Authorize that the part of Oyster Bay Drive adjacent to 902 Ludlow Road (PID: 030-553-164) be dedicated as road; and

2. Direct the Corporate Officer to deposit a plan for the road dedication with the land title office.

Motion Carried

**9.4 Development Variance Permit 3090-19-11, 312 Roland Road
CS 2020-070**

That Council:

1. Issue Development Variance Permit 3090-19-11 at 312 Roland Road to allow for alterations to the roofline of an existing dwelling that is located within the required setback from the sea.
2. Authorize the Mayor and Corporate Officer to sign Development Variance Permit 3090-19-11.

Motion Carried

**9.5 Official Community Plan & Zoning Bylaw Amendment Application –
Lot 20 Trans-Canada Highway & 670 Farrell Road
CS 2020-071**

That Council:

1. Consider the application (3360-19-02) to amend the Official Community Plan (OCP) and Zoning Bylaw to allow for a mix of single-family and multi-family residential at Lot 20 Trans-Canada Highway and 670 Farrell Road.
2. Direct staff to:
 - a. Refer application 3360-19-02 to the Community Planning Advisory Committee.
 - b. Refer application 3360-19-02 to the Stz'uminus First Nation, pursuant to the Memorandum of Understanding between the Stz'uminus First Nation and the Town of Ladysmith.
 - c. Work with the applicant regarding the proposed community amenity contribution and report back to Council.
3. Direct the applicant to:
 - a. Provide a report from a geotechnical engineer assessing application 3360-19-02 in accordance with the Guidelines for Legislated Landslide Assessments for Proposed Residential Developments in BC.
 - b. Provide a transportation impact study, prepared by a professional engineer, assessing the anticipated traffic patterns, traffic volumes and impacts of application 3360-19-02.
 - c. Provide a road layout and feasibility plan for the extension of Farrell Road through the subject property.

AMENDMENT

CS 2020-072

That resolution CS 2020-071 be amended and renumbered to include the following:

That Council direct staff to:

2. a) Require that the applicant hold a second neighbourhood information meeting prior to referring application 3360-19-02 to the Community Planning Advisory Committee.

Amending Motion Carried

OPPOSED: Councilors McKay and Paterson

Main Motion, as Amended, Carried

CS 2020-073

That Council direct staff to work with the applicant regarding neighbourhood layouts and park considerations that are more reflective of neighbouring residential areas.

Motion Carried

10. REPORTS

10.1 Adjustments to Water Billing Accounts

CS 2020-074

That Council approve adjusting the water billing due to leaks for the property account #0246000 for \$6,155.06.

Motion Carried

11. CORRESPONDENCE

11.1 Quentin Goodbody, President of the Ladysmith and District Historical Society: Request for a Service Provider Agreement

CS 2020-075

That Council:

1. Authorize the execution of a Service Provider Agreement between the Town of Ladysmith and the Ladysmith and District Historical Society for the provision of promotional services and managing the Ladysmith Museum and Archives; and

2. Confirm that the Ladysmith and District Historical Society is required to pay the \$250 annual fee for the additional liability coverage provided by the Municipal Insurance Association of BC.

Motion Carried

12. NEW BUSINESS

12.1 Alternative Approval Process Results (report will be circulated at the meeting)

CS 2020-076

That Council:

1. Receive the official results of the Alternative Approval Process for Water Supply Projects Loan Authorization Bylaw 2019, No. 2031; and
2. Adopt Town of Ladysmith Water Supply Projects Loan Authorization Bylaw 2019, No. 2031.

Motion Carried

13. UNFINISHED BUSINESS

13.1 Grant in Aid - Festival of Lights

CS 2020-077

That Council allocate a \$10,000 grant in aid to the Ladysmith Festival of Lights Society.

Motion Carried

14. QUESTION PERIOD

There were no enquiries from the public.

15. ADJOURNMENT

CS 2020-078

That this Regular Meeting of Council adjourn at 8:57 p.m.

Motion Carried

Mayor (A. Stone)

Corporate Officer (J. Winter)