



MINUTES OF A REGULAR MEETING OF COUNCIL

Tuesday, May 4, 2021

6:00 P.M.

This meeting will be held electronically as per Ministerial Order No. M192

Council Members Present:

Mayor Aaron Stone

Councillor Amanda Jacobson

Councillor Rob Johnson

Councillor Tricia McKay

Councillor Duck Paterson

Councillor Marsh Stevens

Councillor Jeff Virtanen

Staff Present:

Allison McCarrick

Erin Anderson

Chris Barfoot

Jake Belobaba

Geoff Goodall

Chris Geiger

Donna Smith

Mike Gregory

Sue Bouma

1. CALL TO ORDER

Mayor Stone called this Regular Meeting of Council to order at 6:00 p.m., in order to retire immediately into Closed Session.

2. CLOSED SESSION

CS 2021-138

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:

- personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the municipality - section 90(1)(a);
- the acquisition, disposition or expropriation of land or improvements - section 90(1)(e); and
- negotiations and related discussions respecting the proposed provision of a municipal service - section 90(1)(k).

Motion Carried

3. OPEN MEETING AND ACKNOWLEDGEMENT (7:00 P.M.)

Mayor Stone called the Open Meeting of Council to order at 7:00 p.m., recognizing with gratitude that it was taking place on the traditional unceded territory of the Stz'uminus People.

4. AGENDA APPROVAL

CS 2021-139

That Council approve the agenda for this Regular Meeting of Council for May 4, 2021.

Motion Carried

5. RISE AND REPORT- Items from Closed Session

Council rose from Closed Session at 6:38 p.m. without report.

6. MINUTES

6.1 Minutes of the Public Hearings and Regular Meeting of Council held April 20, 2021

CS 2021-140

That Council approve the minutes of the Public Hearings and Regular Meeting of Council held April 20, 2021.

Motion Carried

7. PROCLAMATIONS

7.1 National Day of Remembrance for Missing and Murdered Indigenous Women and Girls and Two Spirit People

Mayor Stone proclaimed May 5, 2021 as "National Day of Remembrance for Missing and Murdered Indigenous Women and Girls and Two Spirit People" in the Town of Ladysmith.

7.2 Child Care Month and Child Care Appreciation Day

Mayor Stone proclaimed the month of May 2021 as "Child Care Month" and May 21, 2021 as "Child Care Appreciation Day" in the Town of Ladysmith.

7.3 Falun Dafa Day Proclamation

Mayor Stone proclaimed May 13, 2021 as "Falun Dafa Day" in the Town of Ladysmith.

8. COMMITTEE MINUTES

8.1 Parks, Recreation and Culture Advisory Committee - March 17, 2021

CS 2021-141

That Council receive for information the minutes of the March 17, 2021 meeting of the Parks, Recreation and Culture Advisory Committee.

Motion Carried

9. MAYOR'S REPORT

9.1 Traffic Control at South Davis Intersection

CS 2021-142

That Council:

1. Direct the Mayor on behalf of Council, to send a letter to The Honourable Rob Fleming, Minister of Transportation and Infrastructure requesting a meeting to discuss Council's ongoing concern and previous requests to the Ministry for the installation of a traffic light on South Davis Road; and
2. Direct staff to prepare a briefing note including maps and population growth projections for the South Davis Road area to accompany the Mayor's letter.

Motion Carried

10. BYLAWS

10.1 New Film Regulations

CS 2021-143

That Council:

1. Having considered s. 475 of the *Local Government Act*, and in particular the matters set out in subsections (2)(a) and (b), resolve that:
 - a. the Stz'uminus First Nation is the only entity that is appropriate to consult in connection with "Official Community Plan Bylaw 2003, No. 1488, Amendment Bylaw (No.62) 2021, No. 2047";

- b. consultation should be early but need not be ongoing;
 - c. the consultation process described in the staff report to Council dated May 4, 2021 is sufficient in respect to the proposed Official Community Plan amendment; and
 - d. staff be directed to refer "Official Community Plan Bylaw 2003, No. 1488, Amendment Bylaw (No.62) 2021, No. 2047" to the Stz'uminus First Nation as set out in resolution 1 a) for consultation in the manner described in the May 4, 2021 staff report to Council;
2. Give first and second reading to "Official Community Plan Bylaw 2003, No. 1488, Amendment Bylaw (No.62) 2021, No. 2047";
 3. Consider "Official Community Plan Bylaw 2003, No. 1488, Amendment Bylaw (No.62) 2021, No. 2047" in conjunction with the Town's Financial Plan, the Town's Liquid Waste Management Plan, and the Cowichan Valley Regional District Solid Waste Management Plan, pursuant to section 477(3) of the *Local Government Act*;
 4. Direct staff to refer "Official Community Plan Bylaw 2003, No. 1488, Amendment Bylaw (No.62) 2021, No. 2047" to School District 68 pursuant to section 476 of the *Local Government Act*;
 5. Give first, second and third reading to "Film Bylaw 2021, No. 2045";
 6. Give first, second and third reading to "Town of Ladysmith Fees and Charges Bylaw 2008, No.1644, Amendment Bylaw 2021, No. 2050";
 7. Give first, second and third reading to "Noise Suppression Bylaw 2003, No. 1478, Amendment Bylaw 2021, No. 2046";
 8. Give first, second and third reading to "Filming Reserve Bylaw 2021, No. 2071";
 9. Give first, second and third reading to "Building and Plumbing Bylaw 1994, No. 1119, Amendment Bylaw 2021, No. 2048";
 10. Give first and second reading to "Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No.31) 2021, No. 2049"; and
 11. Direct staff to proceed with scheduling and notification of a Public Hearing for "Official Community Plan Bylaw 2003, No. 1488, Amendment Bylaw (No.62) 2021, No. 2047" and "Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No.31) 2021, No. 2049".

Motion Carried

10.2 "Financial Plan Bylaw 2021, No. 2072"

CS 2021-144

That Council give first, second and third readings to "Financial Plan Bylaw 2021, No. 2072".

Motion Carried

10.3 "Tax Rates Bylaw 2021, No. 2073"

CS 2021-145

That Council give first, second and third readings to "Tax Rates Bylaw 2021, No. 2073".

Motion Carried

10.4 "Water Parcel Tax Bylaw 2021, No. 2074"

CS 2021-146

That Council give first, second and third readings to "Water Parcel Tax Bylaw 2021, No. 2074".

Motion Carried

10.5 "Sewer Parcel Tax Bylaw 2021, No. 2075"

CS 2021-147

That Council give first, second and third readings to "Sewer Parcel Tax Bylaw 2021, No. 2075".

Motion Carried

10.6 Bylaw Status Sheet

11. CORRESPONDENCE

11.1 Correspondence from the Kinsmen Club dated April 26, 2021

Councillor Paterson declared a conflict of interest with Agenda Item 11.1 due to his association with the Kinsmen Club and his position as Chair of the public washroom project and vacated the meeting at 7:40 p.m.

CS 2021-148

That Council waive "Noise Suppression Bylaw 2003, No.1478" to allow David Stalker Excavating to commence construction work related to the public washroom on 1st Avenue starting at 6:00 a.m. on either Sunday, May 16, 2021 or Sunday, May 23, 2021, as requested by the Kinsmen Club in their letter dated April 26, 2021.

Motion Carried

Councillor Paterson returned to the meeting at 7:44 p.m.

12. UNFINISHED BUSINESS

12.1 Amendment of Resolution CS 2021-116 regarding a Regional Grant Application to the UBCM Strengthening Communities Fund

CS 2021-149

That Council amend Resolution CS 2021-116 by replacing "Cowichan Valley Regional District" with "Municipality of North Cowichan".

Motion Carried

Resolution CS 2021-116, as amended, reads:

That Council of the Town of Ladysmith:

1. Approves the submission of a regional application by the Municipality of North Cowichan to the UBCM Strengthening Communities Fund 2021 for the purpose of assisting member municipalities with improved health and safety of unsheltered homeless people living in public or private spaces, including reduced risk of COVID-19 or other disease transmission; and reducing community concerns about public health and safety in neighbourhoods where unsheltered homeless populations are seeking temporary shelter; and further,
2. Approves the Municipality of North Cowichan as the primary applicant that will apply for, receive and manage the grant funding on behalf of the Town of Ladysmith.

13. QUESTION PERIOD

There were no questions submitted by the public.

14. ADJOURNMENT

CS 2021-150

That this Regular Meeting of Council adjourn at 7:47 p.m.

Motion Carried

CERTIFIED CORRECT:

Mayor (A. Stone)

Corporate Officer (D. Smith)