



MINUTES OF A REGULAR MEETING OF COUNCIL

Tuesday, March 1, 2022

6:00 P.M.

This meeting was held electronically

Council Members Present:

Mayor Aaron Stone

Councillor Rob Johnson

Councillor Tricia McKay

Councillor Duck Paterson

Councillor Marsh Stevens

Councillor Jeff Virtanen

Council Members Absent:

Councillor Amanda Jacobson

Staff Present:

Allison McCarrick

Erin Anderson

Chris Barfoot

Jake Belobaba

Ryan Bouma

Donna Smith

Julie Thompson

Sue Bouma

1. CALL TO ORDER AND ACKNOWLEDGEMENT

Mayor Stone called this Regular Meeting of Council to order at 6:02 p.m., recognizing with gratitude that it was taking place on the traditional unceded territory of the Stz'uminus First Nation.

2. AGENDA APPROVAL

CS 2022-049

That Council approve the agenda for this Regular Meeting of Council for March 1, 2022 as amended to include the following item received after publication of the agenda:

- Item 10.1., "Themed Lighting and Flag Raising in Support of Citizens of Ukraine"

Motion Carried

3. MINUTES

3.1 Minutes of the Regular Meeting of Council held February 15, 2022

CS 2022-050

That Council approve the minutes of the Regular Meeting of Council held February 15, 2022.

Motion Carried

4. DELEGATIONS

4.1 Official Community Plan Review Update

Jennifer Fix, Lucas Onzols-Mongeau and Russell Whitehead, ahne Studio, consultants for the OCP Review, provided a project update to Council. They presented the emerging themes and goals resulting from their public engagement initiatives and discussed the developing OCP vision. The team also introduced growth scenarios and responded to Council's questions.

Council thanked the consultants for their presentation.

5. PROCLAMATIONS

5.1 Epilepsy Awareness Purple Day - March 26, 2022

Mayor Stone proclaimed Saturday, March 26, 2022 as Epilepsy Awareness Day in the Town of Ladysmith. The Town will also illuminate its available themed lighting locations with purple lights in support of the initiative.

6. DEVELOPMENT APPLICATIONS

6.1 Development Variance Permit Application – 6-245 Oyster Cove Road

CS 2022-051

That Council:

1. Issue Development Variance Permit 3090-21-15 to reduce the minimum front parcel line setback from 6.0m to 1.9m and to reduce the minimum side parcel line setback from 1.5m to 0.6m for an attached garage at 6-245 Oyster Cove Road; and
2. Authorize the Mayor and Corporate Office to sign Development Variance Permit 3090-21-15.

Motion Carried

6.2 Multi-Unit Residential Development Permit Application – 544 Cook Street

CS 2022-052

That Council issue Development Permit 3060-21-19 for the proposed multi-unit residential development at 544 Cook Street subject to the applicant providing a landscape bond in the amount of \$54,327.36.

Motion Carried

7. COMMITTEE MINUTES

7.1 Community Planning Advisory Committee - February 2, 2022

CS 2022-053

That Council receive the minutes of the Community Planning Advisory Committee meeting held February 2, 2022.

Motion Carried

8. REPORTS

8.1 Alternative Approval Process – Fire Aerial Device Truck

CS 2022-054

That Council:

1. Confirm its direction to staff to carry out an Alternative Approval Process to obtain elector approval for the purchase of a Fire/Rescue firefighting aerial platform apparatus (Ladder Truck) for up to \$2.1 million with funds to be borrowed from the Municipal Finance Authority Equipment Financing Program;
2. Establish the deadline for receiving elector responses as 4:00pm on Wednesday, April 20, 2022 (34 days);
3. Establish that the elector response form will be the single elector response form;
4. Determine that the total number of electors of the Town of Ladysmith to which the approval process applies is 7,170; and
5. Direct staff to report the results of the Alternative Approval Process to Council.

Motion Carried

8.2 Dogwood Drive Bike Lanes

CS 2022-055

That Council direct staff to:

1. Include in the 2022-2026 Financial Plan the Dogwood Drive Bike Lanes Design Project at a cost of \$35,000;
2. Engage the services of a consultant to conduct a study and provide design for bicycle improvements on Dogwood Drive from Bayview Avenue to Methuen Street; and
3. Submit an application for full funding of the consulting fees through the Active Transportation Grant program.

Motion Carried

8.3 Tire Stewardship BC Community Grant Program – Transfer Beach Spray Park

CS 2022-056

That Council direct staff to:

1. Include \$50,000 in the 2022-2026 Financial Plan for the Transfer Beach Spray Park resurfacing project, with the funding to come from grants and the Parks, Recreation & Culture Parks Reserve; and
2. Submit an application to the Tire Stewardship BC Community Grant Program for fifty-percent project funding.

Motion Carried

9. BYLAWS

9.1 Bylaw No. 2104

CS 2022-057

That Council adopt “Town of Ladysmith Election and Assent Voting Bylaw 2018, No. 1964, Amendment Bylaw 2022, No. 2104”.

Motion Carried

9.2 Bylaw Status Sheet

10. NEW BUSINESS

10.1 Themed Lighting and Flag Raising in Support of Citizens of Ukraine

CS 2022-058

That Council, in a show of support for the citizens of Ukraine, waive “Themed Lighting Policy #01-0320-B” in order to light all available Town-owned buildings and structures in blue and yellow lights for a period ending May 31, 2022, with exception made for previously granted lighting requests.

Motion Carried

CS 2022-059

That Council direct staff to obtain a Ukrainian flag to be flown on the guest flag pole at City Hall for a period ending May 31, 2022.

Motion Carried

11. QUESTION PERIOD

There were no questions submitted by the public.

12. CLOSED SESSION

CS 2022-060

That, in accordance with section 90 of the *Community Charter*, Council retire into closed session at 7:49 p.m. 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 or another position appointed by the municipality - 90(1)(a);
- personal information about an identifiable individual who is being considered for a municipal award or honour, or who has offered to provide a gift to the municipality on condition of anonymity - 90(1)(b);
- 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 - 90(1)(e);
- litigation or potential litigation affecting the municipality - 90(1)(g);
- the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose - 90(1)(i);
- 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 - 90(1)(k); and

- the consideration of information received and held in confidence relating to negotiations between the municipality and a provincial government or the federal government or both, or between a provincial government or the federal government or both and a third party - 90(2)(b).

Motion Carried

13. RISE AND REPORT- Items from Closed Session

Council rose from Closed Session at 8:37 p.m. with report on routine closed session resolutions for the period January 2021 to December 2021, as well as the following selected 2021 resolutions related to the business of Council:

- **CE 2021-035 (February 2, 2021)**

That Council refer the issue of water rates and the water meter at Strata VIS2822 (Edgewood Estates) to staff for further investigation and discussion with Strata VIS2822.

- **CE 2021-050 (February 16, 2021)**

MOTION DEFEATED

That Council accept a change of scope for the Arts & Heritage Hub as outlined in Appendix A to the February 16, 2021 report from the Director of Development Services and amended to: relocate the Artists' Studio to the east as far as possible without crossing Oyster Bay Drive; approve the associated increase in costs; and rise and report once the contract is signed.

[Note for context only related to CE 2021-051 & CE 2021-054:

Council reconsidered and defeated CE 2021-051 on February 23, 2021 (as noted in CE 2021-054). Council then adopted, rose and reported on CE 2021-055:

"That Council:

- 1. Accept the entire change of scope for the Arts & Heritage Hub outlined in Appendix A to the February 16, 2021 report from the Director of Development Services;*
- 2. Direct staff to include funding options for consideration during upcoming Financial Plan discussions; and*
- 3. Rise and report once the contract for the change in scope is signed by the Town and the architect.*

Opposed: Councillor Jacobson"]

- **CE 2021-051 (February 16, 2021)**

That Council reject the change in scope for the Arts & Heritage Hub outlined in Appendix A to the February 16, 2021 report from the Director of Development Services.

OPPOSED: Mayor Stone and Councillors Johnson and Stevens

- **CE 2021-054 (February 23, 2021)**

MOTION DEFEATED

That Council reject the change in scope for the Arts & Heritage Hub outlined in Appendix A to the February 16, 2021 report from the Director of Development Services.

OPPOSED: Mayor Stone and Councillors Johnson, McKay, Paterson, Stevens and Virtanen

- **CE 2021-061 (March 2, 2021)**

That Council direct staff to investigate options for honouring Kay Grouhel and provide recommendations at a future closed meeting of Council.

- **CE 2021-069 (April 13, 2021)**

That Council:

1. Rescind Council Resolution CE 2021-039 “That Council approve an R-1-A and Multi-family lot layout for 1260 Churchill Place, as outlined in Option G of the staff report dated February 2, 2021”;
2. Approve an R-1-C zone with a Multi-Townhouse lot layout for the disposition of 1260 Churchill Place, as outlined in Option G (R-1-C) and Multi-Family lot layout, Townhouse Homes, in the staff report dated April 13, 2021;
3. Authorize staff to hire consultants at a cost of up to \$25,000 to be taken from the Real Property Reserve to advance the proposal to the rezoning application stage;
4. Direct staff to include a draft Phased Development Agreement (PDA) in the rezoning application;
5. Direct staff to proceed with researching and drafting an Affordable Housing Agreement; and
6. Rise and report on Recommendation Nos. 1 - 5 when appropriate.

14. ADJOURNMENT

CS 2022-061

That this Regular Meeting of Council be adjourned at 8:38 p.m.

Motion Carried

CERTIFIED CORRECT:

Mayor (A. Stone)

Corporate Officer (D. Smith)