



MINUTES OF A REGULAR MEETING OF COUNCIL

Tuesday, May 17, 2022

7:00 P.M.

City Hall Council Chambers

410 Esplanade

Council Members Present:

Deputy Mayor Marsh Stevens

Councillor Amanda Jacobson

Councillor Rob Johnson

Councillor Duck Paterson

Councillor Jeff Virtanen

Council Members Absent:

Mayor Aaron Stone

Councillor Tricia McKay

Staff Present:

Allison McCarrick

Erin Anderson

Chris Barfoot

Jake Belobaba

Ryan Bouma

Christina Hovey

Sue Bouma

Andrea Hainrich

1. CALL TO ORDER AND ACKNOWLEDGEMENT

Deputy Mayor Stevens called this Regular 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 First Nation.

Deputy Mayor Stevens expressed condolences to Mayor Stone and his family on the loss of his father.

2. AGENDA APPROVAL

CS 2022-120

That Council approve the agenda for this Regular Meeting of Council for May 17, 2022.

Motion Carried

3. RISE AND REPORT- Items from Closed Session

The following item from the Closed Meeting of Council held April 19, 2022 was reported:

CE 2022-024

That Council:

1. Authorize staff to enter into a one year program administration agreement with the Ladysmith Chamber of Commerce for the promotion of economic development and tourism services on behalf of the Town of Ladysmith ending April 30, 2023; and
2. Rise and report on this item once the agreement has been signed by both parties.

The following items from the Closed Meeting of Council held May 3, 2022 were reported:

CE 2022-031

That Council direct staff to proceed with the sale of 1260 Churchill Place for cash to the highest bidder.

CE 2022-032

That Council rise and report on Resolution CE 2022-031 immediately.

4. MINUTES

4.1 Minutes of the Regular Meeting of Council held May 3, 2022

CS 2022-121

That Council approve the minutes of the Regular Meeting of Council held May 3, 2022.

Motion Carried

5. DELEGATIONS

5.1 Ladysmith Supported Housing - LRCA Affordable Housing Project at 314 Buller Street

Sheila McMillan and Belinda Harrison of the Ladysmith Supportive Housing Committee spoke to Council regarding the need for safe, affordable housing for people in our community with Intellectual and Developmental Disabilities (IDD). Concerns were expressed regarding the number of units that will be available for people with IDD at the LRCA Affordable Housing Project at 314 Buller Street.

CS 2022-122

That Council direct staff to set up a meeting between BC Housing, the Ladysmith Resources Centre Association and Council to discuss tenant selection at the affordable housing project at 314 Buller Street.

Motion Carried

OPPOSED: Councillor Johnson

6. PROCLAMATIONS

6.1 Access Awareness Day

Deputy Mayor Stevens proclaimed June 4, 2022 as Access Awareness Day in the Town of Ladysmith.

6.2 World Oceans Day

Deputy Mayor Stevens proclaimed June 8, 2022 as World Oceans Day in the Town of Ladysmith.

7. DEVELOPMENT APPLICATIONS

7.1 OCP and Zoning Bylaw Amendment Application for 1301 and 1391 Rocky Creek Road (Update Conditions and Schedule Public Hearing)

CS 2022-123

That Council:

1. Direct staff to proceed with scheduling and notification for a Public Hearing for “Official Community Plan 2003, No. 1488, Amendment Bylaw (No. 70) 2022, No. 2102” and “Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No. 47) 2022, No. 2103”; and
2. Require that the developer, at their cost, and in addition to the conditions set by Council Resolution No. CS 2022-028 on February 1, 2022, register on the title of the subject property Lot A, District Lots 81, 86, and 98, Oyster District, Plan EPP87265 (PID: 030-801-460), a covenant or covenants in favour of the Town pursuant to section 219 of the *Land Title Act* to:
 - a. Require that the 5% parkland dedication specified on February 1, 2022 by Resolution CS 2022-028, also meet the criteria outlined in Table 1 of the staff report to Council dated May 17, 2022;
 - b. Prohibit all development on the property until such time as either:
 - i. The sanitary sewer main on Rocky Creek Road has been upgraded to a 300mm main; or

- ii. The developer has entered into an agreement with the Town to upgrade the sanitary sewer main to a 300mm main along Rocky Creek Road from Ludlow Road to the Town's boundary, pursuant to Section 507 of the *Local Government Act*.
- c. Require archaeological protection by:
 - i. Prohibiting the owner from disturbing the land or constructing any buildings on the land without first providing the Town with an Archeological Impact Assessment; and
 - ii. Requiring that the owner only disturb and develop the land in a manner that complies with all the recommendations contained in the Archaeological Impact Assessment, unless otherwise approved by the Town.

Motion Carried

8. COMMITTEE MINUTES

8.1 Committee of the Whole Recommendations - May 10, 2022

CS 2022-124

That Council authorize staff to install a crosswalk on Malone Road at a safe location, as identified by staff.

Motion Carried

9. REPORTS

9.1 4th Avenue Reconstruction – Tender Results

CS 2022-125

That Council direct staff to:

1. Cancel Tender 2022-IS-01 for the 4th Avenue Improvement Project; and
2. Issue a new tender for the 4th Avenue Improvement Project with a completion date of late 2023.

Motion Carried

9.2 Organic Infrastructure Program – Compost Facility Addition

CS 2022-126

That Council:

1. Support a grant application to the Organic Infrastructure Program for the purposes of adding capacity to the Town compost facility;
2. Commit to operating and maintaining the facility until at least 2034;
3. Direct staff to include in the 2022-2026 Financial Plan the Composting Facility Upgrade for \$1.5 million in 2023 with the Town's portion of \$500,000 to come from Sewer Capital and Sewer Operating Reserves; and
4. Commit to cover any unexpected ineligible costs and project overruns.

Motion Carried

10. BYLAWS

10.1 Bylaw Status Sheet

11. CORRESPONDENCE

11.1 Ladysmith Chamber of Commerce Annual Golf Tournament Sponsorship

CS 2022-127

That Council:

1. Allocate \$200 to sponsor a hole at the Ladysmith Chamber of Commerce Annual Golf Tournament; and
2. Consider entering a team in the tournament.

Motion Carried

12. NEW BUSINESS

12.1 Municipality of North Cowichan Regional Grant Application to the UBCM Strengthening Communities' Services Fund 2022

CS 2022-128

That Council approve the submission of a regional application by the Municipality of North Cowichan for the UBCM Strengthening Communities Fund 2022.

And further,

That Council approve the Municipality of North Cowichan as the primary applicant to apply for, receive, and manage the grant funding on the Town's behalf.

Motion Carried

13. UNFINISHED BUSINESS

13.1 Councillor Johnson - Motion regarding Lot 4, Plan 45800 (future expansion of Transfer Beach Park)

The motion failed due to lack of a seconder.

14. QUESTION PERIOD

There were no questions submitted by the public.

15. ADJOURNMENT

CS 2022-129

That this Regular Meeting of Council be adjourned at 8:16 p.m.

Motion Carried

CERTIFIED CORRECT

Deputy Mayor (M. Stevens)

Deputy Corporate Officer (S. Bouma)