



MINUTES OF A REGULAR MEETING OF COUNCIL

Tuesday, April 4, 2023

6:30 P.M.

Ladysmith Seniors Centre

630 2nd Avenue

Council Members Present:

Mayor Aaron Stone

Councillor Ray Gourlay

Councillor Amanda Jacobson

Councillor Duck Paterson

Councillor Marsh Stevens

Councillor Jeff Virtanen

Council Members Absent:

Councillor Tricia McKay

Staff Present:

Allison McCarrick

Erin Anderson

Chris Barfoot

Jake Belobaba

Ryan Bouma

Matt O'Halloran

Sue Bouma

Andrew Wilson

1. CALL TO ORDER

Mayor Stone called this Meeting of Council to order at 6:30 p.m., in order to retire immediately into Closed Session.

2. CLOSED SESSION

CS 2023-074

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:

- (e) 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; and
- the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

Motion Carried

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

Mayor Stone 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.

Mayor Stone took a moment to thank the outgoing Stz'uminus Chief and Council and to wish all candidates luck in the election taking place on April 5th.

Mayor Stone also acknowledged the Ladysmith Secondary School's Improv Team for their participation at the Canadian Improv Games in Ottawa and wished them well in the competition.

4. AGENDA APPROVAL

CS 2023-075

That Council approve the agenda for this Regular Meeting of Council for April 4, 2023, as amended to include the following item under New Business, received after publication of the agenda:

- Item 11.1 "Appeal to the Province for Financial Assistance for Costs Associated with the Replacement of the Stocking Lake Reservoir Dam"

Motion Carried

5. RISE AND REPORT- Items from Closed Session

Council rose from Closed Session at 6:37 p.m. without report.

The following items from the Closed Meeting of Council held March 21, 2023 were reported:

CE 2023-013

That Council:

1. Rescind Council resolution CS 2022-139;
2. Pursuant to section 507 of the *Local Government Act*, require the owner of Lot 1 District Lot 97 Oyster District Plan EPP117980 (1260 Churchill Place) to construct, at time of subdivision or development, water mains connecting McKinley Road and 4th Avenue;
3. Pursuant to subsection 507(3)(b) of the *Local Government Act*, resolve that the cost to the municipality of providing the services listed in item 2 would be excessive, and require the developer to pay the full cost of installing these services;
4. Authorize staff to enter into the required latecomer agreements under section 508 of the *Local Government Act* at time of development; and
5. Rise with report immediately.

Motion Carried

CE 2023-014

That Council:

1. Pursuant to section 507 of the *Local Government Act*, require the owner of Lot 1 District Lot 97 Oyster District Plan EPP117980 (1260 Churchill Place) to construct, at time of subdivision or development, a two-lane road and pedestrian pathway from the end of McKinley Road to 4th Avenue;
2. Pursuant to subsection 507(3)(b) of the *Local Government Act*, resolve that the cost to the municipality of providing the services listed in item 1 would be excessive, and require the developer to pay the full cost of installing these services; and
3. Rise with report immediately.

Motion Carried

OPPOSED: Councillor Jacobson

6. MINUTES

6.1 Minutes of the Regular Meeting of Council held March 21, 2023

CS 2023-076

That Council approve the minutes of the Regular Meeting of Council held March 21, 2023.

Motion Carried

7. DEVELOPMENT APPLICATIONS

7.1 Development Variance Permit Application – 604 John Wilson Place

CS 2023-077

That Council issue Development Variance Permit 3090-22-13 for 604 John Wilson Place (Lot 6, District Lot 103, Oyster District, Plan EPP98461; PID: 031-374-182) to vary section 10.13.3(d) of "Town of Ladysmith Zoning Bylaw 2014, No. 1860" to allow for a secondary suite by reducing the required lot frontage for a parcel from 18.28m to 13.5m.

Motion Carried

7.2 Liquor Patio Endorsement – Zack’s Lounge (530 1st Avenue)

CS 2023-078

That Council, in response to the referral from the Liquor and Cannabis Regulation Branch for a patio endorsement application in conjunction with a liquor primary outdoor patio license for Zack’s Lounge at 530 1st Avenue, opt out of the local government comment process and direct staff to notify the Liquor and Cannabis Regulation Branch that the Town does not wish to comment on the application.

Motion Carried

8. COMMITTEE MINUTES

8.1 Community Planning Advisory Committee - March 15, 2023

CS 2023-079

That Council receive the minutes of the Community Planning Advisory Committee meeting held March 15, 2023.

Motion Carried

8.2 Parks, Recreation & Culture Advisory Committee - March 15, 2023

CS 2023-080

That Council receive the minutes of the Parks, Recreation & Culture Advisory Committee meeting held March 15, 2023.

Motion Carried

9. REPORTS

9.1 Every Child Matters Decal Initiative

CS 2023-081

That Council:

1. Authorize the Town’s participation in FortisBC’s Every Child Matters Decal Initiative; and
2. Direct staff to submit a donation of \$1000.00 to the Indian Residential School Survivors Society.

Motion Carried

9.2 2023 Budget Update and Tax Direction

The Director of Financial Services presented a summary of the budget and tax allocation for 2023 and responded to Council's questions.

CS 2023-082

That Council direct staff to:

1. Prepare the 2023-2027 Financial Plan bylaw with \$9,445,182 to come from property tax values and allocate this amount across the classes based on 2022 percentages before legislative caps; and
2. Prepare the 2023 Property Tax Rates bylaw based on the "Alternative Municipal Tax Collection Scheme" with a due date of July 4, 2023 and a 2% penalty on outstanding current taxes and unclaimed home owner grants as of the end of day on July 4, 2023 and a further 8% penalty on balances outstanding as of the end of day on September 15, 2023.

Motion Carried

10. BYLAWS

10.1 Bylaw Status Sheet

11. NEW BUSINESS

11.1 Appeal to the Province for Financial Assistance for Costs Associated with the Replacement of the Stocking Lake Reservoir Dam

CS 2023-083

That Council direct staff to draft a letter for the Mayor's signature to Minister Ralston and Premier Eby to appeal for financial assistance for the costs associated with the replacement of the Stocking Lake reservoir dam.

Motion Carried

12. QUESTION PERIOD

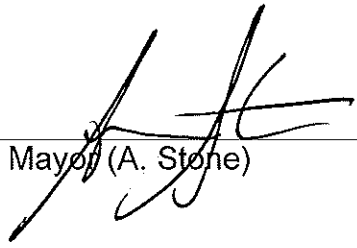
A member of the public inquired as to whether an analysis of the ratio between residential and commercial/small business property taxes had ever taken place, whether the Town tests residential drinking water for asbestos, and how the Province's "Homes for People Plan", which is a move away from single family zoning, may affect the new Official Community Plan.

13. ADJOURNMENT

CS 2023-084

That this Regular Meeting of Council be adjourned at 7:31 p.m.

Motion Carried



Mayor (A. Stone)

CERTIFIED CORRECT



Corporate Officer (M. O'Halloran)