



MINUTES OF A REGULAR MEETING OF COUNCIL

Tuesday, July 18, 2023

6:33 P.M.

Ladysmith Seniors Centre
630 2nd Avenue

Council Members Present:

Mayor Aaron Stone

Councillor Ray Gourlay

Councillor Tricia McKay

Councillor Duck Paterson

Councillor Marsh Stevens

Councillor Jeff Virtanen

Council Members Absent:

Councillor Amanda Jacobson

Staff Present:

Allison McCarrick

Chris Barfoot

Jake Belobaba

Ryan Bouma

Trish McConnell

Matt O'Halloran

Sue Bouma

1. CALL TO ORDER

Mayor Stone called this Meeting of Council to order at 6:33 p.m., in order to retire immediately into Closed Session.

2. CLOSED SESSION

CS 2023-180

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:

- (c) labour relations or other employee relations.

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.

4. AGENDA APPROVAL

CS 2023-181

That Council approve the agenda for this Regular Meeting of Council for July 18, 2023, as amended to include the following changes:

- Item 10.1., “Council Procedure Bylaw 2009, No. 1666, Amendment Bylaw 2023, No. 2153” – add Bylaw No. 2153 to the agenda package and replace Consolidated Bylaw No. 1666 with a version showing red line edits; and
- Item 10.2., "Single Use Plastics Bylaw 2023, No. 2154" - Remove Bylaw No. 2154 from the agenda due to the Province’s recent “Single-Use and Plastic Waste Prevention Regulation” announcement.

Motion Carried

5. RISE AND REPORT- Items from Closed Session

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

6. MINUTES

6.1 Minutes of the Regular Meeting of Council held July 4, 2023

CS 2023-182

That Council approve the minutes of the Regular Meeting of Council held July 4, 2023.

Motion Carried

7. DEVELOPMENT APPLICATIONS

7.1 Development Variance Permit Application – 447 Thetis Drive

CS 2023-183

That Council issue Development Variance Permit 3090-22-10 to vary section 6.7 (a)(i) of “Town of Ladysmith Zoning Bylaw 2014, No. 1860” to allow a Bed and Breakfast at 447 Thetis Drive (Lot 7 District Lot 52 Oyster District Plan VIP86055) to be operated by a residential tenant who lives on the property on which the Bed and Breakfast is located.

Motion Carried

OPPOSED: Councillor Stevens

8. COMMITTEE MINUTES

8.1 Committee of the Whole Recommendations - July 11, 2023

CS 2023-184

That Council:

1. Approve the Financial Plan Policies and Objectives document as presented in Attachment B of the July 11, 2023 report from the Director of Financial Services.
2. Direct staff to return to a Council meeting in the near future with suggestions for an update to the Permissive Tax Exemption Policy.
3. Remove the Frank Jameson Bursary from the Grant in Aid process and instead annually fund the Bursary of \$1,500 from the general operations budget starting in 2024, and confirm that the Santa Parade, put on by the Ladysmith Fire Rescue members, be included in the Fire Department operations budget starting in 2024.
4. Approve the amended Grant in Aid Policy 05 1850 A as presented in the report by the Director of Financial Services dated July 11, 2023, with the following change:
 - reduce the maximum funding request per organization, as outlined in item 8 of the policy, to \$10,000.
5. Approve the Town of Ladysmith Civic Recognition Policy as presented.
6. a) Endorse the Brown Drive Park Plan as presented; and
 - b) Direct staff to include Phase 1, as described in the Brown Drive Park Plan, including up-to-date costing, with 2024 capital items for Council's consideration.
7. Make the following amendments to the Corporate Flag Protocol Policy No. 01-0340-A:
 - Remove the condition for half-masting upon the death of a current Town employee by deleting "when their death has occurred as a direct result of performing their duties" from the second bullet of item 2.2; and
 - Add new wording under section 3.9 that states the following:
 - a. Stz'uminus First Nation Flag to be flown permanently at City Hall; and

- b. Every Child Matters Flag – to be flown September 1-30, at Transfer Beach under the Stz’uminus First Nation Flag.
 - 8. Direct staff to return to a future meeting of Council with data regarding speed and traffic issues at school zone crosswalks.
 - 9. Direct staff to review the draft Tree Protection Bylaw from 2006 and return to a future meeting of Council with an updated version.
- OPPOSED: Councillor Virtanen

9. REPORTS

9.1 ICET Community Placemaking Funding Program Request – Amphitheatre Enhancement

CS 2023-185

That Council:

1. Include \$50,000 in the 2023-2027 Financial Plan to purchase a saddle-span event tent and shipping container subject to grant funding approval; and
2. Confirm support of staff’s application in the amount of \$50,000 to the ICET Community Placemaking Funding Program.

Motion Carried

10. BYLAWS

10.1 “Council Procedure Bylaw 2009, No. 1666, Amendment Bylaw 2023, No. 2153”

CS 2023-186

That Council:

1. Give first three readings to “Council Procedure Bylaw 2009, No. 1666, Amendment Bylaw 2023, No. 2153” as amended to include the following changes:
 - o Item 20.4 – change the total minutes allowed for an individual to ask questions from five minutes to three minutes;
 - o Item 20.5 – include "and address." following “name”;
 - o Item 20.6 – delete “or facilitate a response by members of Council or Town staff in attendance.”
 - o add Item 20.12 – "Persons wishing to address Council during Question Period must be a Town of Ladysmith resident, a non-resident property owner or the operator of a Ladysmith business.";

- Include additional amendment to Item 11.2 of Bylaw 1666 – delete "Her Majesty the Queen or";
 - Include additional amendment to Bylaw 1666 – delete Item 23.5.1 entirely; and
2. Direct staff to give notice accordingly.

Motion Carried

10.2 Bylaw Status Sheet

11. NEW BUSINESS

11.1 “CVRD Bylaw No. 4509 – Fireworks Regulation Service Establishment Bylaw, 2023”

CS 2023-187

That Council advise the Cowichan Valley Regional District that it wishes to be excluded as a participant in the new services establishment conversion bylaw known as "CVRD Bylaw No. 4509 – Fireworks Regulation Service Establishment Bylaw, 2023".

Motion Carried

12. QUESTION PERIOD

A member of the public enquired about the possibility of moving Question Period to the beginning of the meeting prior to Council's decisions.

13. ADJOURNMENT

CS 2023-188

That this Regular Meeting of Council be adjourned at 7:34 p.m.

Motion Carried

CERTIFIED CORRECT

Mayor (A. Stone)

Corporate Officer (M. O'Halloran)