



**TOWN OF LADYSMITH
MINUTES OF A MEETING OF COUNCIL
MONDAY, JANUARY 20, 2014
COUNCIL CHAMBERS, CITY HALL
CALL TO ORDER 7:00 P.M.**

COUNCIL MEMBERS PRESENT:

| | | |
|-----------------------------|--------------------------|-----------------------------|
| Mayor Rob Hutchins | Councillor Steve Arnett | Councillor Bill Drysdale |
| Councillor Jillian Dashwood | Councillor Duck Paterson | Councillor Glenda Patterson |

COUNCIL MEMBERS ABSENT

Councillor Gord Horth

STAFF PRESENT:

| | | |
|------------|--------------|----------------|
| Ruth Malli | Sandy Bowden | Felicity Adams |
| Sue Bouma | John Manson | |

CALL TO ORDER

Mayor Hutchins called this Regular Meeting of Council to order at 7:00 p.m.

AGENDA APPROVAL

CS 2014-021

It was moved, seconded and carried that the agenda for the Regular Council Meeting of January 20, 2014 be approved.

MINUTES

CS 2014-022

It was moved, seconded and carried that the minutes of the Regular Meeting of Council held Monday, January 6, 2014 be approved.

DELEGATIONS

Joe Burnett and Mike Hooper - Nanaimo Airport Commission

Joe Burnett (Town of Ladysmith representative on the Nanaimo Airport Commission) and Mike Hooper (President and Chief Executive Officer of Nanaimo Airport) gave their bi-annual report to Council about developments at the airport.

Council thanked Mr. Burnett and Mr. Hooper for their presentation and congratulated them on the success of the airport.

Cowichan Valley Performing Arts Foundation

Leanne Schultz presented an overview of the Cowichan Valley Performing Arts Foundation's accomplishments since 2012 and their goals for 2014, as they apply to their Grants-in-Aid Request. Council thanked Ms. Schultz for her presentation and congratulated her on the achievements of the Cowichan Valley

Performing Arts Foundation, while noting that the Grants-in-Aid process is underway and that information about the process will be sent in due course.

PROCLAMATIONS

Mayor Hutchins proclaimed February as “Heart Month” in the Town of Ladysmith. He urged all citizens to take this month to contemplate their own heart health and to give as generously as possible to the Heart and Stroke Foundation Person to Person Campaign.

DEVELOPMENT APPLICATIONS

Official Community Plan Amendment and Rezoning Application – Holland Creek Place, Development Permit 3360-13-05 for Lot A, District Lot 43, Oyster District, Plan EPP 12594

CS 2014-023

It was moved, seconded and carried that Council give first and second reading to:

- 1) Bylaw 1843 cited as “Official Community Plan Bylaw 2003, No. 1488, Amendment Bylaw (No. 42) 2014, No. 1843; and
- 2) Bylaw 1844 cited as “Town of Ladysmith Zoning Bylaw 1995, No. 1160 Amendment Bylaw (No. 96), 2014, No. 1844.
- 3) And that Council directs a Public Hearing to be scheduled for Bylaw 1843 and 1844 to replace Covenant CA1884279 in order to permit eight single family bareland strata lots to be developed at the subject property on Holland Creek place.

BYLAWS (OCP/ZONING)

CS 2014-024

Town of Ladysmith Official Community Plan Bylaw, 2003, No. 1488, Amendment Bylaw (No. 42), 2014, No. 1843

It was moved, seconded and carried that Town of Ladysmith Official Community Plan Bylaw, 2003, No. 1488, Amendment Bylaw (No. 42), 2014, No. 1843 be read a first and second time.

CS 2014-025

Town of Ladysmith Zoning Bylaw 1995, No. 1160 Amendment Bylaw (no. 96), 2014, No. 1844

It was moved, seconded and carried that Town of Ladysmith Zoning Bylaw 1995, No. 1160 Amendment Bylaw (No. 96), 2014, No. 1844 be read a first and second time.

CS 2014-026

It was moved, seconded and carried that a Public Hearing be Scheduled for Bylaw 1843 and 1844.

CORRESPONDENCE

CS 2014-027

Cowichan Social Planning Re: Request for Appointment of Ladysmith Representative on Board of Directors

It was moved, seconded and carried that Council appoint Councillor Dashwood as the Ladysmith representative to the Cowichan Social Planning Board of Directors.

CS 2014-028

It was moved, seconded and carried that Council appoint Councillor Drysdale as an alternate representative to the Cowichan Social Planning Board of Directors.

**Honours and Awards Secretariat Re: Order of British Columbia
2014 Call for Nominations**

CS 2014-029

It was moved, seconded and carried that Council members consider nominations for the 2014 Order of British Columbia and that they bring any names forward for Council's consideration by mid-February.

QUESTION PERIOD

Mr. D. Marvel enquired about the Town's present level of awareness regarding the potential radioactive contamination of Ladysmith Harbour due to the severely damaged nuclear plant in Fukushima, Japan. Mayor Hutchins advised him that this issue was outside of the Town's jurisdiction and directed him to approach Dr. Paul Hasselback, the District Medical Officer for Island Health.

Mr. R. Johnson enquired about information contained in Council minutes and was advised that the purpose of the minutes is to reflect the decisions made by Council.

Mr. R. Johnson enquired whether Bylaws 1832 and 1833, regarding the growth and production of Medical Marihuana, were adopted. He was advised that they were both adopted at the Council meeting held on December 16, 2013.

Mr. R Johnson enquired about recent amendments to Council Procedure Bylaw No. 1666.

CLOSED MEETING

CS 2014-030

It was moved, seconded and carried at 7:42 p.m. that Council retire into Closed Meeting after a two minute recess.

ARISE AND REPORT

Council arose from the Closed Meeting with report on the following items:

Agenda Item 3.1 - Resolution CE-2014-010

That Council rise and report on the following 2013 closed meeting resolutions:

CE 2013-003 That the service contract with the Ladysmith Chamber of Commerce be approved with the following amendments:

- a) Reporting to the Town Council on a semi-annual basis and from time to time as required by town Council and staff
- b) Maintaining and cleaning the visitor information office, including a public washroom, to a standard reasonably required by the Town

CE 2013-004 That it be confirmed that it is the intention of Council that the agreement with the Ladysmith Maritime Society for the Ladysmith Community Marina applies to all of DL 2016.

CE 2013-013 That Council support the Temporary Prisoner

Management Plan submitted by the RCMP and that a compensation rate be negotiated with Nanaimo RCMP of approximately \$175 per day, which would be paid to the Town, for the duration of the renovation period of the Nanaimo City Jail, in accordance with the terms of the Nanaimo RCMP Detachment Temporary Prisoner Management Plan.

CE 2013-014 That Council direct staff to:

a) proceed with the sale of Town-owned properties located at 1201 and 1251 Christie Road with disclosure of the investigations (i.e. Site Profile, Stage 1 and limited Stage 2 Preliminary Site Investigation and Stage 2 Preliminary Site Investigation) and findings; and,

b) proceed with applying for a Determination of Contaminated Site from the Ministry of Environment if such disclosure is not acceptable to prospective purchasers, or if the Town has received direction from the Ministry of Environment.

CE 2013-017 That staff be directed to:

a) re-post the position of Director of Parks, Recreation and Culture for the Town of Ladysmith immediately;

b) enter into a contract with a suitable Parks, Recreation and Culture professional to provide leadership in the Parks, Recreation and Culture Department on a full or part-time basis, (to be determined by the City Manager), until a successful candidate for the Director's position is appointed; and,

c) amend the requirement for a Master's degree in the Director's position description to note that a Master's degree is preferred but not required.

CE 2013-029 That Shared Services B.C. be requested to manage the preparation and submission of an application by a rostered Contaminated Sites Approved Professional together with review of the application and issuance of a Determination by the Ministry of Environment, with the Town's share of the costs not to exceed \$17,000.

CE 2013-038 That the City Manager be authorized to present employment offers, within the existing salary grid, as follows:

- Clayton Postings – Director of Parks, Recreation and Culture
- Kurt Koester, Manager of Operations

CE 2013-039 That the position of Corporate Services Coordinator not be filled at this time.

CE 2013-050 That Councillors Horth and G. Patterson be requested to negotiate the acquisition of the Dominion Cup trophy from the current owner and to bring a recommendation back to Council as soon as possible.

CE 2013-058 That discussion of a possible reduction in the Ladysmith Trolley Service be referred to the Monday, May 13 Special Meeting of Council.

CE 2013-063 That the City Manager be directed to amend the practice on exempt staff contracts in order to enter into open, rather than fixed term contracts.

CE 2013-070 That Gerald Fukakusa be appointed Manager of Accounting Services, effective June 10, 2013.

CE 2013-074 That trustees and senior staff of School District 68 be invited to meet with Council on Monday, June 10 to discuss the proposed Facilities Plan for Ladysmith.

CE 2013-075 That a Waterline Testing and Flushing Agreement between the Town and the Stz'uminus First Nation be approved effective June 3, 2013, and that the Mayor and Corporate Officer be authorized to sign the agreement.

CE 2013-083 That staff be directed to explore options and costs for the development of a strategy for cost recovery for services to neighbouring local government areas.

CE 2013-084 That staff be directed to proceed with the disposition of the alleyway behind the Ladysmith and District Credit Union building located at 330 First Avenue.

CE 2013-094 That the Human Resources Department Report for the month of June 2013 be received.

CE 2013-102 That Council direct staff to:

a) obtain updated appraisals on 1201 and 1250 Christie Road and 900 Russell Road prior to marketing the properties through local real estate firms;

b) not proceed with marketing the two lots at 370 South Davis Road at this time and include \$100,000 to be prioritized in the 2014 budget against other projects in the process for the development of road access to this property.

CE 2013-117 That the City Manager be authorized to offer the position of Manager of Operations to Eric McMillan.

CE 2013-134 That the proponents wishing to lease Unit B of the Machine Shop on Oyster Bay Drive for the restoration of industrial artifacts be advised that they are required to identify a business, society or individual who will enter into the lease with the Town and meet all other legal and liability requirements associated with the tenancy.

CE 2013-135 That staff be directed to confirm the financial implications of engaging an engineer to assess the Machine Shop facility in order to determine the work required to ensure the structure is safe for all tenants.

CE 2013-137 That the Town-owned property at 1201/1251 Christie Road be listed at the appraised price of \$670,000.

CE 2013-140 That the Human Resources Report for September 2013 be received.

CE 2013-152 That the confirmation of appointments to Town advisory commissions and committees be referred to the next closed meeting of Council.

Agenda Item 5.1 - Resolution CE-2014-014

That Council authorize the listing agent to reduce the price of the Town-owned property at 1201/1250 Christie Road to \$599,000.

ADJOURNMENT

CS 2014-031

It was moved, seconded and carried that this meeting of Council be adjourned at 9:05 p.m.

CERTIFIED CORRECT:

Mayor (R. Hutchins)

Corporate Officer (S. Bowden)

Subject to Adoption