

**A REGULAR MEETING
OF THE TOWN OF LADYSMITH COUNCIL
AGENDA
5:00 P.M.**

Tuesday, August 18, 2020

This meeting will be held electronically as per Ministerial Order No. M192

1. CALL TO ORDER

Call to Order 5:00 p.m. in Open Session, in order to retire immediately into Closed Session.

Members of the public are welcome to attend all Open Meetings of Council, but may not attend Closed Meetings.

2. CLOSED SESSION

Recommendation

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:

- personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the municipality - section 90(1)(a)

3. OPEN MEETING (7:00 p.m.)

Please follow this link to view the meeting:

<https://www.youtube.com/channel/UCH3qHAExLiW8YrSuJk5R3uA/featured>

4. AGENDA APPROVAL

Recommendation

That Council approve the agenda for this Regular Meeting of Council for August 18, 2020.

5. RISE AND REPORT- Items from Closed Session

6. MINUTES

6.1 Minutes of the Special Meeting of Council held July 27, 2020

Recommendation

That Council approve the minutes of the Special Meeting of Council held July 27, 2020.

6.2 Minutes of the Regular Meeting of Council held August 4, 2020

Recommendation

That Council approve the minutes of the Special Meeting of Council held August 4, 2020.

6.3 Minutes of the Special Meeting of Council held August 7, 2020

Recommendation

That Council approve the minutes of the Special Meeting of Council held August 7, 2020.

7. DEVELOPMENT APPLICATIONS

7.1 Zoning Bylaw and OCP Amendment - Lot A Malone Road

Recommendation

That Council:

1. Direct that application 3360-20-03 (Lot A District Lot 126 Oyster District Plan VIP73132 Except Part in Plan EPP23747) proceed for further consideration and;
 - a. Having considered section 475 (consultation during development of an OCP) and section 476 (consultation on planning for school facilities) of the *Local Government Act* direct staff to refer the application to:
 - i. Stz'uminus First Nation pursuant to the Memorandum of Understanding;
 - ii. School District 68 (Nanaimo Ladysmith);
 - iii. The Community Planning Advisory Committee;
 - iv. The BC Ministry of Transportation and Infrastructure, BC Transit and BC Hydro;
 - v. The Cowichan Valley Regional District; and
2. Direct that staff:
 - a. Work with the applicant regarding a community amenity contribution and/or land use matters and report back to Council, specifically with regard to the following items:

- i. The existing covenants on the property title for stormwater management, road dedication, and community amenities;
 - ii. Dedication of public parkland;
 - iii. A pedestrian trail network through the site;
 - iv. Integration of local commercial and duplex zoning into the proposal;
 - v. Any other matters as specified by Council; and
- b. Commence the preparation of an Official Community Plan amendment bylaw and a Zoning amendment bylaw for the proposed development on the subject property.

8. BYLAWS - OFFICIAL COMMUNITY PLANNING AND ZONING

8.1 Zoning Bylaw Amendment – 1148 Rocky Creek Road

Recommendation

That Council adopt “Town of Ladysmith Zoning Bylaw 2014, No. 1860, Amendment Bylaw (No. 31) 2020, No. 2040”.

9. REPORTS

9.1 Gill Road Lift Station Generator Construction Award

Recommendation

That Council award the contract for the Gill Road Lift Station generator to David Stalker Excavating Ltd. for \$340,861.50 including GST.

9.2 Waterfront Area Watermain Installation

Recommendation

That Council:

1. Direct staff to construct a new watermain from the French Street watermain terminus adjacent to Oyster Bay Drive to the northeast end of the Machine Shop building for an estimated cost of \$371,000; and
2. Obtain funding for this project from the Water Reserve and that the 2020-2024 Financial Plan be amended to reflect this change.

9.3 Swim Club Rental Rates – Proposed Amendments to Parks, Recreation & Culture Fees and Charges Policy NO. 05-1810-E

Recommendation

That Council direct staff to amend the “Parks, Recreation & Culture Fees and Charges Policy No. 05-1810-E” as follows:

1. Remove existing language stating that the subsidy does not apply to specialized facilities such as swimming pools; and
2. Add a Registered non-profit youth swim club 15% subsidy for the FJCC swimming pool.

9.4 Town of Ladysmith 2019 Statement of Financial Information

Recommendation

That Council approve the Town of Ladysmith Statement of Financial Information for the fiscal year ended December 31, 2019.

9.5 Town of Ladysmith 2019 Annual Report

To view the 2019 Annual Report please follow this link: <https://www.ladysmith.ca/city-hall/reports-publications>

Recommendation

That Council adopt the Town of Ladysmith 2019 Annual Report.

10. BYLAWS

10.1 Town of Ladysmith Tax Sale Deferment Bylaw, 2020, No. 2043

The purpose of Bylaw No. 2043 is to defer the annual tax sale for 2020 until September 27, 2021.

Recommendation

That Council adopt "Town of Ladysmith Tax Sale Deferment Bylaw, 2020, No. 2043".

11. CORRESPONDENCE

11.1 Ladysmith Health Food Store

Petition regarding the placement of the public toilet (please note two comments were redacted due to inappropriate language).

Recommendation

That Council receive for consideration the correspondence and petition from the Ladysmith Health Food Store regarding the location of the public toilet on 1st

Avenue.

12. NEW BUSINESS

13. QUESTION PERIOD

Residents can submit questions to Council via email at info@ladysmith.ca during the meeting.

- Persons wishing to address Council must be Town of Ladysmith residents, non-resident property owners, or operators of a business.
- Individuals must include their name and address for identification purposes.
- Questions put forth must be on topics which are not normally dealt with by Town staff as a matter of routine.
- Questions must be brief and to the point.
- No commitments shall be made by the Chair in replying to a question. Matters which may require action of the Council shall be referred to a future meeting of the Council

14. ADJOURNMENT