

MINUTES OF COUNCIL MEETING #C08-18 of the Council of the City of Dawson called for 7:00 p.m. on Tuesday, August 19, 2008 in the Town of the City of Dawson Council Chambers.

PRESENT:

Mayor	John Steins
Councillor	Diana Andrew
Councillor	Ashley Doiron
Councillor	Ed Kormendy
Councillor	Rick Riemer

ALSO PRESENT

CAO	Paul Moore
Secretary	Karen Fischer

ABSENT

CALL TO ORDER: Mayor Steins called the meeting to order at 7:00p.m.

AGENDA

C08-18-01 Moved by Councillor Andrew, Seconded by Councillor Riemer that the Agenda for Council Meeting #C08-18 be adopted as amended to add under New Business item d) AYC Representative & item e) Fire Department Compressor purchase.

CARRIED 5-0

C08-18-02 Moved by Councillor Riemer, Seconded by Councillor Doiron that Council move to Committee of the Whole for the purpose of hearing delegations

CARRIED 5-0

DELEGATIONS

- a) Stuart Schmidt was in attendance to present his proposal for moving the Dome Rd in order to mine the ground under the current Dome Road. He provided a brief review of past mining on the property and further noted the current claim holder has contacted him on a couple of occasions regarding the mining of this ground. Mr. Schmidt feels this and next season are optimal times as he will be moving his equipment through town to relocate his operations. He further noted that it would be beneficial to finish mining on this ground so further and future development can take place; residential, park, SSTP? Mr. Schmidt also noted some of the benefits of his proposal, in particular the moving of the road will create a safer intersection at Dome and Mary McLeod Roads and the 180° turn near the top of the hill would be made to a more gentle turn. Mr. Schmidt noted that if the temporary (+/- 2 weeks) closure re- routing of traffic to Mary McLeod Rd. is not acceptable than he can work around it. Councillor Andrew requested confirmation of the area to be mined. She was advised 200 ' wide by 1100' long directly under and around the road. Stuart continued that he would do the reclamation work on any ground he touched and could do reclamation on surrounding property if future plans for the area would require it. Stuart continued, noting that if the road were to be closed and traffic re-routed that it also might be an opportune time to repair the sloughing area lower down on the road. He further noted that the claim holder is agreeable to this work being completed in the sloughing area. Councillor Doiron inquired about the ownership. It was confirmed that while the City has jurisdiction of the roadway the claim holder has subsurface rights. When questioned about the time frame for the project Mr. Schmidt advised that if he is allowed to start this fall the whole project should be complete by the end of the 2009 season. He further noted that they would not operate their standard 24 hr operation, that they would be respectful of the neighbours and that processing would be completed on site via water pumped up from lower dredge ponds.

- b) Rob Watt, Superintendent of Parks Canada, Klondike Historic Complex was present to update Council on Dawson City's application for World Heritage Status. Mr. Watt advised that he had attended UNESCO meetings in Quebec as an observer. Mr. Watt provided a review of the nomination process and further advised that our nomination, which was originally in conjunction with USA's nomination including the Chilkoot Trail and Skagway AK. is currently stalled, as the USA did not go ahead with their nomination. Mr. Watt continued that the original application was submitted by Parks Canada. Parks in conjunction with the provinces/territories had put forward 10 sites, of which Dawson City was one.

C08-18-03 Moved by Councillor Kormendy, Seconded by Councillor Riemer, that Committee of the Whole reverts to Council and proceed with the agenda.

CARRIED 5-0

BUSINESS ARISING FROM DELEGATIONS

Items discussed in Delegations are included in the agenda and will be discussed as they appear on the agenda.

ADOPTION OF MINUTES

- a) Council Meeting C08-17

C08-18-04 Moved by Councillor Andrew, Seconded by Councillor Doiron that the minutes of Council Meeting C08-17 of August 5, 2008 are approved as presented.

CARRIED 5-0

- b) Recreation Board Meeting P08-07

C08-18-05 Moved by Councillor Kormendy, Seconded by Councillor Andrew that the minutes of Recreation Board Meeting R08-07 of July 7, 2008 be accepted as presented.

CARRIED 5-0

BUSINESS ARISING FROM MINUTES

CAO provided clarification on development permits and what needs or does not need Planning Board approval.

ACCOUNTS PAYABLE

Final Cheque Registers for AP batch 449

The following items were questioned:

North 60 Petro

current contractor for vehicle fuel

Marta Selassie

providing cash prizes for Discovery Day Parade Floats

C08-18-06 Moved by Councillor Riemer, Seconded by Councillor Doiron that Accounts Payable Final Cheque Register dated August 14, 2008 covering AP Batch #449 is approved for payment excluding M2589 MJ Ross Fire Equip totalling \$28,759.50. Total amount approved for payment is **\$88,657.11.**

CARRIED 5-0

FINANCIAL

- a) Revenue Expense Report for July 2008

b) Cash Flow Worksheet

- C08-18-07** Moved by Councillor Kormendy, Seconded by Councillor Doiron that Council acknowledge as received memo dated August 13, 2008, Revenue/Expense Report for July 2008 and Cash Flow Worksheet provided by SFO for informational purposes.
CARRIED 5-0

REPORTS

a) Fire Chief's Report

- C08-18-08** Moved by Councillor Doiron, Seconded by Councillor Kormendy that Council acknowledge as received Fire Chief's report dated August 18, 2008 for informational purposes.
CARRIED 5-0

b) Recreation Dept. Report

Upon request CAO noted that program evaluation would involve the Rec Board. With regard to the air handling unit at the rec. centre CAO advised that it has been off line for some time and they are working to get it running again, but are experiencing difficulties as it is a very involved system. Councillor Kormendy noted the success of the swim club and suggested a letter be sent acknowledging their success.

- C08-18-09** Moved by Councillor Riemer, Seconded by Councillor Doiron that Council acknowledge as received Recreation Department Report dated August 14, 2008 for informational purposes and send a letter of congratulations to swim club.
CARRIED 5-0

BYLAWS

a) Bylaw 08-13 being the Fee Schedule Bylaw Amendment No.6 –**Third and Final Reading**

- C08-18-10** Moved by Councillor Kormendy, Seconded by Councillor Riemer that Bylaw 08-13 being the Fee Schedule Amendment No. 6 Bylaw be given **Third and Final Reading**.
CARRIED 5-0

b) Bylaw 08-14 being the Indemnity Bylaw Amendment No. 2 Bylaw – **First Reading**
CAO reviewed the changes and Councillor Andrew voiced concerns on approval after the fact.

Mayor Steins turned the chair to Deputy Mayor Doiron

Mayor Steins noted that Council still would have the authority to approve or deny any application and further noted it would be awkward to deny an application for a justified meeting/event.

Councillor Riemer noted that if approval for attendance is given after the event then Council is missing the opportunity to share views and provide their input on the subject of the meeting/event. Mayor Steins made a final comment that it is up to each Councillor's conscience what they apply for or approve/deny.

Deputy Mayor Doiron returned the chair to Mayor Steins

- C08-18-11** Moved by Councillor Doiron, Seconded by Councillor Riemer that Bylaw 08-14 being the Indemnity Bylaw Amendment No. 2 Bylaw be given **First Reading**
CARRIED 4-1

UNFINISHED BUSINESS

a) World Heritage Status

Mayor Steins reminded Council of Mayor Mahwinney's orientation at the beginning of their term and noted that Lunenburg is a World Heritage Site. Perhaps Mayor Mahwinney could be contacted to further discuss implications, both good and bad of being a World Heritage Site. Councillor Andrew noted it would be more worth while to review with Mayor Mahwinney how Council is functioning and further focus on the whole of heritage management, not just World Heritage Status.

NEW BUSINESS

a) Schmidt Mining

C08-18-12 Moved by Councillor Doiron, Seconded by Councillor Andrew that Council move to Committee of the Whole for the purpose of discussion with PWS Norm.

CARRIED 5-0

Mayor Steins passed the chair to Deputy Mayor Doiron and exited chambers.

Discussion revolved on how the road and mining can co-exist on the same land. Further clarification was made regarding surface and subsurface rights. The current proposal indicates the Dome Rd would be improved at no cost to the City. Councillor Riemer asked if it would be in the best interest of the City to move the lower area of the Dome Rd that is sloughing at the same time. PWS noted that quotes from 6 years ago have the cost of moving the road 10 meters is 175k. Money has not been budgeted this year to repair this area of the road.

Mayor Steins returned during the discussion and resumed the chair

Councillor Andrew inquired if neighbours have been consulted. Glenda Bolt (gallery) advised she had been and had also left the letter for Sandy Silver. It is unclear the level of consultation with neighbouring properties. Councillor Kormendy expressed concern with the condition of Mary McLeod Rd at the suggested time of year. The road is "greasy" and further inquired about school busses on Mary McLeod Rd. Further discussion ensued relating to mining on the Dome. Mayor Steins noted that there are still hard rock claims in the area; this would just finish up the placer mining. Councillor Doiron inquired about earlier comments of SSTP on the site? Mayor Steins reviewed the 3 sites still considered a possibility for SSTP lagoon system.

C08-18-13 Moved by Councillor Kormendy, Seconded by Councillor Riemer that Committee of the Whole revert to Council and proceed with the agenda

CARRIED 5-0

Councillor Andrew noted the need for a formal agreement with the Schmidt Mining. CAO noted that a formal document would be vetted through legal counsel. There was further discussion on consultation of residents. Councillor Kormendy noted that the Council is elected by the community to make decisions on their behalf and that Council should not need to consult the community on every decision.

C08-18-14 Moved by Councillor Kormendy, Seconded by Councillor Doiron that Council acknowledge receipt of letter from Schmidt Mining, Memo from Exec. Assistant re: Schmidt Mining-Dome Rd and memo from PWS.

CARRIED 5-0

b) Fire Hall Bay Doors

Councillor Andrew noted that since we will be conducting an energy audit, this action might be putting the cart before the horse. Councillor Riemer noted that based on experience, these are very efficient doors. CAO clarified upon request that these are the back doors and are not the ones used during emergencies and further noted that they would be mounted inside of the current doors, which will remain in place.

- C08-18-15** Moved by Councillor Doiron, Seconded by Councillor Riemer that Council acknowledge receipt of memo and quote re: fire hall door replacement. Council hereby directs the current firewall doors be replaced with overhead, chain operated doors as per quote submitted by Bud's Industrial Installation (Yukon) Ltd. for a cost of \$17,649.00 plus GST.

CARRIED 5-0

c) Learn @ Work Week

- C08-18-16** Moved by Councillor Doiron, Seconded by Councillor Kormendy that Council directs Mayor Steins to proclaim the week of September 22-26, 2008 as *Learn at Work Week* in the Town of The City of Dawson.

CARRIED 5-0

d) AYC Representative

Mayor Steins advised that the current representative is stepping down from the position leaving the position open for another Council Member to represent City of Dawson at AYC. Mayor Steins provided a brief review of the meeting schedule and what is the position of AYC Representative involves.

- C08-18-17** Moved by Councillor Doiron, Seconded by Councillor Riemer that Council hereby appoints Councillor Ed Kormendy to be the City of Dawson AYC Representative for a term to expire concurrent with the next municipal election in October 2009.

CARRIED 5-0

e) Fire Department Compressor

CAO advised that the expenditure is in the Council approved 2008 Capital Budget, but must be approved by Council because it exceeds the CAO approval limit.

- C08-18-18** Moved by Councillor Doiron, Seconded by Councillor Kormendy that Council approves the purchase of the breathing air compressor for the Fire Hall as budgeted. The total is \$27,500.00 for purchase and installation.

CARRIED 5-0

CORRESPONDENCE

NONE

INFORMATION

NONE

QUESTION PERIOD

- C08-18-19** Moved by Councillor Kormendy, Seconded by Councillor Riemer that Council move to Committee of the Whole for the purpose of Question Period.

CARRIED 5-0

Sharron Edmunds inquired about next court update and what is going on. Mayor Steins reviewed recent events including the file moving within YG from Community Service to Dept of Highways and commenting that this gives fresh eyes looking at the situation. Mayor Steins further noted that an RFP (CoD has requested to review) will go out by the end of August with proposals required by the end of September, YG will have a 60 day review period and we, the City of Dawson should know what method and what location by the end of the year. Ms. Edmunds inquired if there is any benefit for community members to attend the court update (Sept 22)? Mayor Steins noted it would be very beneficial for Judge Lilles to see the community in the courtroom.

Stuart Schmidt inquired on how long it would take to draw up a legal document to proceed with his project, noting that in past experiences (not with CoD) he has completed the project before the legal document is completed. He further noted that he is comfortable proceeding on good faith. Council noted that they represent the community and in that respect they will require a legal agreements prior to work comencing. CAO noted it should not take a lot of time to draft such a document and have it reviewed by legal counsel.

C08-18-20 Moved by Councillor Doiron Seconded by Councillor Kormendy that Committee of the Whole revert to Council and proceed with the agenda.

CARRIED 5-0

ADJOURNMENT

C08-18-21 Moved by Councillor Riemer, Seconded by Councillor Kormendy that Council Meeting C08-18 be adjourned at 9:02 PM with the next scheduled meeting Tuesday September 2, 2008 at 7PM in Council Chambers.

CARRIED 5-0

THE MINUTES OF COUNCIL MEETING #C08-18 WERE APPROVED BY COUNCIL RESOLUTION #C08-20-05 AT COUNCIL MEETING #C08-20 ON SEPTEMBER 2, 2008

Originals Signed by

JOHN STEINS
MAYOR

PAUL MOORE
CAO