

MINUTES OF COUNCIL MEETING #C08-23 of the Council of the City of Dawson called for 7:00 p.m. on Tuesday, October 7, 2008 in the Town of the City of Dawson Council Chambers.

PRESENT: Mayor John Steins
Councillor Diana Andrew
Councillor Ashley Doiron
Councillor Ed Kormendy

ALSO PRESENT CAO Paul Moore
Secretary Karen Fischer

ABSENT Councillor Rick Riemer

CALL TO ORDER: Mayor Steins called the meeting to order at 7:02PM.

AGENDA

C08-23-01 Moved by Councillor Doiron, Seconded by Councillor Kormendy that agenda for Council Meeting # C08-23 is adopted as amended to **add** under Delegations b) Mark Wickham –Waterfront Development, **add** Adoption of Minutes Recreation Board Minutes R08-08 to **add** under New Business item e) Award Arena Concession Tender.

CARRIED 4-0

C08-23-02 Moved by Councillor Kormendy, Seconded by Councillor Doiron that Council move to Committee of the Whole for the purpose of hearing delegations

CARRIED 4-0

DELEGATIONS

- a) DM Mike Johnson was present and introduced ADM Leslie Anderson and Katherine Harwood, P.Eng recently appointed to Senior Special Projects Advisor and responsible for Dawson's SSTP. Mr. Johnson reviewed the RFQ/RFP process and continued noting the communication concerns. Mr. Johnson touched on the communication strategy and noted that Outcrop has been contacted as a consultant for this issue. Mr. Johnson informed all present that Dan Lindsey (Env. Can.) has passed the Dawson file over to Vic Enns in Vancouver. Mr. Johnson continued stating the RFQ closes on Nov. 6 and the timeline has been set for 2 weeks to review and issue RFP's to qualifying proponents within 2 weeks. Leslie Anderson presented Council with an information sheet laying out the reasoning for this 2 -step process. She further reviewed some of the requirements of the RFQ and noted that this process will bring forward people who have proof that they can successfully solve problems. Upon request Mr. Johnson advised that the whole process will be shorter, no need for "conceptual design & detailed design" stages, the proponents will have technology "on their shelf", already proven, that will meet Dawson's requirements and there will be a price-tag attached to that technology. There was discussion on amount of interest in this project. Comments provided that it is widely advertized, packages are available on line through BC Bid, approx 15 packages have been picked up out of Whitehorse and technical questions have been posed from parties in Ontario and Quebec. It was noted that the selection committee would be comprised of PWS, Mr. Moore (in his new capacity at YG) YG Hwy & PW personnel and YG

Community Services personnel. There will be no "tech guy" at this stage. A final note was made that good communication is critical. Mayor and Council thanked the YG reps for their attendance and information and Councillor Andrew welcomed Katherine Harwood.

- b) Mark Wickham noted he is attending and addressing Council in a personal capacity not representing any organization and that he is in support of waterfront planning and development and further advised of his desire to work on this project. He noted that there are funds available for this type of development. He continued noting his review of many past plans for development of this area and that almost none have moved forward. There is huge potential for this area and it should be the core of town. A project like this would go hand in hand with economic development, something that he noted is lacking in Dawson. Mr. Wickham encourages the work on this project to proceed and reiterated his interest in being involved.

C08-23-03 Moved by Councillor Kormendy, Seconded by Councillor Doiron that Committee of the Whole reverts to Council and proceed with the agenda.

CARRIED 4-0

BUSINESS ARISING FROM DELEGATIONS

NONE

ADDOPTION OF MINUTES

- a) Council Meeting C08-21

C08-23-04 Moved by Councillor Doiron, Seconded by Councillor Kormendy that the minutes of Council Meeting C08-21 of September 16, 2008 are approved as presented.

CARRIED 4-0

- b) Special Council Meeting C08-22

C08-23-05 Moved by Councillor Andrew, Seconded by Councillor Doiron that the minutes of Special Council Meeting C08-22 of September 26, 2008 are approved as presented.

CARRIED 4-0

- c) Planning Board Meeting P08-13

C08-23-06 Moved by Councillor Kormendy, Seconded by Councillor Andrew that the minutes of Planning Board Meeting P08-13 of August 25, 2008 are accepted as presented.

CARRIED 4-0

- d) Recreation Board Meeting R08-108

C08-23-07 Moved by Councillor Andrew, Seconded by Councillor Kormendy that the Minutes of Recreation Board Meeting R08-08 of August 4, 2008 are accepted as presented.

CARRIED 4-0

BUSINESS ARISING FROM MINUTES

C08-21 of September 26:

- C08-23-08** Moved by Councillor Kormendy, Seconded by Councillor Andrew THAT Council directs Council Resolution C08-21-22 of Council Meeting C08-21 of September 16, 2008 be amended to show "Votes For –4, Votes Against – 0, Abstained – 1".

CARRIED 4-0

ACCOUNTS PAYABLE

Final Cheque register for AP Batch #452

The following items were questioned:

Chilkoot Geological

Latitude Wireless

Profire Emergency

Quarterly exam of AMF Rec. Centre
6 cell phones.

Certification of Fire Trucks. This has not been done for a number of years and should be done bi-annually.

- C08-23-09** Moved by Councillor Kormendy, Seconded by Councillor Doiron THAT the Accounts Payable Final Cheque Register dated October 10, 2008 covering AP Batch #452 is approved for payment excluding two items for S3726 totalling \$1655.48. Total amount approved for payment for Final Cheque Register Batch #452 is **\$152,225.23**.

CARRIED 4-0

FINANCIAL

NONE

REPORTS

a) CAO Report

- Takhini -Councillor Kormendy noted that the bus driver is parking the bus between two houses.
- Fire hall doors- CAO clarified that the new doors will be mounted inside the swinging doors. The swinging doors will remain.
- Ball Park advertizing-Council inquired if the one company with back up to payment is still interested in the program? Yes
- Eldorado Hotel water- CAO noted that a proposal has been received for the study. This will be a longer and more in-depth than the previous study.

Councillor Andrew suggested that this lengthy report be prioritized to assist the new CAO.

- C08-23-10** Moved by Councillor Andrew, Seconded by Councillor Doiron that Council acknowledge as received Resolution/Action Status Report dated October 2, 2008 provided by CAO for informational purposes.

CARRIED 4-0

b) Bylaw Officer Report

Upon request CAO informed Council that the bylaw officer is able to be contacted during business hours only, although there are some evening or weekend patrols. Discussion ensued regarding after hours bylaw officer and cost implications. CAO further advised

that bylaw officer is very proactive and regularly reminds community of various bylaw requirements.

- C08-23-11** Moved by Councillor Kormendy, Seconded by Councillor Doiron that Council acknowledge as received Bylaw Services Activity Report for August 27 to October 1, 2008 for informational purposes.

CARRIED 4-0

c) Superintendent of Public Works Report
CAO noted that Mr. Whitelaw would likely not be leaving the Klondike Spirit at its current location, as YG is not supportive of it. Council request that the relevant staff be provided the letter from Master Pools, it is good to receive positive feedback on your efforts.

- C08-23-12** Moved by Councillor Andrew, Seconded by Councillor Kormendy that Council acknowledge as received Superintendent of Public Works Report dated October 3, 2008 for informational purposes.

CARRIED 4-0

BYLAWS

- a) Bylaw 08-16 being the Animal Control Bylaw Amendment No. 1 Bylaw –**Second Reading**

- C08-23-13** Moved by Councillor Kormendy, Seconded by Councillor Andrew that Bylaw 08-16 being the Animal Control Bylaw Amendment No.1 Bylaw be given **Second Reading**.

CARRIED 4-0

- b) Bylaw 08-18 being the Management Bylaw Amendment No. 3 Bylaw – **First Reading**

Upon request of Council CAO reviewed the defining factors of a “manager” position.

- C08-23-14** Moved by Councillor Doiron, Seconded by Councillor Andrew that that Bylaw 08-18, being the Management Bylaw Amendment No. 1 Bylaw be given **First Reading**

CARRIED 4-0

UNFINISHED BUSINESS

- a) Youth Curfew

Council inquired if we know there is a problem, and a curfew is not recommended how do we rectify the problem, particularly the late night (after bar hours) kids hanging about. Discussion involved on the apparent lack of police presence at this time of day/night. Inter-Agency meeting was suggested with the City providing a leadership role but working together with several organizations.

- C08-23-15** Moved by Councillor Andrew, Seconded by Councillor Doiron THAT Council acknowledges receipt of memo dated September 29, 2008 from Executive Assistant re: Youth Curfew and directs that no bylaw be proceeded with that will restrict the movement and actions of on portion of the population of this community and instead request that Admin bring this concern to the attention of Inter-Agency Committee Reps as a starting point to address it.

CARRIED 4-0

b) YEC Invoices

Councillor Andrew requested confirmation that Councillor Riemer is OK to move forward with this? Yes.

C08-23-16 Moved by Councillor Kormendy, Seconded by Councillor Andrew THAT Council has reviewed YEC invoices for Pole Charges and hereby directs the outstanding Pole Use fees of \$50, 227.50 be remitted to YEC per invoices 2004-2005, 2005-2006, 2006-2007 for a total of \$50,227.50. Council furthermore directs that CAO send an accompanying letter indicating that this payment does not indicate the City's full agreement with the Joint Pole Use still under discussion.

4-0 CARRIED

c) Cable Contract

Councillor Doiron excused herself from the discussion and ensuing vote.

Council noted a correction to be made in the contract (admin mgr) and inquired if YEC has voiced any concerns. CAO noted that cable contractor does not physically climb poles, he uses a bucket truck and is working on City owned property, cable boxes mounted on the poles. YEC has not come forth with and comments. Councillor Kormendy noted the excellent service we are receiving from the contractor. Perhaps the contractor could provide Council with information re: what the future cable system requirements will be and suggestions on the possible use of City owned fibre optic.

C08-23-17 Moved by Mayor Steins, Seconded by Councillor Kormendy THAT Council acknowledges receipt of memo dated October 2, 2008 from CAO re: Cable Contract. Council hereby approves the attached Cable Technician Contract with Doug Cotter expiring May 31, 2011.

CARRIED 3-0

1 Abstained

Councillor Doiron returned to the meeting

d) EarthTech Billing

Council is conflicted noting the level of service received from this contractor and is disturbed that it has taken a considerable amount of time for this overage to be brought forward. There is no issue with the rationale of the additional billing; the only issue is the time it took to be brought to the attention of City of Dawson. All of Council noted the fact that there was concern with the estimated cost at the beginning of the project and were very clear that they wanted to be apprised of all funds required and variances throughout the project when they occurred. Council discussed the suggestion of splitting the overage and offering to pay 50%. Upon request CAO noted that this was always a fee for service contract, not a firm price and further that the company in question has provided excellent service and is a good resource for CoD. Finally, CAO noted that the additional funds would come from the \$1m YG Infrastructure Capital funding.

C08-23-18 Moved by Councillor Doiron, Seconded by Councillor Andrew THAT Council acknowledges receipt of memo dated October 2, 2008 from PWS re: York Street Lift Station and Screening Plant Pipe Replacement Project. Council hereby authorizes the additional expenditure of **\$11, 926.48** for the above-mentioned project and permits EarthTech to submit an invoice for their services and admin will send a terse letter of rebuke to contractor.

CARRIED 3-1

NEW BUSINESS

- a) Waterfront Planning Committee ToR
Immediate comment was made by Council to include F.N. in committee and ToR.

C08-23-19 Moved by Councillor Doiron, Seconded by Councillor Kormendy THAT Council acknowledges and approves the *Draft* Terms of Reference and hereby establishes the Waterfront Development Committee (WDC) to provide Council with recommendations regarding the development of the waterfront area by April 30, 2009. The following Councillors are appointed to the WDC: Rick Riemer, Ashley Doiron, John Steins, and Ed Kormendy. Council will ensure representation from First Nation and this will be reflected in the ToR. Council will/may at a later date appoint up to four (4) community members to this committee.

4-0 CARRIED

- b) KVA Lease
Councillor Andrew inquired if the recent improvements have been accounted for in the insurance renewal? CAO replied that they have not yet, but will be. Further questions were raised regarding who pays the insurance for the property. There was discussion on a purchase clause, and comparison to DCMF lease. There was further discussion on the length (ten years) of the lease. Council was advised of the substantial investment KVA has in the property making the 10-year lease reasonable. CAO further clarified that; if KVA expressed a firm interest in purchasing the property the lease could be terminated to facilitate the purchase.

C08-23-20 Moved by Councillor Andrew Seconded by Councillor Doiron that Council acknowledge receipt of memo dated September 30, 2008 from Exec. Assistant re: KVA Gertie's Lease and hereby directs administration to proceed with renewing the KVA Lease for the Diamond Tooth Gertie's Property. Council furthermore directs administration to develop the necessary bylaw to facilitate the lease.

CARRIED 4-0

- c) Group Health Insurance Renewal

C08-23-21 Moved by Councillor Kormendy, Seconded by Councillor Doiron that Council acknowledge receipt of information package re: AYC Group Insurance Renewal. Council directs administration to advise AYC that City of Dawson agrees with the recommendation provided by Hewitt and supported by AYC Exec. Director.

CARRIED 4-0

- d) Biomass Study
It was noted that it is very unclear what the City would actually get out of this study and no confirmation where the study would take place. Perhaps the technology could be investigated in partnership with T.H.

C08-23-22 Moved by Councillor Kormendy, Seconded by Councillor Andrew THAT Council acknowledge receipt of memo dated October 1, 2008 from PWS re: Proposal from Energy Solutions Centre for a “Small Scale Biomass District Energy System” study and directs City of Dawson not participate in Energy Solution Centre Biomass study. Admin to inform proponent that although Council likes the idea, but feels that this project doesn't suit our community's needs.

4-0 CARRIED

- e) Arena Concession
Clarification was provided that this is a two-year contract

C08-23-23 Moved by Councillor Kormendy, Seconded by Councillor Andrew that Council acknowledge receipt of memo dated October 6, 2008 from Recreation Manager re: AMF Concession Tender. Council hereby directs the contract be awarded to Nora's Kitchen for a 2-year term. Council further approves the contract commencing on October 20th.with reduced rent for October.

CARRIED 4-0

CORRESPONDENCE

- a) Letter dated September 29, 2008 from Tony Crossman, Legal Counsel.

C08-23-24 Moved by Councillor Kormendy Seconded by Councillor Doiron that Council acknowledge receipt of email correspondence dated September 29, 2008 from Tony Crossman, Legal Counsel, re: Court Update Report Hearing on September 22, 2008

CARRIED 4-0

INFORMATION

- a) *AYC Draft* Action Plan

C08-23-25 Moved by Councillor Kormendy, Seconded by Councillor Andrew that Council acknowledge receipt of *Draft* Action Plan (*draft 25 September 2008*), for informational purposes.

CARRIED 4-0

QUESTION PERIOD

C08-23-26 Moved by Councillor Kormendy, Seconded by Councillor Doiron that Council move to Committee of the Whole for the purpose of Question Period.

CARRIED 4-0

Mark Wickham provided comment noting that, with respect to economic development it appears that large projects are getting the attention and funding. YG needs to be approached with a united voice from the community. He further questioned if there is interest on the part of CoD to participate in Ec. Dev? Council responded that there is definite interest on the part of Council to promote and assist in Ec. Dev. Dawson needs YG in the community to assist with ec. dev. within the region.

C08-23-27 Moved by Councillor Kormendy, Seconded by Councillor Doiron that Committee of the Whole revert to Council and proceed with the agenda.

CARRIED 4-0

C08-23-28 Moved by Councillor Andrew, Seconded by Councillor Kormendy that Council write to YTG Dep. Of E. Dev. requesting a staff reside in Dawson to better address the needs of Dawson Ec. Dev. and cc to MLA Nordick

CARRIED 4-0

ADJOURNMENT

C08-23-29 Moved by Councillor Kormendy, Seconded by Councillor Andrew that Council Meeting C08-23 be adjourned at 9:15 PM with the next scheduled meeting Tuesday October 21, 2008 at 7PM in Council Chambers.

CARRIED 4-0

THE MINUTES OF COUNCIL MEETING #C08-23 WERE APPROVED BY COUNCIL RESOLUTION #C08-24-04 AT COUNCIL MEETING #C08-24 ON OCTOBER 21, 2008

Originals signed by

JOHN STEINS
MAYOR

PAUL MOORE
CAO