

MINUTES OF COUNCIL MEETING #C09-20 of the Council of the City of Dawson called for 7:00 p.m. on Tuesday, September 1, 2009 in the Town of the City of Dawson Council Chambers.

PRESENT: Mayor John Steins
Councillor Diana Andrew
Councillor Rick Riemer
Councillor Ashley Doiron

ALSO PRESENT: CAO Eldo Enns
Secretary Karen Fischer

ABSENT

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

AGENDA

C09-20-01 Moved by Councillor Doiron, Seconded by Councillor Andrew that the agenda for Council Meeting #C09-20 be adopted as amended adding under Delegations Cpl. Karina Watson-RCMP Update, Sylvia Burkhard - Hospital Location, Mark Wickham – Bylaw 09-02 under Bylaws add Bylaw 09-02 OCP Amendment No. 3 Revision, under Unfinished Business add Korbo Apartments; under Correspondence add Chris Ball re: Restoration of the Dike with Article from Globe & Mail re: Satellite Art Installation & Jeff O’Farrell DM Community Services re: Playground Replacement.

CARRIED 4-0

C09-20-02 Moved by Councillor Riemer, Seconded by Councillor Doiron that Council move into Committee of the Whole for the purpose of hearing Delegations.

CARRIED 4-0

DELEGATIONS

- a.) CPL Karina Watson was present to provide an RCMP update to Council. Cpl Watson advised that Dave Wallace will be arriving in Dawson as soon as a replacement can be located for the position in Mayo. She further noted that Dawson detachment will be operating 2 members short for the winter. Cpl. Watson provided comment that the Discovery Days weekend had been busier than anticipated and staffing levels would be reviewed for next year. There have been lots of bike thefts as well as i-pod thefts.

- b.) Mike Palma was present to answer questions Council may have regarding his submission regarding the Old CIBC building on lot 1024. Mr. Palma noted he is now able to focus on his Dawson projects and intends on moving ahead. Mr. Palma further noted is willing and intends on working co-operatively with the City with respect to the Old CIBC. He reviewed a timeline for exterior work on the building and noted he will be attending Planning Board with information and plans. Council inquired on plans for Mr. Palma’s other properties in town and was advised that Mr. Palma expects Amica’s will be open next year and improvements will be made to the building. Council advised Mr. Palma that the City will be paying close attention to the long overdue work, especially on the historic CIBC building.

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- c.) Suzanne Crocker was present to address commercial composting program. She noted her concern that the recent RFP has commercial compost pick up separated from the minimum service required and continued, stating that without commercial pick up the municipal compost will collapse; there would not a large enough volume with out commercial compost to maintain the conditions necessary for a large scale compost to be successful. She noted that stepping back at this point will be detrimental to the program; there is 1 ½ years of momentum, staff are trained, a local distributor has agreed to carry an inventory of compostable bags because of this project, advertizing has been done, landfill attendant has participated in training and other commercial organizations other than food services have agreed to participate in the program. Ms. Crocker states that composting is the cheapest, most effective way to divert solid waste. If the program stops now, even for a short period, it will be difficult, if not impossible, to restart. Ms. Crocker made several suggestions on ways to improve the program & make it more cost effective and easier to manage. When queried on winter composting, Ms. Crocker noted that winter composting is very effective as material that has been frozen breaks down quicker upon thawing. Ms. Crocker's final note is that the raven proof structure needs to be improved and completed.
- d.) Sylvia Burkhard was present to speak regarding the suggested location of the proposed new hospital. Ms. Burkhard reviewed the history of guidelines, then bylaws and queried what happened to them. She proceeded with a review of what a tourist would see, and not see, as they proceed along the highway from Bear Creek towards town and then to the downtown core. Ms. Burkhard notes several missing or structures that lack appropriate maintenance or design as well as structures that are of great historic value. Also noted was the OCP and ICSP direction to identify character areas, provide a superior quality of life for the residents, protect and value the historic character and maintain the streetscape. Of final note Ms. Burkhard reminded council that they are there to speak for the citizens of the community and that they must take their direction from the community and not be bullied by YG. She queried why the Old Grader Station property would be suitable for an apartment complex but not a hospital location and noted that before any development is to take place at the Old Grader Station location the OCP notes a comprehensive site plan should be developed for the area.
- Mayor Steins advised that many of the items brought up by Ms. Burkhard have been a source of much discussion over the past month.
- e.) Mark Wickham – Across the River Consulting was present to address concerns raised by YG regarding Bylaw 09-02, OCP Amendment No. 3. The concern being any relaxation of requirements that may be contemplated should be addressed within the Zoning Bylaw, not OCP. The requested changes have been made and require Council's approval prior to returning to the Minister for ministerial approval. Mr. Wickham notes that he has spoken directly to the department that raised the concern, and addressed the concern in a manner acceptable to the department. It is hoped that should Council provide their approval of the change tonight and the necessary documentation received by YG in a timely manner that ministerial approval may be received in time for third reading of this bylaw on September 15th thus keeping on schedule for implementation and passage of following bylaws.

C09-20-03 Moved by Councillor Riemer, Seconded by Councillor Andrew that the Committee of the Whole reverts to Council and proceeds with the agenda.

CARRIED 4-0

BUSINESS ARISING FROM DELEGATIONS

It was noted that the raven proof structure for composting at the landfill has been an ongoing issue. Council has previously approved funding for the project.

C09-20-04 Moved by Councillor Riemer, Seconded by Councillor Doiron that admin follow-up and complete raven-proof structure at Quigley Landfill.

CARRIED 4-0

ADOPTION OF MINUTES

a) Council Meeting C09-19

C09-20-05 Moved by Councillor Riemer, Seconded by Councillor Andrew that the minutes of Council Meeting C09-19 of August 18, 2009 are approved as presented

CARRIED 4-0

b) Planning Board Meeting P09-09

C09-20-06 Moved by Councillor Doiron, Seconded by Councillor Riemer that the minutes of Planning Board Meeting P09-09 of August 10, 2009 are accepted as presented.

CARRIED 4-0

BUSINESS ARISING FROM MINUTES

C09-19 Council inquired re: the municipal election and if we have a campaign to launch to inform the public. Council would like to see advertising within the community.

ACCOUNTS PAYABLE

Final Cheque registers for AP Batch 486 and AP Batch 487

The following items were questioned:

RPAY	Courses and Pool staff training
PBK Architects	Rec Centre.

C09-20-07 Moved by Councillor Doiron, Seconded by Councillor Riemer that the Accounts Payable Final Cheque Registers dated

- August 18, 2009 in the amount of **\$20,239.79** covering AP Batch # 486
- August 28, 2009 in the amount of **\$91,576.59** covering AP Batch #487

Totalling **\$111,816.38** is approved for payment.

CARRIED 4-0

FINANCIAL

NONE

REPORTS

a) CAO Report

Cemetery Expansion – is it a straightforward process? Yes.

Will there be an expense to the City & if so, how much? Unknown, but we need to move forward as there are minimal burial plots available.

Strat. Plan – This should move to #1 for the new council

C09-20-08 Moved by Councillor Riemer, Seconded by Councillor Doiron that Council acknowledge as received Council Resolution Status Report August, 2009 provided by CAO for informational purposes.

CARRIED 4-0

BYLAWS

a) Bylaw 09-20 being the "Lot 1024 Acquisition Bylaw" - First Reading

C09-20-09 Moved by Councillor Doiron, Seconded by Councillor Riemer that Bylaw 09-20 Being the "Lot 1024 Acquisition Bylaw" be given **First Reading**.

CARRIED 4-0

b) Bylaw 09-21 being the "Motorized Vehicles on the Dyke Bylaw" – First Reading
Council noted the oversight of vehicles that must cross the dyke to access the waterfront boat mooring area as well as the lack of formal RCMP comment.

C09-20-10 Moved by Councillor Andrew, Seconded by Councillor Doiron that Bylaw 09-21 being the "Motorized Vehicles on the Dyke Bylaw" be given **First Reading** with revisions to be added for 2nd reading as discussed by Council.

CARRIED 4-0

c) Bylaw 09-02 being the OCP amendment No. 3 Bylaw – Revision

C09-20-11 Moved by Councillor Riemer, Seconded by Councillor Doiron that Whereas bylaw 09-02 being the "Official Community Plan Bylaw Amendment no. 3 Bylaw " has been submitted for Ministerial Review; and Whereas a letter dated August 26, 2009 from Minister Lang has identified an area of concern within Bylaw 09-02 and recommends revision; Council hereby approves the revised Bylaw #09-02 as presented for re-submission to the Minister for a second review prior to 3rd reading.

CARRIED 4-0

UNFINISHED BUSINESS

a) Cable Service Enhancement

It was clarified that the examples provided are very conservative. DCTV is currently losing customers to satellite service providers. By offering better quality service DCTV will be able to maintain and improve its customer base. Reminder was made that DCTV is a business and must spend money to make money. Money for the upgrades comes from DCTV funds, not CoD budget.

C09-20-12 Moved by Councillor Riemer, Seconded by Mayor Steins that Council acknowledge receipt of memo and potential revenue spreadsheet re: Cable Service Enhancement and Equipment Upgrade provided by SFO. Council directs administration to proceed with the purchase of the digital equipment with the funds budgeted for cable equipment replacement.

CARRIED 4-0

b) Municipal Phone Service

Upon request CAO advised that CoD met with local technician today and will have a presentation prepared for September 15th meeting.

C09-20-13 Moved by Councillor Riemer, Seconded by Councillor Doiron that Council acknowledge verbal report from CAO re: telephone service.

CARRIED 4-0

c) Reschedule Public Hearings

C09-20-14 Moved by Councillor Riemer, Seconded by Councillor Andrew that Council directs resolution number and C09-18-17 previously adopted on August 4, 2009 be amended to remove "Public Hearing for bylaw 09-18 will be held Sept 2,2009" and replace with "Public Hearing for Bylaw 09-18 will be held September 9, 2009"

CARRIED 4-0

C09-20-15 Moved by Councillor Riemer, Seconded by Councillor Andrew that Council directs resolution number and C09-18-18 previously adopted on August 4, 2009 be amended to remove "Public Hearing for bylaw 09-19 will be held Sept 2,2009" and replace with "Public Hearing for Bylaw 09-9 will be held September 9, 2009"

CARRIED 4-0

d) Solid Waste Collection

Upon request CAO noted that RFP closed 3PM, August 31, one proposal was received and the City is currently in negotiations with the proponent. CAO further confirmed that any contract would go to Council for approval.

C09-20-16 Moved by Councillor Riemer, Seconded by Mayor Steins that Council acknowledge verbal report from CAO re: Solid Waste Collection.

CARRIED 4-0

e) Hospital Location

Council inquired if any development permit application has been received. As nothing has been received we are continuing to guess at the plans for the proposed hospital. The only information we have is the square footage footprint, but no configuration, although YHC made a presentation to Chief and Council that included some drawings. It is not clear if these were old drawings or new...it was again stated that no one is against the development of a hospital, it is solely the location that is in question. There is a missing link...no *citizen* consultation, and an apparent lack of respect for the citizens of this community. YHC has provided a letter of commitment from YG to replace the current playground in a location selected and approved by the City. It was noted that this project is imminent and council should be responsive...this proposed project will have the most positive impact on the community.

C09-20-17 Moved by Councillor Riemer, Seconded by Councillor Andrew that Council acknowledges memo dated August 28 re: proposed hospital. Council directs Mayor to discuss hospital construction location with Ministers Hart and Lang.

CARRIED 4-0

f) Korbo Apartments

C09-20-18 Moved by Councillor Andrew, Seconded by Councillor Riemer that Council move to Committee of the Whole for the purpose of discussion re: Korbo Apartments

CARRIED 4-0

Upon request, Mark Wickham – Across the River Consulting, advised that at CAO's request he has spoken with Yukon Housing re: the Korbo Apartments. He notes that although the Old Grader Station is their preferred location, they have other options that are suitable and workable. As with the hospital, there are no permit requests yet, but they are forthcoming. Also noted was that as long as Zoning requirements are met then a development permit cannot be denied, but restrictions and requirements may be placed on a permit. He further noted that no permit is required for ground testing. Mr. Wickham noted upon request that Yukon Housing is being courteous in asking the City's input on location.

- C09-20-19** Moved by Councillor Riemer, Seconded by Councillor Doiron that Committee of the Whole reverts to Council and proceed with the agenda.

CARRIED 4-0

Council immediately expressed their appreciation for Yukon Housing Corp coming to Council at this early stage. Council acknowledges the difficulty to place people to reconstruct the Korbo at its current location, but also notes that if the Old Grader Stn is to be the site, then it is not available for the hospital. Of further concern is that if a decision is not reached soon this project could move to another community. Soil concerns were raised and it was noted that this is not a City concern...that is between the property owner and the developer.... not Council's concern whether or not the land is suitable for the development.

- C09-20-20** Moved by Councillor Riemer, Seconded by Councillor Doiron that Council acknowledges receipt of memo dated August 28, 2009 from CAO re: Korbo Apartments.

CARRIED 4-0

NEW BUSINESS

a) Ball Diamonds

Mayor Steins passed the chair to Deputy Mayor Doiron.

It was noted that there are a lot of dollars spent on maintaining 2 ball fields for the community when only one is needed, with the exception of 1 weekend per year.

Mayor Steins resumed the chair.

Council noted that the community must be consulted and that costs must be reduced for something that is used so minimally.

- C09-20-21** Moved by Councillor Andrew, Seconded by Councillor Riemer that Council move to Committee of the Whole for the purpose of discussion re: Ball Diamonds.

CARRIED 4-0

Council inquired of the Rec. Manager her and the Rec. Board's thoughts. She noted that 2 ball fields are not necessary in the community as the interest and participation in baseball/fastball/softball has waned drastically in recent years. One field should be decommissioned and used for other recreational green-space. Minto would be the logical one to decommission as it is in very poor shape as a ball field with very compacted soil, but it is also the field of historical and emotional value for the community. Minto however, could be reconfigured to include a multipurpose green-space to include the location of current rear pool parking as well as Skate Park and relocated childrens' playground. It is noted that any final decision on any ball diamond decommissioning will not be done without public consultation.

C09-20-22 Moved by Councillor Riemer, Seconded by Councillor Doiron that Committee of the Whole revert to Council and proceed with the agenda.

CARRIED 4-0

C09-20-23 Moved by Councillor Riemer, Seconded by Councillor Andrew that Council acknowledges receipt of memo dated August 27, 2009 from Recreation Manager re: Ball Diamonds. Council directs admin to draw up a plan to evaluate and implement decommissioning of either ball diamond.

CARRIED 4-0

b) Old CIBC Building

C09-20-24 Moved by Councillor Doiron, Seconded by Councillor Andrew that Council acknowledge information provided by Mr. Michele Palma re: Old CIBC located on Lot 1024, Waterfront Dawson. Upon land transfer of Lot 1024 from YG to City of Dawson, Council hereby directs administration to enter into negotiations with Mr. Palma in effort to achieve a reasonable land lease or solution and to ensure the Old CIBC is restored to a level suitable to its historic significance to Dawson City.

CARRIED 4-0

c) Olympic Torch Community Celebration

C09-20-25 Moved by Councillor Andrew, Seconded by Councillor Riemer that Council acknowledge receipt of memo dated August 27, 2009 re: Olympic Torch Relay Celebration. Council will contribute \$3000 from Council Hosting Budget for site preparation and food for the celebration.

CARRIED 4-0

d) Land Sales Revenue

C09-20-26 Moved by Councillor Riemer, Seconded by Councillor Andrew that Council acknowledge receipt of memo dated August 25, 2009 re Land Sales Revenue from 2009 Allocation and directs administration to allocate the revenue generated from land sales to be used for future land development.

CARRIED 4-0

e) Indemnity

Council noted that this procedure is due diligence prior to a new council coming on board.

C09-20-27 Moved by Councillor Doiron, Seconded by Councillor Riemer that Council go to Policy Committee to review indemnity bylaw.

CARRIED 4-0

f) Resignation of Planning Board Member

C09-20-28 Moved by Councillor Doiron, Seconded by Councillor Andrew that Council acknowledges and accepts the resignation of Planning Board Member Wayne Potoroka.

CARRIED 4-0

CORRESPONDENCE

- a) Email from Chris Ball re: Restoration of the Dike & Globe & Mail Article re: Satellite Art Installation
- b) Letter dated Aug 26, 2009 from Minister Lang re: relocation and rebuilding of Minto Park Playground

Council noted several concerns received regarding the art installation and further noted that the area will be restored to its original condition at no expense to the City.

C09-20-29 Moved by Councillor Riemer, Seconded by Councillor Andrew that Council the following correspondence for informational purposes:

- Email from Chris Ball re: Restoration of the Dike & Globe & Mail Article re: Satellite Art Installation
- Letter dated Aug 26, 2009 from Minister Lang re: relocation and rebuilding of Minto Park Playground

CARRIED 4-0

INFORMATION

NONE

QUESTION PERIOD

C09-20-30 Moved by Councillor Riemer, Seconded by Councillor Andrew that Council move to the Committee of the Whole for the purpose of Question Period.

CARRIED 4-0

Sylvia Burkhard noted the possibility of an upcoming Territorial election and inquired if Council had considered this in respect to the proposed hospital development. She further noted her perception of YG dangling “a carrot” and that they should have come forward with their plans with more than 3 months notice. Council clarified that an announcement of a new health facility for Dawson had been made a year ago. Council further noted the possibility of developing an MOA outlining the level of service to be provided.

Dan Davidson provided comment that the last time council indemnity was raised and discussed it was done so by a committee of citizens and they made a recommendation to Council.

Suzanne Crocker noted her concern regarding the dyke bylaw. She advised Council that many people cross the south end of the dyke near the confluence of the Yukon & Klondike Rivers with their vehicles to remove & transport canoes/kayaks. Will this be taken into consideration in the new bylaw? Council advised that this will be considered.

C09-20-31 Moved by Councillor Riemer, Seconded by Councillor Andrew that Council Committee of the Whole reverts to Council and proceed with the agenda.

CARRIED 4-0

ADJOURNMENT

C09-20-32 Moved by Councillor Doiron, Seconded by Councillor Riemer that Council Meeting C09-20 be adjourned at 9:57 PM with the next scheduled meeting being Tuesday September 15, 2009 at 7PM in the Council Chambers.

CARRIED 4-0

**THE MINUTES OF COUNCIL MEETING #C09-20 WERE APPROVED BY COUNCIL
RESOLUTION #C09-21-04 AT COUNCIL MEETING #C09-21 ON SEPTEMBER 15, 2009.**

Originals Signed by

John Steins
MAYOR

Eldo Enns
CAO