

MINUTES OF COUNCIL MEETING #C10-22 of the Council of the City of Dawson called for 7:00 p.m. on Wednesday, June 9, 2010 in the Town of the City of Dawson Council Chambers.

PRESENT: Mayor Peter Jenkins – Present via phone
Deputy Mayor Stephen Johnson - Chair
Councillor Wayne Potoroka
Councillor Bill Kendrick -arrived 7:02pm

ALSO PRESENT: CAO Jeff Renaud
Secretary Karen Fischer

ABSENT Councillor Rick Riemer

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

AGENDA Added under
Reports
Health and Safety
Unfinished Business
Union Negotiations
Under New Business
Slinky Mine Quarry Permit Appeal

C10-22-01 Moved by Mayor Jenkins, Seconded by Councillor Potoroka that the agenda for Council Meeting #C10-22 be adopted as amended
CARRIED 4-0

DELEGATIONS
NONE PRESENT

BUSINESS ARISING FROM DELEGATIONS
NONE

ADOPTION OF MINUTES
NONE PRESENTED

BUSINESS ARISING FROM MINUTES
NONE

ACCOUNTS PAYABLE

Final Cheque register for AP Batch 519

The following items were questioned

Chilkoot Engineering	Confirm final payment
Gammie	Quigley Landfill
Arcrite	Electrical work at various CoD facilities

Nordique	fire extinguisher maintenance, and jaws of life equipment (inquiry was made why not go to manufacturer for parts & equipment)
Mayes Ent.	Plumbing repairs to 8 th Ave house
Robert Service School	Rec Board Grant for band trip

C10-22-02 Moved by Mayor Jenkins, Seconded by Councillor Potoroka the Accounts Payable Final Cheque Register dated June 4, 2010 In the amount of **\$158,067.37** is approved for payment.

CARRIED 4-0

FINANCIAL

NONE PRESENTED

REPORTS

a) CAO Report

CAO noted a revised draft agreement has been received regarding Quigley Landfill Site. With respect to financial reporting CAO confirmed SFO seat is vacant and that some catch up work is required in order to produce accurate financial records to Council. CAO further noted a consultant has been hired in the interim to assist in the catch up. CAO confirmed playground equipment has been ordered and further noted the updates to both Callison and Dome subdivisions are contained in the written report

C10-22-03 Moved by Councillor Potoroka, Seconded by Councillor Kendrick that Council acknowledge receipt of the CAO Report for June 9, 2010 provided by CAO.

CARRIED 4-0

b) Bylaw Officer Report

Council inquired on the nature of the violation and warning tickets.

C10-22-04 Moved by Councillor Potoroka, Seconded by Councillor Kendrick that Council acknowledge receipt of Bylaw Services Constable Activity Report, April 7 – June 3, 2010 for informational purposes.

c) Health and Safety Report

Upon request CAO advised that Council will have an opportunity to review the Health and Safety Policy.

C10-22-05 Moved by Councillor Potoroka, Seconded by Councillor Kendrick that Council acknowledge receipt of Occupational Health and Safety Report, May 27, 2010 provided by Bylaw Constable for information purposes.

CARRIED 4-0

BYLAWS

a) Bylaw 10-11; Being the Cable Bylaw - **Third and Final Reading**

Rates and scheduling of launch were discussed in relation to administration time available to complete the system set up.

C10-22-06 Moved by Councillor Kendrick, Seconded by Councillor Potoroka that Bylaw

10-11 being the "Cable Bylaw " be given **Third and Final Reading**

Amendment Moved by Councillor Potoroka, Seconded by Councillor Kendrick that Appendix "A" – Rates be effective August 1, 2010.

CARRIED 4-0

UNFINISHED BUSINESS

a) Slinky Mine Development Permit

C10-22-07 Moved by Mayor Jenkins, Seconded by Councillor Kendrick that Council approves the Slinky Mine Permit Application as a legally non-conforming land use subject to the following conditions:

1. No activity shall take place within 100m of the former landfill site property boundary; and
2. The applicant must provide the City of Dawson with copies of all applicable Federal and/or Territorial permits prior to any work being initiated on the site; and
3. Engineered Drawings of the proposed new Dome Road alignment confirming, to the satisfaction of the City, that the newly constructed portion meets or exceeds the current road structure; and
4. No mining activity shall intrude on and portion of the right of way of any road; and
5. The applicant must supply the Town of the City of Dawson with engineered drawings stamped by a P. Eng. Licensed to practice in Yukon, detailing the proposed realignment of the Mary McLeod Road. This design must meet the intersection standards as set by the Yukon Department of Public Works and Highways; and
6. The current encroachment into the Dome Road must be remedied to the satisfaction of the City; and
7. The applicant must provide the City of Dawson with a bond, in an amount satisfactory to the city, to be sufficient to address the construction of any proposed road realignments.
8. No activity shall take place within 200m of an existing residence unless the applicant provides the city with written approval of the affected resident to operate within that buffer zone.
9. The Applicant may only proceed with relocating the Dome or Mary McLeod Roads following subsequent consideration and approval by Council which will only be provided following receipt of the above noted Engineered drawings.

Amendment Moved by Councillor Kendrick, Seconded by Councillor Potoroka that

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10. No activity associated with this operation shall occur on Mary McLeod Road during the week end, Saturday and Sunday. Vote 2-2 DEFEATED

Amendment Moved by Councillor Kendrick, Seconded by Councillor Potoroka that
10. The permittee shall maintain the integrity and safety of the area's multi purpose trails. Vote 4-0 CARRIED

Decision TABLED to Special Meeting June 14, 2010

- b) Union Negotiations
REMOVED FROM AGENDA

NEW BUSINESS

- a) Slinky Mine Quarry Permit Appeal

C10-22-08 Moved by Councillor Kendrick, Seconded by Councillor Potoroka that Council acknowledges receipt of Letter of Appeal re: Quarry Pit Application #10-39. Council approves the request for Quarry Permit subject to the following conditions:

- 1 A distance of at least 200m shall be maintained from any single detached housing unit; and
- 2 The applicant must obtain any and all permits required by any other regulatory agency; and
- 3 No quarry activity within 100 meters if the former landfill site property boundary.

0-4 DEFEATED

C10-22-09 Moved by Councillor Potoroka, Seconded by Mayor Jenkins that Council uphold the appeal of quarry permit 10-39 and that the Quarry Permit be rescinded.

CARRIED 4-0

CORRESPONDENCE

- a) Letter dated May 31, 2010 from Kathryn Johnson
Council inquired regarding the feasibility of making the dike an off leash area, noting many communities have off leash area and this space has been discussed for many years.

C10-22-10 Moved by Councillor Potoroka, Seconded by Councillor Kendrick that Council acknowledges receipt of correspondence dated May 31, 2010 from Kathryn Johnson Re: Dog Park.

CARRIED 4-0

C10-22-11 Moved by Councillor Potoroka, Seconded by Councillor Kendrick that Council Meeting C10-22 be extended for a period not to exceed one (1) hour.

CARRIED 4-0

QUESTION PERIOD

C10-22-14 Moved by Councillor Kendrick, Seconded by Councillor Potoroka that Council move to Committee of the Whole for the purpose of Question Period.

CARRIED 4-0

Dan Davidson noted that the dyke as an off leash area would fly in the face of the dyke revitalization plan.

Glenda Bolt commended Council on the long range thinking in relation to the quarry permit. Ms. Bolt inquired if CAO was familiar with the appeal process and was advised that all applicants are advised not to proceed with their projects until the appeal period is over. Ms. Bolt further inquired on why there are no bylaws relating to industrial uses in residential zoned areas. A lengthy discussion ensued regarding municipal bylaws vs. senior government regulations, policing and enforcement of such bylaws. Discussion turned to the appeal process for the water board decision, Yukon Surface Rights Board and what role they may play.

C10-22-13 Moved by Councillor Potoroka, Seconded by Councillor Kendrick that Committee of the Whole reverts to Council and proceed with the agenda.

CARRIED 4-0

Mayor Jenkins disconnected at 10:25 PM

C10-22-14 Moved by Councillor Potoroka, Seconded by Councillor Kendrick that Council directs CAO to investigate the requirements for appealing to the Surface Rights Board.

CARRIED 4-0

ADJOURNMENT

C10-22-15 Moved by Councillor Potoroka, Seconded by Councillor Kendrick that Council Meeting C10-22 be adjourned at 10:31 PM with the next scheduled meeting being Wednesday June 23, 2010 at 7PM in the Council Chambers.

CARRIED 4-0

**THE MINUTES OF COUNCIL MEETING #C10-22 WERE APPROVED BY COUNCIL
RESOLUTION #C10-24-06 AT COUNCIL MEETING #C10-24 June 23, 2010.**

Originals Signed By:

Peter Jenkins
MAYOR

Jeff Renaud
CAO