

MINUTES OF COUNCIL MEETING #C10-27 of the Council of the City of Dawson called for 7:00 p.m. on Wednesday, August 11, 2010 in the Town of the City of Dawson Council Chambers.

PRESENT: Mayor Peter Jenkins
Councillor Stephen Johnson
Councillor Wayne Potoroka

ALSO PRESENT: CAO Jeff Renaud
Secretary Chelsea Parent

ABSENT Councillor Rick Riemer
Councillor Bill Kendrick

CALL TO ORDER: Mayor Jenkins called the meeting to order at 7:05 PM.

AGENDA

C10-27-01 Moved by Councillor Johnson, Seconded by Councillor Potoroka that the agenda for Council Meeting #C10-27 be adopted as amended.

CARRIED 3-0

DELEGATIONS

C10-27-02 Moved by Councillor Potoroka, Seconded by Councillor Johnson that Council move into Committee of the Whole for the purpose of Hearing Delegations.

CARRIED 3-0

Marc Johnston not present.

Jim Taggart not present.

Glenda Bolt was present to speak about Slinky Mine and the Dome area. Ms. Bolt stated that she forwarded photographs of the large encampment located in front of Slinky Mine. Ms. Bolt felt the Mine is not legally allowed to rent out the equipment they are currently using. Ms. Bolt continued to explain how two separate people are now claiming to own the equipment located inside the encampment. In addition, Ms. Bolt investigated Mr. Carey's EMR application, which states that the encampment is a maximum of four people. But why are there so many trailers if there is only four people? Ms. Bolt believes Mr. Carey is not being honest about what he is doing on the Dome, and is in contravention of his EMR application. Will the city look into this matter, address it with EMR and have this encampment removed? Council asked Ms. Bolt for clarification on the type of trucks being used at this encampment. Ms. Bolt carried on to explain that last year there was an encampment, which she understands was leased out to pave Front Street. Ms. Bolt contacted EMR and inquired about such lease, and was advised leasing an encampment is not allowed. Ms. Bolt is not sure who is responsible for checking on the encampments and feels that it is not proper for Mr. Carey to continue mining without a permit.

C10-27-03 Moved by Councillor Potoroka, Seconded by Councillor Johnson that Committee of the Whole reverts to Council and proceeds with the agenda.

CARRIED 3-0

BUSINESS ARISING FROM DELEGATIONS

Council discussed the discrepancies being communicated to EMR and the Community Development Officer in regards to Slinky Mine. CAO and the Community Development Officer are to liaise with EMR and investigate the trailers at the encampment. Council requests an update on this issue as soon as possible.

ADOPTION OF MINUTES

Council Meeting C10-26

- Corrected grammatical errors.

C10-27-04 Moved by Councillor Johnson, Seconded by Councillor Potoroka that the Minutes of Council Meeting C10-26 of July 28, 2010 are approved as amended.

CARRIED 3-0

BUSINESS ARISING FROM MINUTES

NONE

ACCOUNTS PAYABLE

Final Cheque register for AP Batch 525

The following items were questioned:

Bianca Beets	confirmed short-term paid employee
Bull, Housser & Tupper	pertains to Slinky Mine
KMBR Architects PLA	structural architect for Recreation Center
Yukon Enterprises	compost facilities

C10-27-05 Moved by Councillor Johnson, Seconded by Councillor Potoroka that the Accounts Payable Final Cheque Register dated August 8, 2010 in the amount of \$322,344.83, covering AP Batch 525 is approved for payment.

Amendment Moved by Councillor Johnson, Seconded by Councillor Potoroka that the Accounts Payable Final Cheque Register dated August 8, 2010 in the amount of \$320,929.83, covering AP Batch 525 is approved for payment with the deletion of cheque No. B0707 for \$1,415.00.

CARRIED 3-0

FINANCIAL

Questions were raised regarding the Variance Report.

- C10-27-06** Moved by Councillor Potoroka, Seconded by Councillor Johnson that Council acknowledges receipt of the Variance Report up to July 31, 2010 for informational purposes.

CARRIED 3-0

REPORTS

a) CAO Report

- i. Discussion ensued regarding the Dyke Revitalization Project. Funding is imminent and must be spent by March 31, 2011. Can the project be broken down into instalments so the city does not lose out on funding? Yes, there are numerous small milestones which can be completed before the deadline.
- ii. Questions were raised about the updated documents on the YTG Development Plans for possible lots on the Dome.
- iii. Questions were raised in regards to the Recreation buildings. Some buildings need repairs.

- C10-27-07** Moved by Councillor Johnson, Seconded by Councillor Potoroka that Council acknowledges receipt of the CAO Report for July 28, 2010 to August 11, 2010 for informational purposes.

CARRIED 3-0

Marc Johnston arrived in Council Chambers.

b) Superintendent of Public Works Report

- i. Council discussed Quigley Landfill Solid Waste Permit. YESSA review commences December 31, 2011. Once the city has the new permit, how long until it expires? The current maximum is a five-year permit.
- ii. Questions were raised regarding the waste oil problem. Hauling waste oil is very costly. How is the city to provide a water sample in the winter months?
- iii. A brief discussion ensued regarding the gravel stockpile.

- C10-27-08** Moved by Councillor Potoroka, Seconded by Councillor Johnson that Council acknowledges receipt of Superintendent of Public Works Report for July 2010 provided by Superintendent of Public Works for informational purposes.

CARRIED 3-0

- C10-27-09** Moved by Councillor Potoroka, Seconded by Councillor Johnson that Council acknowledges and appreciates the donation of Schmidt Mining to the Quigley Landfill Compost Project and request that the CAO appropriately recognize their corporate contribution.

CARRIED 3-0

c) Bylaw Officers Report

Council asked for clarification on the camping Bylaw. CAO explained that tents were confiscated during the Music Festival.

- C10-27-10** Moved by Councillor Johnson, Seconded by Councillor Potoroka that Council acknowledges receipt of the Bylaw Officer's Report for July 2010 provided by the Bylaw Officer for informational purposes.

CARRIED 3-0

BYLAWS

NONE

UNFINISHED BUSINESS

Council discussed Tao Henderson and Selina Procee's Land Applications.

- C10-27-11** Moved by Councillor Potoroka, Seconded by Councillor Johnson that Council supports YG proceeding with Land Applications for Tao Henderson and Selina Procee, and recommends YG develop a Local Area Use Plan and Country Residential Subdivision in this location, integrating Henderson & Procee's Land and this plan and Subdivision be developed as soon as possible by YG.

CARRIED 3-0

NEW BUSINESS

Questions were raised whether or not there was a previous agreement between the city and the Fire Fighters Association.

- C10-27-12** Moved by Councillor Johnson, Seconded by Councillor Potoroka that Council accepts Policy #10-03 Volunteer Fire Department Remuneration Policy as presented.

CARRIED 3-0

CORRESPONDENCE

C10-27-13 Moved by Councillor Potoroka, Seconded by Councillor Johnson that Council acknowledges receipt of the following correspondence:

- i. Email dated July 26, 2010 Jim Taggart re: Slinky Mine
- ii. Letter dated July 27, 2010 Shirley Pennell re: Slinky Mine

INFORMATION

C10-27-14 Moved by Councillor Johnson, Seconded by Councillor Potoroka that Council acknowledges receipt of the Discovery Days Celebration Events for informational purposes.

CARRIED 3-0

QUESTION PERIOD

C10-27-15 Moved by Councillor Johnson, Seconded by Councillor Potoroka that Council move to the Committee of the Whole for the purpose of Question Period.

CARRIED 3-0

Craig Unterschute was present to speak about his Land Application, which will be submitted soon. Mr. Unterschute's Land Application is directly next to Selina Procee's Land Application. Mr. Unterschute stated that he will be a third applicant and wanted to attend this Council meeting to inform Council of his decision to apply for a Land Application.

Marc Johnston was present to discuss the Yukon Rose and its storage. Mr. Johnston provided some history about the boat. Mr. Johnston informed Council that he has been visited annually by the Fire Department and/or the Bylaw Officer with complaints that he was living onboard and a noise complaint due to a flapping tarp. Mr. Johnston is wondering if he needs to enter into a contract agreement in order to continue storing his boat. CAO explained there were a few complaints in regard to the boat's location. CAO located a motion from Mayor Everett's term, which stated that, 'it was fine for Mr. Johnston to store the boat in it's designated location, but if it were to continue, Mr. Johnston is to appear in front of Council and provide a required update on the boat's progress.' Marc Johnston explained that he was unaware of said requirement. CAO explained it was a requirement in writing and wanted the motion revisited in front of Council. Council asked Mr. Johnston if he would like to continue storing his boat in the same location this winter? Marc Johnston stated that it is a perfect location at this time.

Dan Davidson asked who provided the letter on Slinky Mine - legally non-conforming use? Jim Taggart wrote the letter.

Clive Betts was present to find out what is happening with Slinky Mine. Council explained what has transpired over the last few months. Mr. Betts asked for clarification on the rules Mr. Carey is suppose to be following: road encroachment and hours of operation. Mr. Betts asked when and where are the court proceedings going to be held for Slinky Mine? The Preliminary Hearing is scheduled for September 8, 2010 in the Yukon Supreme Court in Whitehorse?

Dan Davidson stated that Mr. Carey cleared out some trees near Mary McLoed Road. Why would Mr. Carey bother clearing out the trees if he is not planning on mining there? Mr Davidson also stated that Mr. Carey is closer to Mary McLoed Road than he should be.

Clive Betts asked if the city has issued Mr. Carey a Development Permit? No. Mr. Betts also asked if Mr. Carey is allowed to mine? Yes, as long as he follows the conditions in his Land Use Permit and Water License.

Glenda Bolt asked what is the city's response to Jim Taggart's letter? Council is following Counsel recommendations, which is to proceed with a Supreme Court Action on the area where Mr. Carey has encroached upon. Ms. Bolt asked Council if there is an AYC update? Council stated that the next board meeting is in Faro and there will be an update at the next scheduled Council meeting. Ms. Bolt asked Council how are residents supposed to trust miners and their equipment? Ms. Bolt feels that Mining permits need to be policed.

Dan Davidson discussed the Chamber of Commerce meeting on the coming Mining Boom. Mr. Davidson paraphrased the meeting which if the mining continues to go the way has been, the city is going to be in serious trouble with housing people who would like to move here.

There was a brief discussion around multiple outside proposals to buy out Slinky Mine.

C10-27-16 Moved by Councillor Johnson, Seconded by Councillor Potoroka that Committee of the Whole reverts to Council and proceed with the agenda.

CARRIED 3-0

C10-27-17 Moved by Councillor Johnson, Seconded by Councillor Potoroka that Council allows for the storage of the Yukon Rose in its present location and requires the owner to apprise Council of owner's yearly intentions for the use/maintenance of this vessel.

CARRIED 3-0

ADJOURNMENT

C10-27-18 Moved by Councillor Potoroka, Seconded by Councillor Johnson that Council Meeting C10-27 be adjourned at 9:23 PM with the next scheduled meeting being Wednesday August 25, 2010 at 7PM in the Council Chambers.

CARRIED 3-0

THE MINUTES OF COUNCIL MEETING #C10-26 WERE APPROVED BY COUNCIL RESOLUTION #C10-27-04 AT COUNCIL MEETING #C10-27 August 11, 2010.

Peter Jenkins
MAYOR

Jeff Renaud
CAO