

MINUTES OF COUNCIL MEETING #C11-06 of the Council of the City of Dawson called for 7:00p.m. on Wednesday, March 9th, 2011 in the Town of the City of Dawson Council Chambers.

PRESENT:

Mayor	Peter Jenkins
Councillor	Rick Riemer
Councillor	Stephen Johnson
Councillor	Wayne Potoroka
Councillor	Bill Kendrick

ALSO PRESENT:

CAO	Jeff Renaud
A/Secretary	Nadia Sollosy

CALL TO ORDER: Mayor Jenkins called the meeting to order at 7:09 PM.

AGENDA

C11-06-01 Moved by Councillor Johnson, Seconded by Councillor Riemer that the agenda for Council Meeting #C11-06 be adopted as amended.

CARRIED 4-0

DELEGATIONS

NONE

BUSINESS ARISING FROM DELEGATIONS

NONE

ADOPTION OF MINUTES

C11-06-02 Moved by Councillor Johnson, Seconded by Councillor Riemer that the Minutes of Council Meeting C11-05 of February 23, 2011, are approved as amended.

CARRIED 4-0

HAC Minutes HA10-27 and HA11-04

C11-06-03 Moved by Councillor Riemer, Seconded by Councillor Johnson that the Minutes of HAC Meeting HA10-27 of December 20, 2010, and HA11-04 of February 21, 2011, are received as information.

CARRIED 4-0

BUSINESS ARISING FROM MINUTES

Council Meeting C11-05

Councillor Johnson followed up on Yukon Springs, regarding small payments made by cheque. CAO commented that he spoke with the SFO regarding paying with petty cash.

HAC Meeting HA11-04

Councillor Johnson inquired about drawings for a new facility for recreation centre. Councillor Riemer indicated that there was a book that the City of Dawson did receive. CAO confirmed that an unsolicited proposal from CIMCO & Seko Construction Ltd was received.

ACCOUNTS PAYABLE

Final Cheque register dated March 3, 2001

The following items were questioned:

AONR001 Aon Reed Stenhouse Inc . \$108,488.00
*Mayor Jenkins questioned on what we were actually paying with this cheque.
CAO provided a more detailed verbal report.*

Councillor Potoroka joined Council at 7:18PM

ARTE001 Artel Insurance Services Inc. \$1,949.00
Mayor Jenkins questioned on what this cheque was for. CAO commented that it was additional Firefighter insurance above W.C.B.

KLUA001 Kluane Freightlines Ltd. \$2,039.33
Mayor Jenkins questioned on what was owing and why there were outstanding balances. CAO commented that the SFO has requested that all accounts payable statements be reconciled.

WATE001 Waterstone Products \$33.52
Mayor Jenkins questioned date of invoice being August. CAO commented that this was not a cheque being reissued, but either a missed invoice or an invoice we just received.

NORTH008 Northwestel Wireless \$2,724.61
Councillor Kendrick questioned whether this was land line charges or cell phone charges. CAO confirmed that this invoice related to land lines.

CROC001 Crocker Equipment \$10,857.54

Councillor Riemer requested further detail on work done. CAO will check with Recreation Department for full explanation..

- C11-06-04** Moved by Councillor Johnson, Seconded by Councillor Riemer that the Accounts Payable Final Cheque Register dated March 3, 2011, in the amount of **\$170,574.90** is approved for payment.

CARRIED 5-0

FINANCIAL

Computer System Update

Mayor and Council expressed their appreciation to the SFO for all of her extra time and effort.

- C11-06-05** Moved by Councillor Potoroka, Seconded by Councillor Johnson that Council acknowledges receipt of Memo dated February 28, 2011 from SFO re Computer System update.

CARRIED 5-0

REPORTS

CAO REPORT

Councillor Potoroka asked if we received the audit of vacant land within the municipality that was going to be provided by Laura Prentice. CAO confirmed that Ms. Prentice had that document prepared the Monday that he met with her in Whitehorse.

Councillor Potoroka asked if council could possibly receive a copy. CAO replied that a copy would be available to those who were interested.

Councillor Potoroka asked if CAO had received any feedback from Laura Prentice regarding the potential development of the 7th ave. lots. CAO commented that while that was not the prime topic of discussion, it was briefly discussed. The CAO will continue to work with Yukon Government officials towards Land Development initiatives.

Councillor Kendrick commented that it is good to see that the Quigley Landfill discussions are progressing in a positive manner.

- C11-06-06** Moved by Councillor Johnson, Seconded by Councillor Riemer that Council acknowledges receipt of CAO Report from February 21, 2011 to March 4, 2011 provided for informational purposes.

CARRIED 5-0

CDO REPORT

Mayor Jenkins questioned what a historical sunroom in Dawson City is.

Councillor Potoroka replied that both the Commissioner's residence and McCauley House have one. CAO indicated that he will follow-up on the matter with the CDO.

C11-06-07 Moved by Councillor Johnson, Seconded by Councillor Riemer that Council acknowledges receipt of CDO Report for March 2011, provided for informational purposes.

CARRIED 5-0

Fire Chief Report

Councillor Riemer questioned what the city's involvement is in regards to the GPS Antenna Installation to measure the deformation of the earth's crust for earthquake hazard. CAO commented that the City of Dawson's role on this matter is to process the Development application.

Mayor Jenkins commented that the last site of this nature is placed out by the airport. He further questioned the need of another site. CAO stated he was not familiar enough with the technology to answer the question. The city is approaching this as they would any other development and when the City receives an application we will process according to our bylaws.

C11-06-08 Moved by Councillor Potoroka, Seconded by Councillor Johnson that Council acknowledges receipt of Fire Chief Report for March 2011, provided for informational purposes.

CARRIED 5-0

Superintendent of Public Works Report

Councillor Riemer questioned what transpired during the March 8th meeting. CAO replied he wasn't in the meeting due to working on the budget that day. However, Norm was there and the CAO had met with Norm previously today to discuss what happened during the meeting. Norm implied that he had received some of the answers that he was looking for. Mayor Jenkins asked if the City had received a development permit application. It was confirmed that an application had been submitted.

C11-06-09 Moved by Councillor Riemer, Seconded by Councillor Johnson that Council acknowledges receipt of Superintendent of Public Works Report for March 2011, provided for informational purposes.

CARRIED 5-0

Recreation Department

Councillor Riemer asked if the Recreation department was staffing all of the spring break Programs noted on the schedule. CAO replied that he believes that the schedule indicates the involvement of other organizations such as KIAC, etc.

Mayor Jenkins asked that future schedules could show which programs involve the Rec. Department staff.

Mayor Jenkins questioned why the City need a quarry permit for sand. CAO to follow up with Rec Department on this matter.

Mayor Jenkins questioned if everything was completed at the pool for winter shut down. CAO noted that while he has no specific knowledge of the shut down procedures, he has great faith in those who undertook the closure of the pool.

C11-06-10 Moved by Councillor Johnson, Seconded by Councillor Kendrick that Council acknowledges receipt of Recreation Manager's Report for March 2011, provided for informational purposes.

CARRIED 5-0

Bylaw report

Councillor Johnson questioned the nature of the written warning Camping Bylaw Activity. CAO to obtain more information from Bylaw officer.

C11-06-11 Moved by Councillor Riemer, Seconded by Councillor Kendrick that Council acknowledges receipt of Bylaw Officer's Activity Report for March 2011, provided for informational purposes.

CARRIED 5-0

BYLAWS

Council requested that a public meeting be scheduled for March 17th, at 7:00pm in council Chambers for Bylaw #11-03 Water and Sewer Services Bylaw.

C11-06-12 Moved by Councillor Riemer, Seconded by Councillor Johnson that Bylaw #11-03 being the Water and Sewer Services Bylaw be given **Second Reading**.

TABLED

Councillor Potoroka questioned how individuals running home based businesses in which they are an independent associate of a larger firm would be affected by the proposed bylaw. Mayor Jenkins referenced sections 3 and 2 (3) as being applicable to Councillor Potoroka's question. CAO indicated that he would review the matter.

Councillor Riemer questioned the need to have garage sales registered with the city office. Mayor Jenkins indicated the intent is to prohibit individuals from holding continuous or perpetual garage sales.

Councillor Kendrick questioned whether restricting a property to two garage sales per year is appropriate he further offered that perhaps four would be more reasonable.

Councillor Kendrick questioned limiting the street vendor licenses to only 3 per year and suggested that council be given the authority to increase that number on an as needed basis.

Councillor Kendrick noted that the term “commercial zone” in section 5 (1) is not defined within the bylaw.

Council had general discussions regarding the validity dates of City of Dawson Business Licenses. It was noted that current business licenses expire March 31st while Inter-municipal Business Licenses expire December 31st. It was suggested that the City of Dawson should evaluate utilizing the calendar year for the purposes of business licensing.

Councillor Potoroka questioned the requirement for street vendors to hold liability insurance in an amount of not less than a million dollars and naming the City of Dawson as an additionally named insured. Mayor Jenkins clarified that this requirement only applies to street vendors operating on City property. He further noted that this requirement would help protect the city from the implications of joint and several liability.

C11-06-13 Moved by Councillor Potoroka, Seconded by Councillor Johnson that Bylaw #11-04 Business Licensing and Regulating Bylaw be given **Second Reading**.

CARRIED 5-0

Councillor Johnson referring to section 22 questioned whether council could set it's meeting schedules by resolution rather than within the bylaw. CAO indicated that he was unaware of any request by council to consider such a change. Mayor Jenkins indicated that it was his belief that meeting schedule was required to be established by bylaw.

Councillor Johnson referring to section 35 indicated concerns that material supplied at noon on the day of council did not provide enough time for council to consider the material prior to the council meeting. CAO indicated that the time frame utilized was intended to allow administration to photo copy and distribute the material and reminded council that there is no requirement to render a decision on a matter presented by delegation.

Councillor Potoroka requested clarification regarding the delegations section of the bylaw. CAO reviewed the proposed amendments with respect to the delegation section.

C11-06-14 Moved by Councillor Riemer, Seconded by Councillor Johnson that Bylaw #11-05 being the Procedures Bylaw be given **First Reading**, and be forwarded to the Bylaw and Policy Committee for review.

CARRIED 5-0

UNFINISHED BUSINESS

AYC APPOINTMENT

Councillor Kendrick indicated that he would like more time to investigate the demands on time associated with this appointment and requested the motion to be tabled.

- C11-06-15** Moved by Councillor Potoroka, Seconded by Councillor Riemer that Council appoints Councillor Kendrick to serve as its representative to the AYC Board of Directors and requests that the CAO notify the AYC Executive Director of this Appointment.

TABLED

LETTER TO MINISTER LANG

Councillor Potoroka indicated that the City of Dawson should continue to explore development possibilities within the City of Dawson and specifically locations such as the 7th ave. extension.

- C11-06-16** Moved by Councillor Riemer, Seconded by Councillor Johnson that Council write to Minister Lang asking that suitable land surrounding Dawson City be developed for residential purposes.

CARRIED 3-2

NEW BUSINESS

RE-ZONING APPLICATION

Councillor Kendrick identified that the application shows that storage tanks will be used for sewage services. He further noted that his only concern with the application is that sewage services be properly managed. Mayor Jenkins noted that ensuring compliance is beyond the scope of municipal jurisdiction.

- C-11-06-17** Moved by Councillor Riemer, Seconded by Councillor Johnson, that Council acknowledges receipt of Memo dated March 3, 2011 from the CDO re Application for Rezoning and directs Administration to prepare an amending bylaw per the CDO's recommendation.

CARRIED 5-0

CORRESPONDENCE

NONE

INFORMATION

C11-06-18 Moved by Councillor Johnson, Seconded by Councillor Kendrick that Council acknowledges receipt of the following information:

- Letter Dated February 18, 2011 from YTG, Community Affairs re Comprehensive Municipal Grant (CMG) payment schedule; and
- Bylaw and Policy Committee meeting notes of February 22, 2011; and
- Letter dated February 21, 2011 from the Governor General re application letter

CARRIED 5-0

C11-06-17 Moved by Councillor Johnson, Seconded by Councillor Riemer that Council move to Committee of the Whole for the purpose of Question Period.

CARRIED 5-0

QUESTION PERIOD

Gail Hendley questioned the status of her subdivision application. She noted that it was her understanding that council was to deal with the matter at the previous council meeting or possibly this council meeting. Mayor Jenkins indicated that this matter had received conditional approval several council meetings previous and apologized for any misunderstanding that may exist regarding the status of the application.

Gail Hendley questioned why council was less than encouraging when speaking to representatives of Dowland when reviewing a proposed subdivision of Guggieville. Mayor Jenkins corrected Ms. Hendley's statement by indicating that Council had been quite encouraging and had in fact provided examples of similar successful projects. Mayor Jenkins further noted that Council was awaiting a response from Dowland which to date it had not received.

Gail Hendley asked Council for an explanation of what she perceived to be an inequity between the Water and Sewer rates as they apply to RV parks in comparison to Hotel rooms. Mayor Jenkins commented that the cost of the Water and Sewer system is being covered uniformly across the tax base of the municipality.

Zlatko Fras requested an explanation of the rationale behind extending the water line to the Bonanza area. Mayor Jenkins indicated that none of the current members of council held council seats at the time and as such could not comment on the rationale of the day.

Diane Andrew questioned whether the City of Dawson can revoke a Business License for unsafe practices. She also questioned on how the City of Dawson plans to handle the issue on the fact that there has been a couple of vendors in the past who resell goods at the Farmers Market. However, in the new business license bylaw it states that vendors are only to sell locally produced goods. Mayor Jenkins indicated that council faces a dilemma in attempting to promote

the transaction of business in Dawson while recognizing that some temporary businesses are in direct competition with year round tax paying retailers in town.

Gail Hendley asked Council to confirm that the proposed Water and Sewer rates constitute an approximate 5% increase. She noted that her calculations indicate a much higher increase for her property. Mayor Jenkins responded that the 5% increase would not apply to Ms. Hendley's property as that property is currently one of a select few being charged metered rates.

Mayor Jenkins asked Ms. Hendley if she would be willing to make her utility bills publicly available. Gail Hendley replied that she would have no issue with the City using her firm's billing as an example for consideration.

C11-06-17 Moved by Councillor Riemer, Seconded by Councillor Johnson That committee of the Whole reverts to Council and proceeds with the agenda.

CARRIED 5-0

ADJOURNMENT

C11-06-18 Moved by Councillor Potoroka, Seconded by Councillor Kendrick that Council Meeting C11-06 be adjourned at 9:17 PM with the next scheduled meeting being Wednesday March 23, 2011 at 7PM in the Council Chambers.

CARRIED 5-0

THE MINUTES OF COUNCIL MEETING C11-05 WERE APPROVED BY COUNCIL RESOLUTION #C11-06-02; AT COUNCIL MEETING C11-06 OF March 9, 2011.

Originals signed by
Peter Jenkins
MAYOR

Originals signed by
Jeff Renaud
CAO