

MINUTES OF COUNCIL MEETING #C11-29 of the Council of the City of Dawson called for 7:00p.m. on Wednesday, November 23, 2011 in the Town of the City of Dawson Council Chambers.

PRESENT: Mayor Peter Jenkins
Councillor Wayne Potoroka
Councillor Stephen Johnson
Councillor William Kendrick

ALSO PRESENT: CAO Jeff Renaud
Secretary Chelsea Parent

ABSENT: Councillor Rick Riemer

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

ACCEPTANCE OF ADDENDUM AND ADOPTION OF THE AGENDA

The CAO stated that Mr. Pat Habiluk requested to be removed from Delegations along with his Application to subdivide. In addition, the CAO requested that Bylaw #11-20 being the Management Employment Bylaw be removed from the agenda at this time.

AGENDA

It was noted the following items will be removed from the agenda: 3(a), 11(e), and 12(a).

C11-29-01 Moved by Councillor Potoroka, Seconded by Councillor Johnson that the agenda for Council Meeting #C11-29 be adopted as amended.

CARRIED 4-0

DELEGATIONS

C11-29-02 Moved by Councillor Potoroka, Seconded by Councillor Johnson that Council move into Committee of the Whole for the purpose of hearing delegations.

CARRIED 4-0

Ms. Anna Claxton was present to address Council regarding a land transfer discrepancy. Ms. Claxton stated that in 2010 she finally was able to get the title and lot consolidation complete from the piece of land she received from the City. Ms. Claxton added that a legal survey was completed on the new parcel which is now identified as lot 30, Block 2, North End Subdivision. Ms. Claxton explained that the issue lies with a 5' strip on the East side of her lot, which is what she thought was transferred to the City in exchange for lot 6, Block F, Smith Addition.

It was noted that Ms. Claxton is now receiving a Tax Notice on that 5' strip identified as lot 6 (remainder) Block C, Government Addition, which is the lot the City of Dawson is supposed to own.

Council suggested that the City enter into an agreement with Ms. Claxton clarifying that as soon as the land transfer is complete, the City will refund the taxes and penalties paid by Ms. Claxton on lot 6 (reminder) Block C, Government Addition.

Councillor Kendrick stepped down from his position as a Councillor at 7:22PM, in order to address Council as a delegate.

Mr. William Kendrick addressed Council regarding his application for consolidation of lots 17 and 18 in the North End. Mr. Kendrick distributed a revised Memo to Council pertaining to said application. Mr. Kendrick stated that following the purchase of lot 17 he was informed that, according to the *Yukon Lands Act*, only one (1) agreement for sale can be entered at any given time. Mr. Kendrick added that an agreement for sale can be canceled and a new one entered for one (1) consolidated lot upon receiving approval from the City. Mr. Kendrick stated he has met with Yukon Housing Corporation and noted they are amenable with extinguishing the agreement of sale for lot 18 and supports entering a new agreement consolidating lots 17 and 18. Mr. Kendrick added that such consolidation would be contingent on approval from the City along with any additional terms and conditions. Mr. Kendrick provided Council with letters of support from Ms. Eryn Foster and Ms. Leslie Smith. Mr. Kendrick noted that Yukon Housing Corporation authorized him to act as their agent for this consolidation.

The CAO stated that said authorization was provided to the City which prompted the revised Memo to Council.

Mr. Kendrick noted he would accept the condition to have a caveat registered against the new title which would prohibit any future subdivision of said lot.

Mr. William Kendrick resumed his seat on Council at 7:36PM.

C11-29-03 Moved by Councillor Johnson, Seconded by Councillor Potoroka that the Committee of the Whole reverts to Council and proceeds with the agenda.

CARRIED 4-0

BUSINESS ARISING FROM DELEGATIONS

C11-29-04 Moved by Councillor Potoroka, Seconded by Councillor Johnson that Council directs Administration to enter into an agreement with Ms. Anna Claxton wherein Ms. Claxton shall be responsible for taxes on property identified for transfer to Dawson in Bylaw #07-12 until such time that this property is transferred to the City and Ms. Claxton shall be refunded for any taxes and penalties paid beginning in 2011.

CARRIED 4-0

PETITIONS AND QUESTIONS

NONE

ADOPTION OF THE MINUTES

Council Meeting C11-28

It was noted there is a grammatical error on page 3 of 7 under Business Arising from Minutes, second paragraph.

Amendment: 'The CAO added that the project related questions are currently being **looked** into.'

C11-29-05 Moved by Councillor Johnson, Seconded by Councillor Kendrick that the Minutes of Council Meeting C11-28 of November 9, 2011, are approved as amended.

CARRIED 4-0

HAC Meeting HA11-17 and HA11-18

C11-29-06 Moved by Councillor Potoroka, Seconded by Councillor Johnson that the Minutes of HAC Meeting HA11-17 dated September 6, 2011 and HAC Meeting HA11-18 dated September 19, 2011 are received as information.

CARRIED 4-0

Recreation Board Meeting R11-17

C11-29-07 Moved by Councillor Johnson, Seconded by Councillor Potoroka that the Minutes of Recreation Board Meeting R11-17 dated November 7, 2011, are received as information.

CARRIED 4-0

Public Meeting on Garden Suites

C11-29-08 Moved by Councillor Kendrick, Seconded by Councillor Potoroka that the Public Meeting Minutes on Garden Suites dated September 27, 2011, are approved as presented.

CARRIED 4-0

BUSINESS ARISING FROM MINUTES

Council Meeting C11-28

Council inquired about whether the office supplies purchased from Staples could have been purchased locally. The CAO noted he will look into this matter with Recreation Manager.

HAC Meeting HA11-18

It was noted there is a warehouse that was built in 1898 which has windows that are wider than they are high. It was also noted there are some residential examples that have wider windows.

Public Meeting on Garden Suites

Council requested to have the tabled motion regarding Garden Suites, be brought forward for the next meeting.

REFERRALS FROM PRIOR MEETINGS

- C11-29-09** Moved by Councillor Johnson, Seconded by Councillor Potoroka that Council acknowledges receipt of Memo dated November 14, 2011 from the Community Development Officer re Application for Subdivision in the Dredge Pond Subdivision, and approves the application subject to:
- Neither created lot being smaller than 0.4 ha;
 - The new lot lines being drawn are at least 5' from the septic tank, 16' from any road or driveway, and at least 25' from any building or structure;
 - Both new lots having a weather-clad residential dwelling of at least 900 square feet; and
 - A development agreement being signed between the City of Dawson and Arian O'Neill-MacLellan, Andrew Kelly, and Tom Morgan agreeing to an access easement being registered against the title of the lot created which includes the driveway such that the other created lot will always have access.

CARRIED 4-0

FINANCIAL AND BUDGET REPORTS

NONE

ACCOUNTS PAYABLE

Final Cheque register dated November 23, 2011

The following cheques were questioned:

Cheque #	Vendor Name	Further information
43256	MJRoss Fire Equip Sales Inc.	CAO noted the Fire Department's breathing air compressor required an immediate service repair.

- C11-29-10** Moved by Councillor Johnson, Seconded by Councillor Potoroka that the Accounts Payable Final Cheque Register dated November 23, 2011, in the amount of **\$119,492.43** is approved for payment.

CARRIED 4-0

SPECIAL MEETING, COMMITTEE, AND DEPARTMENTAL REPORTS

a) CAO Report

- C11-29-11** Moved by Councillor Johnson, Seconded by Councillor Potoroka that Council acknowledges receipt of the CAO's Report dated November 18, 2011, provided for informational purposes.

CARRIED 4-0

b) Superintendent of Public Works

- C11-29-12** Moved by Councillor Johnson, Seconded by Councillor Kendrick that Council acknowledges receipt of the Superintendent of Public Works Report for November 2011, provided for informational purposes.

CARRIED 4-0

c) Recreation Manager's Report

C11-29-13 Moved by Councillor Johnson, Seconded by Councillor Potoroka that Council acknowledges receipt of the Recreation Manager's Report for November 2011, provided for informational purposes.

CARRIED 4-0

d) Application for Subdivision in the Dredge Pond Subdivision – Lot 8

C11-29-14 Moved by Councillor Potoroka, Seconded by Councillor Kendrick that Council acknowledges receipt of Memo dated November 16, 2011 from the Community Development Officer re Application for Subdivision in the Dredge Pond Subdivision – Lot 8, and approves the subdivision and consolidation plan subject to:

- Neither created lot being smaller than 0.4 ha;
- The new lot lines being drawn are at least 5' from the septic field and at least 25' from any building or structure and 16' from any road or driveway.

CARRIED 4-0

Councillor Kendrick declared a conflict of interest and stepped down from his position as a Councillor at 8:03PM.

e) Application for consolidation – Lot 17 and 18

C11-29-15 Moved by Councillor Johnson, Seconded by Councillor Potoroka that Council acknowledged receipt of Memo dated November 18, 2011 from the Community Development Officer re Application for Consolidation of two lots and approves the consolidation application for lots 17 and 18 Block 2 North End Sud plan 96-110 LTO with a new lot title being raised after legal survey and consolidation and a caveat being registered against the new title with no lot subdivision being permitted in any manner including by way of lease.

CARRIED 2-1

Councillor Kendrick resumed his seat on Council at 8:22PM.

BYLAWS

a) Bylaw #11-21 Reserves Fund Bylaw

C11-29-16 Moved by Councillor Johnson, Seconded by Councillor Potoroka that Bylaw #11-21 being the Reserves Fund Bylaw be given **First Reading**.

CARRIED 4-0

b) Bylaw #11-22 OCP Amendment No. 6 Bylaw

C11-29-17 Moved by Councillor Johnson, Seconded by Councillor Potoroka that Bylaw #11-22 being the OCP Amendment No. 6 Bylaw be given **First Reading**.

CARRIED 4-0

CORRESPONDENCE

- C11-29-18** Moved by Councillor Potoroka, Seconded by Councillor Kendrick that Council acknowledges receipt of the following correspondence:
- Letter dated November 4, 2011 from Klondike Development Organization re update on project initiatives;
 - Letter dated November 17, 2011 from Ms. Anna Claxton re request to suspend tax account.

CARRIED 4-0

QUESTION PERIOD

- C11-29-19** Moved by Councillor Johnson, Seconded by Councillor Kendrick that Council move to Committee of the Whole for the purpose of Question Period.

CARRIED 4-0

Ms. Nancy Rhyno informed Council that she submitted a letter to the City requesting that it be included in this Council package, but noted it appears this did not happen. Ms. Rhyno requested that her letter be included on the next Council agenda.

The CAO apologized and explained it appears there was a mix up with Ms. Rhyno's letter.

It was noted Ms. Rhyno's letter shall be included on the next Council agenda.

Mr. Daniel Brown-Hozjan commented on his cartoon in the last issue of the Klondike Sun.

- C11-29-20** Moved by Councillor Johnson, Seconded by Councillor Potoroka that Committee of the Whole reverts to Council and proceeds with the agenda.

CARRIED 4-0

ADJOURNMENT

- C11-29-21** Moved by Councillor Kendrick, Seconded by Councillor Johnson that Council Meeting C11-29 be adjourned at 8:27 PM with the next regular scheduled meeting being Wednesday, December 14th, 2011, at 7PM in the Council Chambers.

CARRIED 4-0

THE MINUTES OF COUNCIL MEETING C11-28 WERE APPROVED BY COUNCIL RESOLUTION #C11-29-05, AT COUNCIL MEETING C11-29 OF November 23th, 2011.

Originals signed by
Peter Jenkins
MAYOR

Originals signed by
Jeff Renaud
CAO