



THE CITY OF DAWSON

AGENDA - COUNCIL MEETING #C22-21
WEDNESDAY, October 5, 2022 at 7:00 p.m.
Council Chambers, City of Dawson Office

Join Zoom Meeting

<https://us02web.zoom.us/j/86063772695?pwd=Z04xTXp2YW0xeXRiT2phWHZaZWVLUt09>

Meeting ID: 860 6377 2695

Passcode: 615510

1. CALL TO ORDER

2. ADOPTION OF THE AGENDA

- a) Council Meeting Agenda #C22-21

3. ADOPTION OF THE MINUTES

- a) Council Meeting Minutes C22-20 of September 21, 2022

4. BUSINESS ARISING FROM MINUTES

5. SPECIAL MEETING, COMMITTEE, AND DEPARTMENTAL REPORTS

- a) RFD: Subdivision Application #22-099 (Callison Infill Lot)
- b) RFD: Admin and Public Works Building Heating Fuel
- c) Information Report: New Rec Centre Update

6. CORRESPONDENCE

- a) Heritage Advisory Committee Minutes #HAC 22-14
- b) Carol McBride RE: World Kindness Day Proclamation- November 13th
- c) Minister Mostyn RE: Dawson City Recreation Centre
- d) Greg Hakonson RE: Wastewater Lagoons
- e) Minister Pillai RE: Request for Support in Developing a Municipal Inventory of Historic Sites
- f) Yukon Surface Rights Board RE: 2021-2022 Annual Report

7. BUSINESS ARISING FROM CORRESPONDENCE

8. PUBLIC QUESTIONS

9. ADJOURNMENT

MINUTES OF SPECIAL COUNCIL MEETING C22-20 of the Council of the City of Dawson held on
Wednesday, September 21, 2022 at 7:00 p.m. via City of Dawson Council Chambers

PRESENT:

Mayor William Kendrick
Councillor Brennan Lister
Councillor Patrik Pikálek
Councillor Julia Spriggs

REGRETS:

Councillor Alexander Somerville

ALSO PRESENT:

CAO: Cory Bellmore
EA: Elizabeth Grenon

	1	Call To Order The Chair, Mayor Kendrick called Council meeting C22-20 to order at 7:02 p.m.
C22-20-01	2	Adoption of the Agenda Moved By: Councillor Pikálek Seconded By: Mayor Kendrick That the agenda for Council meeting C22-20 of September 21, 2022 be adopted as presented. CARRIED 4-0
	3	Proclamation
C22-20-02	3.1	National Day for Truth & Reconciliation-September 30th Moved By: Mayor Kendrick Seconded By: Councillor Pikálek That Council proclaim September 30th to be National Day for Truth and Reconciliation, in Dawson City. CARRIED 4-0
	4	Adoption of the Minutes
C22-20-03	4.1	Council Meeting Minutes C22-19 of August 31, 2022 Moved By: Mayor Kendrick Seconded By: Councillor Spriggs That the minutes of Council Meeting C22-19 of August 31, 2022 be approved as amended. CARRIED 4-0
	5	Financial and Budget Reports
C22-20-04	5.1	Accounts Payable 22-17 Cheques #58219-58279 Moved By: Councillor Pikálek Seconded By: Mayor Kendrick

That Council acknowledges receipt of Accounts Payables 22-17 Cheques #58219-58279, provided for informational purposes.
CARRIED 4-0

C22-20-05	5.2	<p>Accounts Payable 22-18 Cheques #58280-58322 and EFT's Moved By: Councillor Spriggs Seconded By: Councillor Lister</p> <p>That Council acknowledges receipt of Accounts Payables 22-18 Cheques #58280-58322 and EFT's, provided for informational purposes. CARRIED 4-0</p>
	6	Special Meeting, Committee, and Departmental Reports
C22-20-06	6.1	<p>RFD: Heritage Advisory Committee (HAC) Member Renewal Appointment Moved By: Councillor Pikálek Seconded By: Councillor Spriggs</p> <p>That Council re-appoint Megan Gamble and Charlotte Luscombe to the Heritage Advisory Committee with terms ending September 30, 2024. CARRIED 4-0</p>
	7	Bylaws & Policies
C22-20-07	7.1	<p>2022-08: Official Community Plan Amendment No. 8 (Infill #1) – 3rd Reading Moved By: Councillor Pikálek Seconded By: Mayor Kendrick</p> <p>That Council give Bylaw 2022-08, being the Official Community Plan Amendment No. 8 Bylaw, third and final reading. CARRIED 4-0</p>
C22-20-08	7.2	<p>2022-16: Zoning Bylaw Amendment No.20 (Klondike River Bench DCD) – 1st Reading Moved By: Mayor Kendrick Seconded By: Councillor Spriggs</p> <p>That Council give Bylaw 2022-16, being Zoning Bylaw Amendment No. 20, first reading and require the following condition to be met prior to third reading: 1. Signing of a statutory declaration. CARRIED 4-0</p>
C22-20-09	7.3	<p>2022-18 Annual Operating & Capital Expenditure Program Amendment No. 1 – 2nd Reading Moved By: Councillor Spriggs Seconded By: Councillor Lister</p> <p>That Council give Bylaw 2022-18, being the 2022 Annual Operating Budget and Capital Expenditure Program Amendment No. 1 Bylaw, second reading. CARRIED 4-0</p>
C22-20-10	8	<p>Correspondence Moved By: Mayor Kendrick Seconded By: Councillor Lister</p>

That Council acknowledge receipt of the following correspondence: RCMP Monthly Policing Report-June, for informational purposes.
CARRIED 4-0

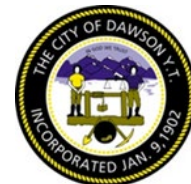
	9	In Camera
	9.1	Personnel Related Matter
C22-20-11	9.2	Move to In Camera Moved By: Mayor Kendrick Seconded By: Councillor Spriggs That Council move into a closed session of Committee of the Whole, as authorized by Section 213(3) of the Municipal Act, for the purposes of discussing a personnel related matter. CARRIED 4-0
C22-20-12	9.3	Revert to Council from COW Moved By: Councillor Spriggs Seconded By: Mayor Kendrick That Committee of the Whole revert to an open session of Council to proceed with the agenda. CARRIED 4-0
C22-20-13	10	Adjournment Moved By: Mayor Kendrick Seconded By: Councillor Lister That Council Meeting C22-20 be adjourned at 7:34 p.m. with the next regular meeting of Council being October 5, 2022. CARRIED 4-0

THE MINUTES OF COUNCIL MEETING C22-20 WERE APPROVED BY COUNCIL RESOLUTION #C22-21-XX AT COUNCIL MEETING C22-21 OF OCTOBER 5, 2022.

William Kendrick, Mayor

Cory Bellmore, CAO

Report to Council



☒ For Council Decision ☐ For Council Direction ☐ For Council Information

☐ In Camera

AGENDA ITEM:	Administration Building Heating Fuel Options	
PREPARED BY:	Owen Kemp-Griffin	ATTACHMENTS:
DATE:	29/09/2022	
RELEVANT BYLAWS / POLICY / LEGISLATION:		

RECOMMENDATION

That Council direct Administration to pursue a propane/heat pump system and continue to investigate the feasibility of a biomass system for the administration and public works building.

ISSUE / PURPOSE

To replace an aged heating system with a new energy efficient system.

BACKGROUND SUMMARY

In 2021 Administration received direction from council to pursue this work with the following resolution:

C21-15-05 Moved by Mayor Potoroka, seconded by Councillor Johnson that Council direct administration to switch from oil to propane as a heating fuel and pursue further design & planning in regard to replacing existing oil-fired boilers within the Administration building with a hybrid propane boiler/heat pump system.

Motion Carried 4-0

In May 2022, council postponed the award of this contract and requested it move back to committee of the whole for further discussion on the project

C22-13-10 Moved by Mayor Kendrick, seconded by Councillor Somerville that Council postpone the Propane Boiler Install Tender Award to a Committee of the Whole meeting.

Motion Carried 4-0

In September 2022, Administration received direction from council to pursue the following resolution:

CW22-12-03 Moved by: Councillor Somerville, Seconded by: Councillor Spriggs. That Committee of the Whole forward to Council to direct administration to pursue a propane/heat pump system and continue to investigate the feasibility of a biomass system for the administration and public works building.

Motion Carried 4-0

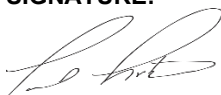
ANALYSIS / DISCUSSION

Upon confirmation, a tender package will be released for the design of the propane/heat pump heating system.

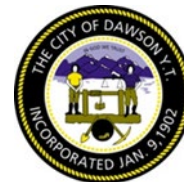
Options

- 1) That Council confirm resolution **CW22-12-03**
- 2) That Council reject resolution **CW22-12-03**

APPROVAL

NAME:	Paul Robitaille, A/CAO	SIGNATURE: 
DATE:	September 29, 2022	

Report to Council



☒ For Council Decision ☐ For Council Direction ☐ For Council Information

☐ In Camera

SUBJECT:	Subdivision Application #22-099: Callison Infill Lot	
PREPARED BY:	Planning & Development	ATTACHMENTS: 1. Public Notice
DATE:	September 12, 2022	
RELEVANT BYLAWS / POLICY / LEGISLATION: Municipal Act Subdivision Bylaw Official Community Plan Zoning Bylaw		
RECOMMENDATION		

It is respectfully recommended that Council grant subdivision authority to create the proposed infill lot in Callison Industrial Subdivision (Subdivision Application #22-099), subject to the following conditions:

1. The applicant submits a plan of subdivision completed by a certified lands surveyor drawn in conformity with the approval.
2. The applicant shall, on approval of the subdivision plan by the City of Dawson, take all necessary steps to enable the registrar under the Land Titles Act to register the plan of subdivision.

ISSUE / BACKGROUND

Subdivision Application #22-099 was received August 2022. The applicant is Yukon Government, Land Development Branch, who is requesting subdivision authority to establish boundaries for an un-surveyed, vacant parcel of Crown Land in Callison Industrial Subdivision for future sale (see figure 1). This subdivision arises from the administrative request that YG consider creating an industrial lot here. The proposed parcel is approximately 1.24 acres (0.5 hectares).

ANALYSIS / DISCUSSION / ALIGNMENT TO OCP & STRATEGIC PRIORITIES

Comments

Department heads have been asked to comment on this application for the purposes of assessing operational requirements such as access, lot grading, and slope stability, and at the time of writing this report, one comment was raised by the Public Works Manager regarding the potential need for territorial licensing beyond the purview of the municipality respecting the Stormwater Management Plan.

The Planning & Development Department notes that it is the responsibility of the applicant (YG) to go through the proper processes (eg. water license or YESAB).

The application has been circulated to property owners contiguous to the property, inviting comments and questions. No comments have been received at the time of submitting this report.

Subdivision Bylaw

Subdivision Control Bylaw s. 3.01 states that every subdivision of land must be made in accordance with the Municipal Act, the Official Community Plan, the Zoning Bylaw, and the Subdivision Control Bylaw. The Analysis/Discussion section of this report is intended to discuss the proposal's conformity with the provisions outlined in the relevant legislation, policies, and plans.

Municipal Act

The Municipal Act S. 314 details the requirements for any proposed plan of subdivision to have direct access to the highway to the satisfaction of the approving authority. The existing vehicle access to the site is via Callison Way (see figure 1).



Figure 1 Proposed infill lot.

Official Community Plan

The existing properties are currently designated as MU – Mixed Use. The area features an integrated mix of commercial and industrial uses complemented by residences and small-scale open spaces. Therefore, the current property conforms to the OCP and the proposed lot would be required to retain the same designation. Any new use or development on the proposed lots would be required to continue conforming to MU – Mixed Use.


Zoning Bylaw

The subject property is currently designated as M1: Industrial. The current land use conforms to this designation. Any new use or development on the proposed lots would be required to continue conforming to M1: Industrial.

OPTIONS

1. Council grant subdivision authority to create the proposed infill lot in Callison Industrial Subdivision (Subdivision Application #22-099), subject to the following conditions:
 - 1.1. The applicant submits a plan of subdivision completed by a certified lands surveyor drawn in conformity with the approval.
 - 1.2. The applicant shall, on approval of the subdivision plan by the City of Dawson, take all necessary steps to enable the registrar under the Land Titles Act to register the plan of subdivision.
2. Council does not grant subdivision authority to create the proposed infill lot in Callison Industrial Subdivision (Subdivision Application #22-099).

APPROVAL

NAME:	Paul Robitaille. A/CAO	SIGNATURE: 
DATE:	September 29, 2022	

Report to Council



☐ For Council
Decision

☐ For Council
Direction

☒ For Council Information

☐ In Camera

AGENDA ITEM:	New Recreation Centre Facility Update	
PREPARED BY:	Paul Robitaille, Parks and Recreation Manager	- Dawson City Recreation Centre Project Plan – August 24, 2022
DATE:	September 29, 2022	
RELEVANT BYLAWS / POLICY / LEGISLATION:		

RECOMMENDATION

That council accept the following report as information

ISSUE / PURPOSE

Give council a project update on new recreation centre project.

SUMMARY

Further work undertaken since *Project Plan – August 24, 2022 (Attached)*:

- Direction provided by City of Dawson Council and Administration on Functional Space Program (early-September 2022)
- Associated Engineers exploring Sanitary Servicing options for site with considerations of Dome Road Land Developments
- Joint News Release announcing increased funding from Yukon Government completed (late-September 2022)
- Draft Terms of Reference for the Dawson Recreation Centre Schematic Design: Client Team being reviewed by partners.


Upcoming:

- Initial draft of two options for schematic design expected in mid-October 2022
- Proposed presentation and discussion of schematic options with Council, scheduled for the last week in October 2022

ANALYSIS / DISCUSSION

Dawson City Recreation Centre Project Plan establishes the next steps and potential timelines relative to this project.

APPROVAL

NAME:	Paul Robitaille, A/CAO	SIGNATURE: 
DATE:	September 29, 2022	



PROJECT UPDATE

Project: Dawson Recreation Centre
Date: August 24, 2022
From: Annika Palm
Senior Project Manager, Infrastructure Development Branch

Work completed since last update:

- Meeting to review draft functional space programs.
- Submission of draft Functional Space Programs from Republic, for review and comment by CoD.
- Contract for Climate Vulnerability Assessment created with WSP.
- Letter was sent from YG CS Minister to Mayor of Dawson re: project budget.
- Coordination between Infrastructure Branch and Land Development regarding regulatory applications.
 - o Request for AE to submit a proposal to complete a stormwater feasibility study for parcels D/F of the Dome Development. To provide: conceptual plan for filling of dredge ponds, plan for interim stormwater management requirements during construction and review of stormwater management once the stormwater leaves the development (ie. where does the water ultimately go).
 - o Request for Stantec to submit a proposal to complete DFO and Water License applications for the project.
 - o Stantec is going to include the Rec Centre in their YESAB application for Dome Road

Current status:

- FSPs are with City of Dawson for review and comment.
- Stantec is updating the project proposal to YESAB to include the Rec Centre, since the assessments of the Dome Development parcels D/F overlap with the Rec Centre.
- IDB working on ICIP funding application and gathering relevant info.

Upcoming:

- Draft Working Group Terms of Reference- Annika to send to CoD and TH this week
- YESAB submission- to be finalized based on support and direction from CoD and TH regarding Dome Road Development Master Plan.
- TH Engagement Plan- draft is underway. Would like to see comments from recently proposed Lagoon engagement plan, prior to submission of this one
- Communication Plan
- What are the plans for finding a new snow dump?
- Review of offsite servicing requirements (water, sewer, power)
 - o Priority to look into sanitary tie-in feasibility

Schedule Impacts:

- Schedule has been extended to accommodate addition of 2 Preliminary Schematic Design Options.
- Next major project meeting is planned for week of October 11th- Review of Preliminary Schematic Design Options.
- Draft Schematic Design presentation is planned for week of February 6th.

Committee Minutes

THURSDAY AUGUST 18, 2022
19:00

Meeting Type: Regular**Meeting: # HAC 22-14****Facilitators:** Stephani McPhee, PDO**Attendees:** Eve Dewald (chair), Charlotte Luscombe (left 7:59pm), Megan Gamble, Angharad Wenz (arrived 8:04pm)**Regrets:** Rebecca Jansen

Meeting Called to order at 7:06 PM.

Minutes

Agenda Item: Agenda Adoption**Presenter:** Eve Dewald**Resolution:** 22-14-01**Second:** Charlotte Luscombe

THAT the Agenda for Heritage Advisory Committee Meeting 22-14 has been adopted as presented.

Discussion: None.

Votes For: 3

Votes Against: 0

Abstained: 0 CARRIED

Agenda Item: Conflict of Interest**Resolution:** n/a**Discussion:**

- Charlotte will abstain from voting and commenting on development permit #22-085.
- Stephani will abstain from discussing development permit #22-087 in the delegate's absence.

Agenda Item: Committee of the Whole**Resolution:** 22-14-02

THAT the Heritage Advisory Committee move into the Committee of the Whole.

Discussion: None

Votes For: 3

Votes Against: 0

Abstained: 0 CARRIED

Agenda Item: Delegations

Permitted cladding material and size inquiry

Discussion:

- The delegate requested clarification on cladding materials and sizes that are historically compliant, to pass on correct information to clients, and to ensure that work does not need to be re-done in the future on an approved permit due to potential heritage non-compliance.
- The delegate asked whether the HAC commented on all exterior elements of the Yukon Housing duplex that was approved recently (development permit #22-063), noting that they had been told conflicting information in the past regarding compliant cladding materials and sizes that are featured in the designs.
 - The delegate understood previously that 7/8" corrugated siding was historically non-compliant, and rather that 1/2" was historic.
 - Additionally, the delegate understood that composite materials (notably the approved Cementous board and batten) were not historically compliant, and requested confirmation. The HAC stated that it is not preferred to permit composite materials, however they exist in Town, and the Committee does not have any binding rule against permitting them. In practice, these materials are recommended for and against based on their development context.

- The HAC commented that they review developments on a case-by-case basis, as some historic components are more commonly seen on certain types of developments and often vary depending on where in Town the development is located.
- The HAC noted that the specific development in question was approved, indicating that if it is questioned in the future, it will be up to the Committee to defend their decision, not the developer to re-construct (so long as construction is done according to approved plans).
- The delegate noted that the turned columns that were added as a condition of approval by the Committee are an expensive product, asking if they are an absolute requirement.
 - The HAC responded that the turned columns were an element decided on and added by the Architect to provide more historic details in the design.
- The delegate asked a general question not related to the application: is galvalume a permitted material?
 - The HAC responded that this is dependant on a project's details. For example, if it is intended to be painted, galvalume is often a better material to use. If it is meant to be left to its natural look, then galvanized metal is preferred as it is less modern looking (not as shiny as galvalume).

Agenda Item: Delegations

Nathaniel Jones and Jared Klok – DP #22-085

Discussion:

- The HAC asked about details of the development proposed:
 - What is the cladding material? Board and batten, vertical treated wood.
 - What is the cladding material on the addition? Bevel siding.
 - Are the doors 2/3 lite metal? The delegate confirmed.
 - Details on skirting? Horizontal board.
 - Details on corner boards? To match the siding.
 - Details on windows? 1x4 bevel trim.
 - Details on the roof trim and soffits? Exposed rafter tails (with exposed tongue and groove).
 - Will there be venting in the gable? Yes, the vents will either be square or made to be invisible inside of the board and batten. The HAC confirmed that both options would be historically compliant.
 - The HAC asked whether all windows are casement. The delegate confirmed.

Agenda Item: Revert to Heritage Advisory Committee

Resolution: 22-14-03

Presenter: Eve Dewald

Second: Charlotte Luscombe

THAT the Committee of the Whole revert to the Heritage Advisory Committee.

Discussion: None.

Votes For: 3

Votes Against: 0

Abstained: 0 CARRIED

Agenda Item: Adoption of Meeting Minutes

Resolution: 22-14-04

Presenter: Eve Dewald

Second: Megan Gamble

THAT the Heritage Advisory Committee APPROVE the minutes from meeting #22-13 as presented.

Discussion: None.

Votes For: 3

Votes Against: 0

Abstained: 0 CARRIED

Agenda Item: Business Arising from the Minutes

None.

Agenda Item: Applications
Resolution: 22-14-05

Presenter: Eve Dewald
Seconders: Megan Gamble

THAT the Heritage Advisory Committee TABLE development permit #22-087 upon receipt of additional information.

Discussion:

- The HAC requested photos from all sides to inform their decision.

Votes For: 3

Votes Against: 0

Abstained: 0 CARRIED

Agenda Item: New Business
Resolution: n/a

Presenter: Eve Dewald
Seconders: Megan Gamble

The HAC recognizes receipt of information re: a new professional advisory member from Parks Canada.

Discussion: None.

Agenda Item: Applications
Resolution: 22-14-06

Presenter: Eve Dewald
Seconders: Angharad Wenz

Charlotte leaves 7:59pm
Angharad arrives 8:04pm.

THAT the Heritage Advisory Committee ADVISE development permit #22-085 and request to see revised designs that include the following:

- A door schedule.
- More symmetry implemented on the North facing, 2-storey façade.

Discussion:

- The HAC made some comments on the development that can hopefully be reflected in the design:
 - The HAC noted a lack of symmetry & rhythm on the front façade, as it is a large building with small openings. A potential remedy to this could be the addition of a larger 1st floor window on the two-storey, North facing façade, which would promote more of a 'Dawson Style' aesthetic. Alternatively, the HAC suggested that the front façade have more symmetry implemented using character defining façade parameters, as noted in the Heritage Design Guidelines.
 - The HAC commented that standing seam is not typical except for in institutional uses, however, the Committee recognizes that this material is only being used on the roof of the addition, which has a commercial function.
 - The HAC appreciates that the building's setbacks are similar to adjacent properties – this helps the development to blend in well with the neighborhood.
 - The HAC commented that the horizontal rectangle windows are only compliant on the addition, due to its commercial function. The residential structure must only feature vertical rectangle casement windows or square. This comment was provided in case amendments are proposed to the window schedule.
 - The HAC commented that the standard size of window trim is 2x6, rather than 1x4, however 1x4 can apply in this case because of the window style chosen.

Votes For: 3

Votes Against: 0

Abstained: 0 CARRIED

Agenda Item: Adjournment
Resolution: 22-14-07

Presenter: Angharad Wenz
Seconders: Megan Gamble

That Heritage Advisory Committee meeting HAC 22-14 be adjourned at 8:56pm on August 18, 2022.

Votes For: 3

Votes Against: 0

Abstained: 0 CARRIED

Minutes accepted on: September 15th, 2022 (HAC meeting #22-16)

From: Carol McBride <emailcarolmcbride@gmail.com>

Sent: Tuesday, September 27, 2022 21:16

To: Bill Kendrick <bill.kendrick@cityofdawson.ca>; CAO Dawson <cao@cityofdawson.ca>

Subject: World Kindness Day Yukon Proclamation

I would like to thank Council for proclaiming World Kindness Day last year.

When I looked into getting a territorial proclamation, the website stated the request should come from an entity, and it requires weeks to process.

As such, I would like to suggest the City of Dawson spearhead the suggestion to the Office of the Commissioner to annually designate November 13 as World Kindness Day, for all the right reasons.

Thank you for your consideration.

- Carol McBride

2021 Request

City of Dawson

E-Service Request

Message Type : Council & CAO Office

Name : Carol McBride

Email :

Street Address :

Mailing Address :

City/Town : Dawson

Province : Yukon

Postal Code : Y0B1G0

Phone Number :

Request / Question : November 13 is World Kindness Day. 66 days away. I would like to see Dawson make a proclamation to observe this day.

Who knows what good can come of it?

If we get behind it, I believe the title of “ Kindness Capital “ might still be up for grabs!

Last year I sent the idea to Mayor Potoroka, and Councillors Kendrick and Ayoub.

There was some support for the proclamation but I was too late in asking.

Hopefully this can get done by the present council - another legacy and , an act of kindness.

Thank you

C21-23-02 Moved by Mayor Kendrick, seconded by Councillor Somerville that November 13th is proclaimed World Kindness Day in the City of Dawson.
Carried 5-0

PROCLAMATION

World Kindness Day

November 13, 2021



Whereas World Kindness Day is a global day that promotes the importance of being kind to each other, yourself and the world, and

Whereas The City of Dawson wishes to recognize the impact on the health and wellbeing of the giver and receiver of acts of kindness, and

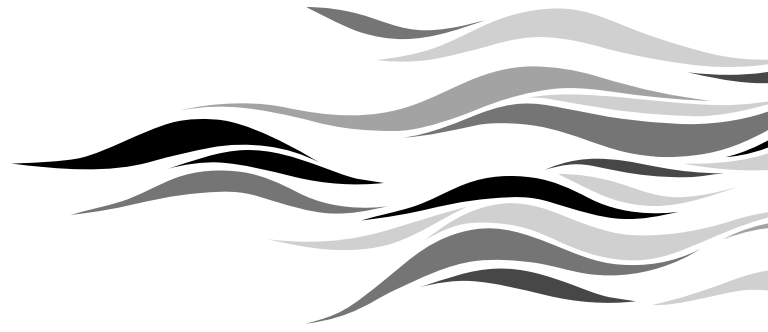
Whereas The City of Dawson wishes to promote good deeds and pledging acts of kindness from individuals and organizations.

Therefore I, William Kendrick, as Mayor of the City of Dawson, Yukon Territory, do hereby proclaim **November 13, 2021**, to be
"World Kindness Day"

in the City of Dawson, Yukon Territory, and I commit this observance to the people of the City of Dawson. I further encourage all Dawsonites engage in simple acts of kindness towards yourselves, each other and to the beautiful land on which we live.

Mayor William Kendrick

Dated this ____ day of _____, 2021.



**Community Services | Community Development, Infrastructure Development Branch
PO Box 2703 (C-13), Whitehorse, Yukon Y1A 2C6**

August 5, 2022

Mayor William Kendrick
PO Box 308
Dawson City, Yukon Y0B 1G0
mayor@cityofdawson.ca

VIA EMAIL

RE: Dawson City Recreation Centre

Dear Mr. Kendrick,

I am writing to confirm the next steps regarding the new recreation centre in Dawson City.

Annika Palm is Yukon government's project lead. She will be drawing on the support of her team at Infrastructure Development Branch to work through planning, design and construction with the City of Dawson.

The project is in schematic design, which will continue through to late fall of this year. Work is underway on federal funding applications and any necessary supporting documentation, including a Climate Lens Assessment. A news release to announce the project moving forward will be coordinated with City of Dawson in alignment with submission of the funding application to Canada, and is anticipated for this fall.


Environmental approvals and detailed design for the recreation centre will continue into 2023 in advance of the construction tender. Award of the construction contract is planned for late 2023, with construction to begin in 2024.

To advance this important project for Dawson City, YG has agreed to increase the original budget to \$60 million from \$20 million. This budget is based on Dome Road Option 1, from the Feasibility Study, as selected by Dawson City Council. This budget accounts for some price escalation since the Feasibility Study was completed and adds budget for design and consultant services to complete a successful project.

To keep the project on time and within budget, the scale and major amenities selected in Option 1 should remain the same. The project team will work closely with City of Dawson to find opportunities to make minor adjustments to the facility as requested and work within the budget.

We look forward to working with City staff and Mayor and Council to complete the schematic design over the next few months and to seeing this project advance for the continued enjoyment and expansion of recreation activities in Dawson City into the future.

Sincerely,



Richard Mostyn
Minister of Community Services

cc: Sandy Silver, Premier

From: [CAO Dawson](#)
To: [Executive Assistant](#)
Subject: FW: wastewater lagoons
Date: September 28, 2022 10:19:40 AM

More correspondence

From: Bill Kendrick <bill.kendrick@cityofdawson.ca>
Sent: Sunday, September 11, 2022 2:19 PM
To: CAO Dawson <cao@cityofdawson.ca>
Subject: Fwd: wastewater lagoons

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From: Greg Haksonson <ghaksonson@oroentltd.ca>
Sent: Sunday, September 11, 2022 9:22:45 AM
To: bill.kendrick@cityofdawson.ca <bill.kendrick@cityofdawson.ca>; julia.spriggs@cityofdawson.ca <julia.spriggs@cityofdawson.ca>; Alexander.Somerville@cityofdawson.ca <alexander.somerville@cityofdawson.ca>; patrik.pikalek@cityofdawson.ca <patrik.pikalek@cityofdawson.ca>; brennan.lister@cityofdawson.ca <brennan.lister@cityofdawson.ca>
Cc: Sandy.Silver@yukon.ca <Sandy.Silver@yukon.ca>
Subject: wastewater lagoons

Hi all

I am contacting you as I have grave concerns with regards to YG's solution to our wastewater treatment i.e construction of lagoons somewhere up the Klondike valley. Following are my primary concerns:

1. The proposed location of the lagoons i.e. upstream of Dawson's drinking water source is a sure recipe for disaster as it is a well documented fact that pollution upstream of drinking water eventually contaminates it and I am sure most 12 year old's would know that.
2. The proposal would require pumping of effluent 24/7/365 and as such would require redundancy of pumps and pipeline as a shutdown, even for a short time would be disastrous. This combination results in an expensive build cost and high yearly O&M costs.
3. Third, and perhaps foremost, lagoons off gas methane which is 25-30 times more polluting than CO₂ and this at a time when we are seeing unprecedented weather events worldwide resulting from global warming and quite contradictory to Canada's stated and agreed to goals to reduce green house gases. This alone should have been a "show stopper".

I have been trying privately to get this choice off the table but have enough experience with YG's planners and engineering to know they do not stop pushing their ideas and designs even when they are, at the very best poor and quite often stupid. We have far too many examples of their failed work in and around this town and are seeing continued examples of it in the projects they are currently executing here now. The difference with all their other failed projects is that this one will

eventually cause irreversible damage to our drinking water, think Flint Michigan or any of the other thousands of US towns with undrinkable water that resulted from the same thoughtlessness.

What I want to propose is “a Dawson solution”. I think Dawson needs to lobby YG for funding to do a short study that would include:

- Determining what is still functional and/or salvageable in the existing wastewater treatment plant after these many years under YG management.
- What the cost would be to get whatever is there and makes sense to continue using up and running at 100%
- What is required additionally to make the treatment robust, dependable and affordable.

And this study would be followed up by YG funding Dawson to manage the design and build of the solution.

I think this is the route to go as I believe YG is not trying to provide Dawson with the best solution, what they are trying to do is get this situation off their backs as quickly and easily as possible. They screwed up big time when they contracted to purchase the Corix system and worse when they took it over and then ran it into the ground, now they just want to build something “quick and dirty”, hand it off to Dawson, wash their hands of it and walk away, they do not have the goal of finding the “most elegant solution” to the problem.

There is enough expertise in Dawson (including the experts Dawsonites know from away) to find a cost effective and functional solution without yet again spending multi-millions to do something so stupid as lagoons in our drinking water so I ask you to consider this and lobby our MLA to take the project away from YG and put it in our hands, there is way too much at stake.

Thanks and I look forward to your thoughts and responses.

Greg



September 15, 2022

William Kendrick
Mayor, City of Dawson
Box 308
Dawson City, YT Y0B 1G0

RE: Request for Support in Developing a Municipal Inventory of Historic Sites

Dear Mayor Kendrick,

Thank you for your letter dated August 1, 2022 regarding the City of Dawson's request for assistance to develop an inventory of historic sites within the municipality and for the information you provided regarding relevant Bylaw reviews and amendments.

As you mention, the Historic Sites Unit oversees the Yukon Historic Sites Inventory (YHSI), a secure online database of documented sites throughout Yukon, and the public facing Yukon Register of Historic Places, which lists all sites designated under Yukon's *Historic Resources Act*, including those designated by the City of Dawson. The Yukon Register of Historic Places (YRHP) is available online at <http://register.yukonhistoricplaces.ca/>.

Both the YHSI and YRHP are currently under redevelopment to modernize the applications, and to create new features and usability. These updates will better meet the needs of the City of Dawson in creating transparency of historic sites within the municipality and will assist with heritage management, community development and planning.

I have directed staff from the Historic Sites unit to work with the City of Dawson to develop a process whereby vital information pertaining to historic sites within the municipality are up to date and accessible. Please contact Rebecca Jansen, Manager of Historic Sites at Rebecca.jansen@yukon.ca if you have any further questions or if you require any additional assistance.

Sincerely,

Ranj Pillai
Minister of Tourism and Culture





September 16, 2022

Mayor
Town of Dawson City
Box 308
Dawson City, Yukon Y0B 1G0



Re: Yukon Surface Rights Board 2021-2022 Annual Report

I am pleased to provide you with a copy of the Yukon Surface Rights Board's 2021-2022 annual report.

If you have any questions or would like to have a personalized presentation of the Board, its mandates, jurisdiction, and process, please contact the Board's office. You may obtain additional information and Board publications, such as the Board's application form and guide, by visiting the Board's website, **www.yukonsurfacerrights.ca**.

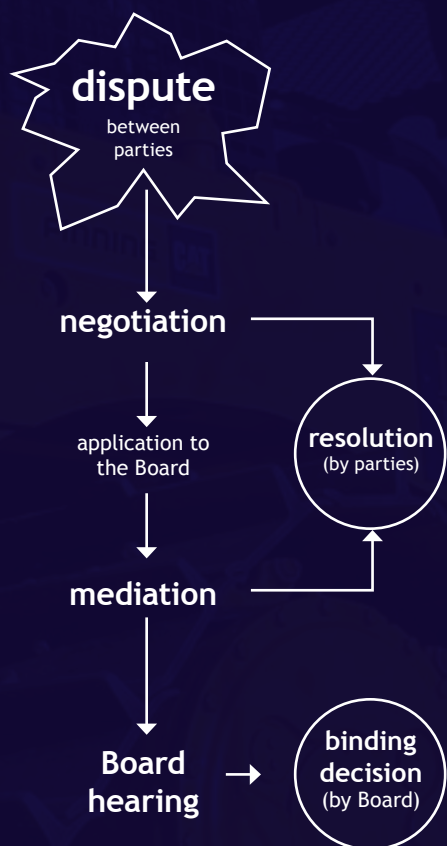
Sincerely,

Elizabeth Moses
Acting Chairperson

Annual Report

2021-2022





Yukon Surface Rights Board
Box 31201
Whitehorse, YT
Y1A 5P7

Phone: (867) 667-7695
Fax: 1-866-637-5091 (toll free)
Email: info@yukonsurfacerrights.ca
www.yukonsurfacerrights.ca

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Background

The Yukon Surface Rights Board

The Yukon Surface Rights Board (the “Board”) is a tribunal whose primary role is to resolve access disputes between persons owning or having an interest in the surface of the land and others having a right to access or use the land. The Board’s process starts when the parties are unable to reach an agreement and a party applies to the Board.

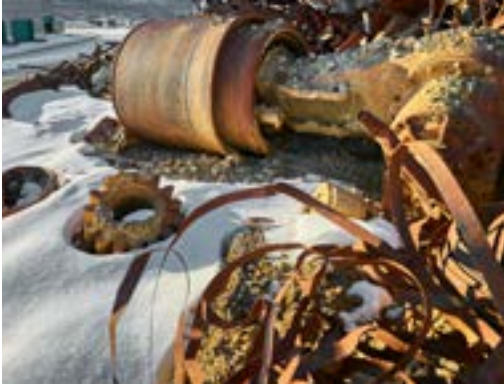
The Board’s jurisdiction is derived from several statutes. The primary authority for the Board is set out in the *Yukon Surface Rights Board Act* (Canada) (the “Act”) which came into force on February 14, 1995. The Act was drafted to reflect the principles established in Chapter 8 of the *Council for Yukon Indians* (now the Council of Yukon First Nations - “CYFN”) *Umbrella Final Agreement* (the “UFA”). The UFA is an agreement between the Government of Canada, CYFN, and the Government of Yukon which established the framework for comprehensive land claim agreements in Yukon with Yukon First Nations. Additional responsibilities of the Board are set out in other laws and agreements including the *Quartz Mining Act* (Yukon), the *Placer Mining Act* (Yukon), the *Oil and Gas Act* (Yukon), the *Expropriation Act* (Canada), the *Radiocommunications Act* (Canada), and individual Yukon First Nation Final Agreements.

Board membership

The Board is an independent, impartial body made up of five members - two of whom are selected by the Council of Yukon First Nations and two selected by the Government of Canada. The fifth member, the Chairperson, is a recommendation from the Board. All Members are appointed by the Minister of Crown-Indigenous Relations and Northern Affairs Canada (CIRNAC) for a three-year term.

What sorts of disputes does the Board hear?

The Board’s primary responsibility is to hear and decide disputes related to accessing or using Yukon First Nation settlement land and, in certain circumstances, disputes involving access to or use of non-settlement land.



2021-2022 Yukon Surface Rights Board Members

Chairperson

- **Al Foster**—*Board nomination, term to February 6, 2024*

Members

- **Elizabeth Moses**—*CYFN nomination, term to July 23, 2023*
- **Jennifer Lee**—*Federal Government nomination, term to February 17, 2024*
- **Vacant**—*CYFN nomination, term ended May 10, 2020*
- **Shelagh Rowles**—*Federal Government nomination, term to February 20, 2023*

Settlement land

In relation to settlement land, the responsibilities of the Board include:

- resolving access disputes between a Yukon First Nation and a person with a right to enter and use, cross, or stay on that Yukon First Nation's settlement land;
- resolving access disputes between a Yukon First Nation and a person with right to access settlement land in order to exercise a mineral right;
- resolving disputes between Government and a Yukon First Nation relating to Government's use or restoration

of gravel quarries located on settlement land; and

- determining the compensation to be provided to a Yukon First Nation for the expropriation of settlement land.

Non-settlement land

In relation to non-settlement land the primary responsibility of the Board is to resolve disputes between a person with a right or interest in the surface of the land, for example a landowner, and a person who has a right of access to that land under a mineral right. The Board has specific responsibilities under the *Placer Mining Act* (Yukon) and the *Quartz Mining Act* (Yukon) to hear and determine disputes about compensation to be paid under those Acts for loss or damages, and about the adequacy of security required by the mining recorder. The Board also hears interpretation disputes of certain provisions of the Laws of the Legislature of Yukon that have been identified in regulations and which confer rights of access for the purpose of the exercise of a mineral right, specifically:

Quartz Mining Act: section 12

Placer Mining Act: section 17, 48(c), and 55(1)

Oil and Gas Act: subsection 69(1)

Coal Regulation: section 4 and 17(1)



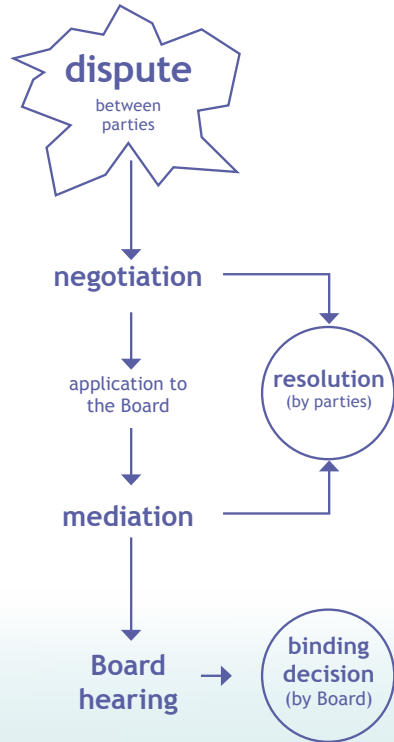
Application and Hearing Process

What to do if there is a dispute?

Negotiate

The Board is intended to be the last means of resolving disputes. Consequently, applicants must attempt to resolve their disputes through negotiation before they apply to the Board for an order. Negotiation attempts must be documented and meet the minimum requirements outlined in the *Board's Rules of Procedure*. Attempts at negotiation may include:

- telephone discussions
- in-person meetings
- mediation attempts
- correspondence between parties





What to do if negotiations are unsuccessful?

Apply to the Board

If the dispute is not resolved by negotiation, either party may submit an application to the Board for consideration. The application must include the supporting documentation required by the *Yukon Surface Rights Board Act* and the *Board's Rules of Procedure*.

The *Guide to Making an Application to the Yukon Surface Rights Board* has helpful information on completing and filing an application. If the Chairperson of the Board determines that the application is complete, the application is submitted to the Board.

Mediation

When the Board accepts an application, it will first offer mediation to the parties. If the parties agree to mediation, the Board will appoint a mediator and contribute a nominal amount, set out in the *Rules of Procedure*, towards the cost of mediation. The parties involved in the dispute are responsible for any additional mediation costs.

If mediation is successful, the parties may choose by consensus to:

- not involve the Board further and let their mediated settlement direct future interactions between the parties; or
- request that the terms and conditions of a mediated settlement be made an order of the Board. The Board may make the settlement an order only if the terms and conditions of the submitted mediated settlement fall within the scope of the Board's authority.



What if mediation is unsuccessful?

Proceed to a Hearing

If the dispute is not resolved by mediation, the matter will normally proceed to a hearing.

The hearing will follow the process set out in the *Yukon Surface Rights Board Act* and the *Board's Rules of Procedure*.

An application to the Board will usually be heard and decided by a panel of three Board members. If settlement land is involved at least one of the panel members will be a Board member nominated by the Council of Yukon First Nations. However, the *Act* does allow the parties to an application to agree to a panel comprised of a single Board member.

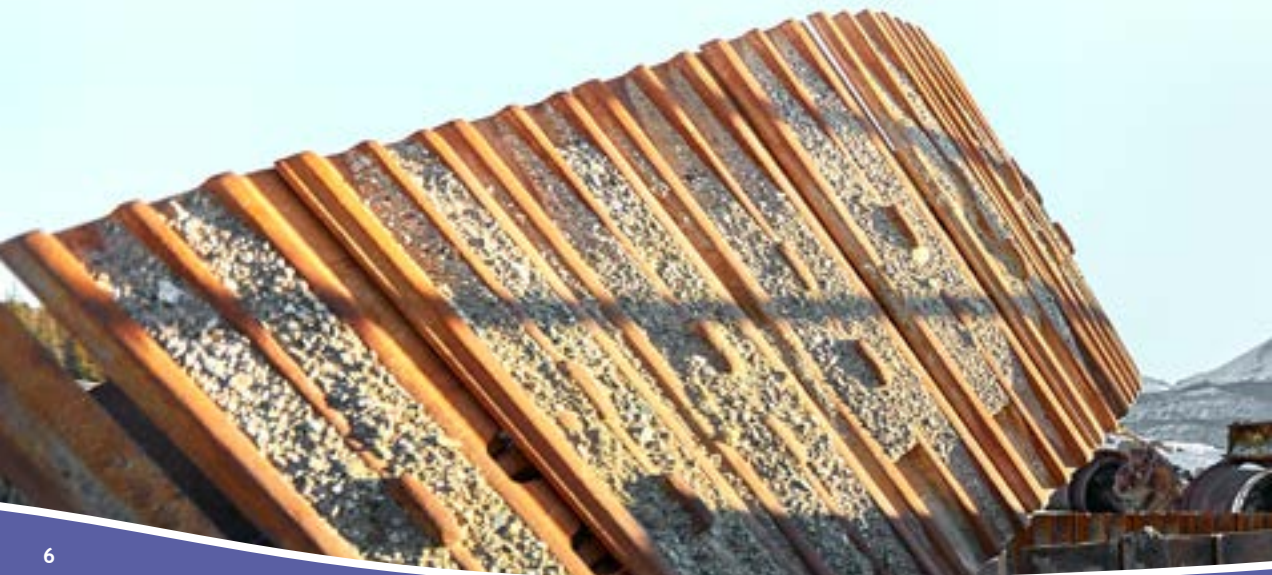
Location of Board Hearings

A dispute involving settlement land will generally be heard in the traditional territory of the Yukon First Nation whose settlement land is involved. A dispute relating to non-settlement land will usually be heard in the community closest to the land in question.

Hearing process

Applications to the Board are dealt with as informally and expeditiously as the circumstances and considerations of fairness permit. The *Board's Rules of Procedure* provide considerable direction on the hearing process.

Upon completion of a hearing, the Board issues its decision with reasons.





Who may participate in a hearing?

Section 29 of the *Yukon Surface Rights Board Act* identifies the parties to a hearing. The parties to a hearing may include:

- the parties to the dispute and any other party the Board determines has a right or interest in the land areas affected by the dispute;
- where settlement land is an issue, the affected Yukon First Nation and any affected interest holder;
- in some cases, the Minister of Crown-Indigenous Relations and Northern Affairs Canada (CIRNAC) and/or a designated minister of the Government of Yukon; and
- in the case of applications related to accessing mineral rights on non-settlement land, the mining recorder.

What kind of hearing decisions may the Board make?

Binding Orders

Orders of the Board are binding and may be enforced in the same manner as an order of the Supreme Court of Yukon.

Types of Orders

Depending upon the nature of the dispute, the Board may:

- require security to be given to address any loss or damage that may occur regarding the surface of the land;
- require compensation to be paid for any loss or damage that may occur regarding the surface of the land;
- designate the kind of equipment that will be allowed on the surface of the land;
- designate the route of access that must be taken when entering onto the surface of the land;
- limit the times of access (for example, access might not be allowed during spring melt or break up due to the potential damage that may result); and
- stipulate other terms and conditions which the Board, in accordance with its enabling legislation, considers appropriate to address the issues in dispute.



2021/22 Activities

Due to Covid-19, activities of the Board were limited due to meeting the guidelines provided by the chief medical officer of Yukon. In addition, the Board was limited by the number of appointees made to the Board.

Applications to the Board

There were no applications to the Board during the 2021/22 fiscal year.

Access to Information Requests

The Board, pursuant to the [Access to Information Act](#) (Canada), had no access to information application requests during the 2021/22 fiscal year.

Training

The issues that come before the Board are complex in nature and require Board members to have a broad understanding of a wide range of issues. Some of these include:

- the [Umbrella Final Agreement](#) and First Nation Final Agreements and their respective Implementation Plans;
- administrative law and the principles of natural justice;
- dispute resolution;
- mining and land use legislation;
- mining and land use best practices;
- a variety of legislation governing the Board and its administration, and
- land use and legal issues.

Board members and staff participate in relevant training and conferences in an effort to maintain and develop capacity. The Board retains legal counsel and is regularly briefed on legal decisions that have a bearing on or is, directly or indirectly, related to its jurisdiction or process. The Board has been developing a dynamic in-house training manual for new and existing Board members.

Communications

Pursuant to section 38 (a) of the [Yukon Surface Rights Board Act](#):

‘The Board shall keep a public record of all applications made to the Board and orders and other decisions made by the Board in respect of applications’.

Listings of the Board’s public record, summary of access to information requests, governance and procedure documents, and publications can be accessed from the Board’s office or website (www.yukonsurfacerights.ca). The Board’s office, located in Whitehorse, is equipped with a reading room for the viewing of the Board’s public records and reference material.





Public relations

During the 2021/22 fiscal year the Board maintained an office in Whitehorse, updated the Board's web site, produced and distributed the Board's annual report, and attended public functions and meetings but were limited due to Covid-19 guidelines.

Industry relations

The Board kept industry informed by:

- attending and/or hosting a booth at industry functions however most events were cancelled due to Covid-19 restrictions on gathering; and
- including industry associations on the Board's consultation mail-out list.

First Nations relations

The Board was available to meet First Nations who request. The Board provides information and guidance respecting the Board's legislation and procedures. Annually, the Board provides each Yukon First Nation and all *UFA* boards and councils with a copy of the Board's annual report. All Yukon First Nations and *UFA* boards and councils are included on the Board's consultation mail-out list. The Board usually attends CYFN's annual general meeting and sets up an information booth but the in-person gathering was cancelled due to Covid-19.

Government relations

The Board keeps in contact with First Nations', territorial, federal and municipal governments. This often requires attending workshops with the various governments when invited. The Board submitted funding reports to the Department of Crown-Indigenous Relations and Northern Affairs Canada and activity reports to the federal Access to Information and Privacy Commissions.

Participation in related initiatives

During the fiscal year the Board has:

- provided information when requested, for Federal Government updates to the *Yukon Surface Rights Board Act* and Regulations;
- updated its communications material;
- developed and printed a legal resources handbook for self-represented parties;
- Printed the Guide to Making an Application and the Application under the Board's marketing design;
- developed and put on-line a fillable PDF version of the Board's Application;
- maintained its mobile friendly internet site;
- marketed the Board's role and process;
- participated in Board member development by participating in third party training initiatives; and
- continued to develop and implement its in-house training program.





Planned Activities – 2022/23

In addition to fulfilling its legislative responsibilities, the Board intends to:

- continue to update the new Board member training material and manual;
- improve on the Board policy document;
- continue communications with industry, the public, and the governments of Yukon, Canada, and First Nations;
- continue to fine tune the Board's internet site;
- participate in industry trade shows and community visits upon request;
- continue to edit communication material to reflect new and recent changes in legislation and regulations;
- continue to participate in training initiatives for tribunal members with Canadian Council of Administrative Tribunals, Foundation of Administrative Tribunals, Yukon College, Government of Canada and Government of Yukon; and
- continue developing and implementing the Board's in-house training program.

FAQ

What are surface rights?

Surface rights refer to the rights and/or interests associated with the surface of land which may include land ownership, lease hold interests, or other rights to access or use the surface of land.

What are subsurface rights?

Subsurface rights refer to rights associated with resources below the surface of land such as minerals, oil, and gas.

Do land owners have subsurface rights to their land?

Not usually. Most private landowners have “fee simple” title to their land which typically does not include the subsurface rights.

Does First Nation settlement land include subsurface rights?

First Nations have both surface and subsurface rights on Category A Settlement Lands. On Category B Settlement Lands, they have only the surface rights; the subsurface rights on Category B lands are reserved to the Crown.

Is an “attempt to negotiate”, in the Board's application process, the same as “First Nation consultation” as defined in the Yukon Land Claim Agreements or Supreme Court of Canada decisions?

“Attempt to negotiate”, in the Yukon Surface Rights Board context, refers to the applicants attempts to resolve their disputes through negotiation before they apply to the Board for an order. Negotiation attempts must be documented and meet the minimum requirements outlined in the *Board's Rules of Procedure*. Parties, to a dispute involving a First Nation, should ensure that adequate consultation and accommodation occurred during the regulatory and licensing processes. Attempting to negotiate, as part of the YSRB process, may offer an opportunity to address some issues relevant to the larger consultation process.



Financial Statements

March 31, 2022



Management Responsibility Statement

The accompanying financial statements of the Yukon Surface Rights Board (the “Board”) are the responsibility of the Board’s Management and have been reviewed and approved by the Board of Directors.

The financial statements have been prepared in accordance with Canadian public sector accounting standards, and include some amounts that are based on management’s best estimates and judgements.

In discharging its responsibility for the integrity and fairness of the financial statements, management maintains a system of books, records, internal controls and management practices designed to provide reasonable assurance that transactions are properly authorized and recorded, assets are safeguarded, reliable financial information is produced on a timely basis, and the Board complies with applicable laws and conflict of interest rules.

The Board of Directors is responsible for ensuring that management fulfills its responsibilities for financial reporting and internal control. The Board exercises this responsibility by meeting with management and the external auditors on a regular basis. These financial statements have been independently audited by the Board’s external auditor, M. McKay & Associates Ltd., and their report is included with these financial statements.



Allan J. Foster
Chairperson and CEO



Ian Pumphrey
Executive Director

Independent Auditors' Report

To the Members of the Yukon Surface Rights Board

Opinion

We have audited the accompanying financial statements of Yukon Surface Rights Board ("the Board") which comprise the statement of financial position as at March 31, 2022, and the statement of operations, statement of changes in net financial assets and statement of cash flows for the year then ended, and a summary of significant accounting policies and other explanatory information.

In our opinion, the accompanying financial statements present fairly, in all material respects, the financial position of Yukon Surface Rights Board as at March 31, 2022, the results of its operations, the changes in net financial assets and its cash flows for the year then ended in accordance with Canadian public sector accounting standards.

We conducted our audit in accordance with Canadian generally accepted auditing standards. Our responsibilities under those standards are further described in the "Auditor's Responsibilities for the Audit of the Financial Statements" section of our report. We are independent of the entity in accordance with the ethical requirements that are relevant to our audit of the financial statements in Canada, and we have fulfilled our other ethical responsibilities in accordance with these requirements. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Emphasis of Matter

Without modifying our conclusion, we draw attention to note 11 to the financial statements, concerning the worldwide spread of a novel coronavirus known as COVID-19 and its effect on the global economy. Our conclusion is not modified in respect of this matter.

Responsibilities of management and those charged with governance for the financial statements

Management is responsible for the preparation and fair presentation of the financial statements in accordance with Canadian public sector accounting standards, and for such internal control as management determines is necessary to enable the preparation of financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the financial statements, management is responsible for assessing the entity's ability to continue as a going concern, disclosing, as applicable, matters related to going concern and using the going concern basis of accounting unless management either intends to liquidate the entity or to cease operations, or has no realistic alternative but to do so.

Those charged with governance are responsible for overseeing the entity's financial reporting process.

Auditor's responsibilities for the audit of the financial statements

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinion. Reasonable assurance is a high level of assurance, but is not a guarantee that an audit conducted in accordance with Canadian generally accepted auditing standards will always detect a material misstatement when it exists. Misstatements can arise from fraud or error and are considered material if, individually or in the aggregate, they

could reasonably be expected to influence the economic decisions of users taken on the basis of these financial statements. As part of an audit in accordance with Canadian generally accepted auditing standards, we exercise professional judgment and maintain professional skepticism throughout the audit. We also:

- Identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, design and perform audit procedures responsive to those risks, and obtain audit evidence that is sufficient and appropriate to provide a basis for our opinion. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control.
- Evaluate the appropriateness of accounting policies used and the reasonableness of accounting estimates and related disclosures made by management.
- Conclude on the appropriateness of management's use of the going concern basis of accounting and, based on the audit evidence obtained, whether a material uncertainty exists related to events or conditions that may cast significant doubt on the entity's ability to continue as a going concern. If we conclude that a material uncertainty exists, we are required to draw attention in our auditor's report to the related disclosures in the financial statements or, if such disclosures are inadequate, to modify our opinion. Our conclusions are based on the audit evidence obtained up to the date of our auditor's report. However, future events or conditions may cause the entity to cease to continue as a going concern.
- Evaluate the overall presentation, structure and content of the financial statements, including the disclosures, and whether the financial statements represent the underlying transactions and events in a manner that achieves fair presentation.

We communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit and significant audit findings, including any significant deficiencies in internal control that we identify during our audit.



M. McKay & Associates Ltd.
Certified General Accountants

Whitehorse, Y.T.
July 27, 2022

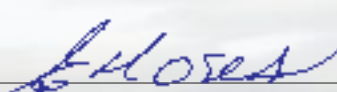
Statement of
Financial Position
 as at March 31, 2022

	2022	2021
Financial assets		
Cash Note 3	\$ 145,851	\$ 108,770
Accounts receivable	186	-
GST receivable Note 4	1,345	1,289
	147,382	110,059
Liabilities		
Accounts payable	\$ 8,003	\$ 7,263
	8,003	7,263
Net financial assets	\$ 139,379	\$ 102,796
Non-financial assets		
Tangible capital assets Note 5	\$ 2,923	\$ 4,321
Prepaid expenses	485	1,199
Total non-financial assets	3,408	5,520
Accumulated surplus Note 6	\$ 142,787	\$ 108,316
Contractual obligations Note 8		

Approved by the
 Yukon Surface Rights Board:



Allan J. Foster,
 Chairperson and CEO



Elizabeth Moses,
 Board Member

• The accompanying notes are an integral part of the financial statements—see page 20

Statement of

Operations and Accumulated Surplus

for the year ended March 31, 2022

	2022	2022	2021
	Budget		
Revenue			
Government of Canada	\$ 220,856	\$ 220,856	\$ 216,782
Other revenue	-	433	319
	220,856	221,289	217,101
Expenses			
Wages and benefits	112,340	108,671	105,000
Honoraria	35,700	16,650	9,125
Professional fees (Note 9)	14,522	20,015	15,439
Rent	16,800	17,379	17,079
Travel	5,000	0	0
Communications & Conferences	11,000	9,566	7,128
Training	9,386	2,859	1,834
Office supplies	5,550	3,161	4,046
Telephone	2,700	1,965	1,940
GST	1,400	1,357	1,289
Board meeting	1,300	200	200
Insurance & Miscellaneous	2,548	3,370	3,802
Amortization	2,000	1,399	338
Interest & bank charges	600	226	596
Total expenditures	220,856	186,818	167,816
Annual surplus (deficit)	\$ -	34,471	49,285
Accumulated surplus, beginning of year		108,316	59,031
Accumulated surplus, end of the year		\$ 142,787	\$ 108,316

• The accompanying notes are an integral part of the financial statements—see page 20

Statement of

Change in Net Financial Assets

for the year ended March 31, 2022

	2022 Budget	2022 Actual	2021 Actual
Annual surplus (deficit)	\$ -	\$ 34,471	\$ 49,285
Items not affecting net financial assets			
Acquisition of tangible capital assets	-	-	(4,660)
Amortization of tangible capital assets	-	1,399	338
Adjustment to tangible capital assets	-	-	-
(Increase) decrease in prepaid expenses	-	713	(188)
	-	2,112	(4,510)
Other Items affecting financial assets			
Adjustment to amount repayable to funder	-	-	-
Increase (decrease) in net financial assets	-	36,583	44,775
Net financial assets, beginning of year	<u>102,796</u>	<u>102,796</u>	<u>58,021</u>
Net financial assets, end of year	<u>\$ 102,796</u>	<u>\$ 139,379</u>	<u>\$ 102,796</u>

- The accompanying notes are an integral part of the financial statements—see page 20



Statement of Cash Flow

for the year ended March 31, 2022

	2022	2021
Cash received from Government of Canada	\$ 220,856	\$ 216,782
Cash received for interest and other income	433	319
	<u>221,289</u>	<u>217,101</u>

Cash paid for		
Wages and benefits	108,857	105,000
Honoraria	16,650	9,125
Rent	17,379	17,079
Travel	-	-
Communications	9,566	7,128
Insurance & miscellaneous	2,657	3,990
Office supplies	3,161	4,046
Professional fees	19,275	15,649
Training	2,859	1,834
Telephone	1,965	1,940
GST	1,413	1,223
Interest & bank charges	226	596
Board meeting	200	200
	<u>184,208</u>	<u>167,810</u>

Cash repaid to funder	-	37,544
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Cash provided by (used in) operating transactions	<u>37,081</u>	<u>11,747</u>
--	---------------	---------------

Capital transactions		
Purchase of capital assets	-	(4,660)
Increase (decrease) in cash	37,081	7,087
Cash, beginning of year	108,770	101,683
Cash, end of year	<u>\$ 145,851</u>	<u>\$ 108,770</u>

- The accompanying notes are an integral part of the financial statements—see page 20

Notes to Financial Statements

for the year ended March 31, 2022

1. Authority and operations

The Yukon Surface Rights Board (the “Board”) is an organization established by the Government of Canada with no share capital pursuant to the *Yukon Surface Rights Board Act* (Canada) (the “Act”), assented to on December 15, 1994. The Board has jurisdiction concerning surface rights disputes in respect of land in the Yukon Territory. Additional responsibilities of the Board are set out in other statutes and agreements including the *Quartz Mining Act* (Yukon), the *Placer Mining Act* (Yukon), the *Oil and Gas Act* (Yukon) and individual Yukon First Nations Final Agreements.

The *Act* was drafted to reflect the principles established in Chapter 8 of the *Council for Yukon Indians* (now the Council of Yukon First Nations – “CYFN”) *Umbrella Final Agreement* (the “UFA”). The *UFA* is an agreement signed on May 29, 1993, between the Government of Canada, CYFN, and the Government of Yukon which establishes the framework for comprehensive land claim agreements in Yukon with Yukon First Nations. Under the *Act*, the Board is to prepare an annual budget for review and approval by

the Department of Aboriginal Affairs and Northern Development Canada. The Implementation Plan attached to individual Yukon First Nation Final Agreements committed the Government of Canada to pay the approved expenses of the Board and provide implementation funding of the Board for ten years ended February 13, 2005. The Implementation Plan also commits the Government of Canada to provide additional funding for the costs of mediation, adjudicative hearings and processes required of the Board under the *Act*.

On March 30, 2017, a new seven-year funding agreement was signed between the Board and the Department of Indigenous and Northern Affairs Canada (now Crown-Indigenous Relations and Northern Affairs Canada – ‘CIRNAC’), reflecting financial amendments made to the Implementation Plan, and is set to expire March 31, 2024.

2. Significant accounting policies

(a) Basis of presentation

These financial statements have been prepared in accordance with Canadian public sector accounting standards (PSAS) as recommended by the Public Sector Accounting Board (PSAB).

(b) **Tangible capital assets**

Tangible capital assets are stated at cost less accumulated amortization. Computer software purchased and renewed annually is not stated as it is considered an annual expense. Amortization is based on the following rates:

Furniture and fixtures	20%
Computer hardware	30%
Computer software	30%

(c) **Government funding**

Government funding is recorded when the transfer has been authorized, eligibility criteria have been met and a reasonable estimate can be made under the current funding agreement in place with Crown-Indigenous Relations and Northern Affairs Canada.

(d) **Expenses and revenues**

Expenses and revenues are recorded using the accrual basis of accounting. The preparation of the financial statements in accordance with PSAS requires management to make certain estimates and assumptions to affect the reported amounts of assets and liabilities at the date of the financial statements and reported amounts of revenues and expenses during the reporting year. Actual results could differ significantly from these estimates.

(e) **Measurement of uncertainty**

Management estimates are used for estimating the useful life of tangible capital assets and the repayable to funder (see note 5 & 7).

3. **Cash**

During the year, the Board maintained a revolving line of credit with a credit limit of \$50,000 with a bank which is repayable on demand. The credit facility is accessible through overdrawing the cash account held with the bank. This credit facility is collateralized by all of the Board's unrestricted assets. Terms of the credit agreement state that future drawings, if any, will be subject to the bank's prime rate plus 4.25%. There were no drawings on the line at March 31, 2022. The Board resolved to close the line of credit due to lack of use and changes to its funding agreement which allowed the Board to retain unexpended funds from previous year.

4. **Receivables**

Receivables consists of Taxes receivable, a Goods and Services Tax refund in the amount of \$1,345 (2021 \$1,289), and accounts receivable of \$186 (2021 \$nil).

5. Tangible capital assets

	Furniture and fixtures	Computer software	Computer hardware	2022	2021
Cost					
Opening balance	-	-	6,863	6,863	2,203
Acquisitions	-	-	0	-	4,660
Disposals	-	-	-	-	-
Closing balance	-	-	6,863	6,863	6,863
Accumulated amortization					
Opening balance	-	-	2,542	2,542	2,203
Amortization	-	-	1,398	1,398	339
Disposals	-	-	-	-	-
Closing balance	-	-	3,940	3,940	2,542
Net book value	-	-	2,923	2,923	4,321

6. Accumulated surplus

In accordance with the funding agreement, ending in 2024, the Board may keep accumulated surplus from unexpended funds for use in the following fiscal year or within one year after the expiry of the funding agreement of that is the year following the accumulation of the unspent amount subject to certain conditions.

7. Economic Dependence

The board is economically dependant on the Government of Canada for continued funding.



8. Contractual obligations

The Board signed a three-year lease for office space which expires on December 31, 2022. The total commitment of the Board as at March 31, 2022, related to this lease is as follows:

Year ending March 31, 2022	\$ 11,565
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9. Professional fees

Professional fees incurred during the year ended March 31, 2022 were as follows:

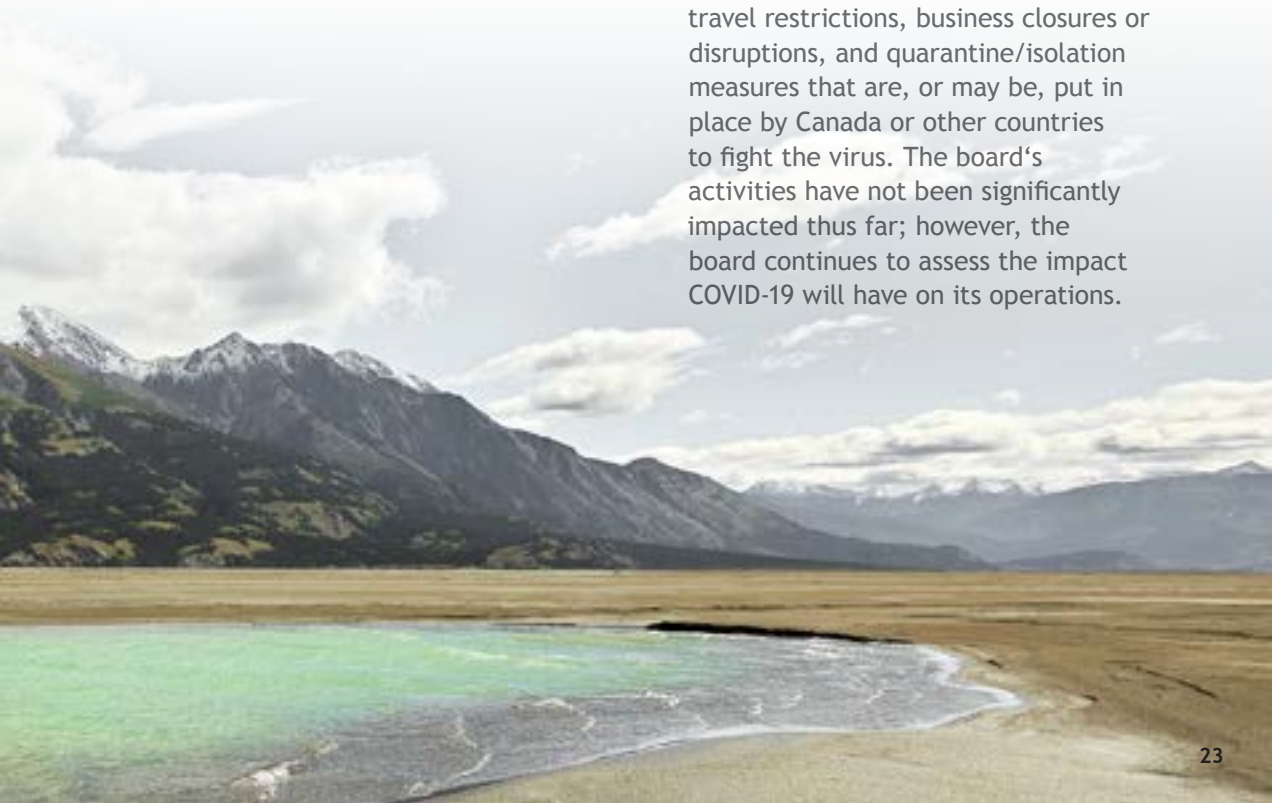
Audit fees	\$ 5,830
Legal fees	14,185
	<u>\$ 20,015</u>

10. Comparative amounts

The financial statements have been reclassified, where applicable, to conform to the presentation used in the current year. The changes do not affect prior year earnings.

11. Contingent Liabilities

On March 11, 2020, there was a global outbreak of a novel corona virus known as COVID-19, which has had a significant impact on organizations through the restrictions put on place by the Canadian and international governments regarding travel, business operations and isolation/quarantine orders. The extent of the impact the COVID-19 outbreak may have on the board will depend on future developments that are highly uncertain, and that cannot be predicted with confidence. These uncertainties arise from the inability to predict the ultimate geographic spread of the disease, the duration of the outbreak, including the length of travel restrictions, business closures or disruptions, and quarantine/isolation measures that are, or may be, put in place by Canada or other countries to fight the virus. The board's activities have not been significantly impacted thus far; however, the board continues to assess the impact COVID-19 will have on its operations.







Yukon Surface Rights Board

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