

MINUTES OF COMMITTEE OF WHOLE MEETING CW20-03 of the council of the City of Dawson called for 7:00 PM on Wednesday, February 5, 2020 in the City of Dawson Council Chambers.

PRESENT: Mayor Wayne Potoroka
Councillor Natasha Ayoub
Councillor Stephen Johnson
Councillor Molly Shore

ABSENT: Councillor Bill Kendrick

ALSO PRESENT: A/CAO Mark Dauphinee
EA Heather Favron
CDO Clarissa Huffman

Agenda Item: Call to Order

The Chair, Wayne Potoroka called the meeting to order at 7:00 p.m.

Agenda Item: Agenda

CW20-03-01 Moved by Mayor Potoroka, seconded by Councillor Johnson that the agenda for committee of the whole meeting #CW20-03 be accepted as amended. Carried 4-0

Agenda Item 9 (b) was removed from the agenda.

Agenda Item: Minutes

a) Committee of Whole Meeting Minutes #CW20-01 of January 15, 2020

The committee requested the minutes be corrected to reflect Mayor Potoroka was absent.

CW20-03-02 Moved by Mayor Potoroka, seconded by Councillor Shore that the minutes of committee of the whole meeting #CW20-01 of January 15, 2020 be accepted as amended. Carried 4-0

b) Committee of Whole Meeting Minutes #CW20-02 of January 29, 2020

CW20-03-03 Moved by Mayor Potoroka, seconded by Councillor Shore that the minutes of committee of the whole meeting #CW20-02 of January 29, 2020 be accepted as presented. Carried 4-0

Agenda Item: Business Arising from the Minutes

a) Committee of Whole Meeting Minutes #CW20-01 of January 15, 2020

The committee inquired if the dollar per million litre figure for the plant in Carmacks was available. The A/CAO informed the committee that the figure had not yet been obtained.

The committee inquired if an unaerated lagoon was seriously being considered for options and what would the order of magnitude be for size in comparison to an aerated lagoon? The A/CAO informed the committee that both unaerated and aerated lagoons were being considered. The size would be about twice the size of an aerated lagoon. In addition to efficiency and cost effectiveness, there should also be some consideration given to overall aesthetics was a suggestion raised by the committee.

The committee requested the technical size requirements for aerated and unaerated lagoons be provided. The A/CAO informed the committee that a technical report was expected to be brought forward to council very soon.

b) Committee of Whole Meeting Minutes #CW20-02 of January 29, 2020

The committee inquired if there was any further information available regarding the Minto Park and Victory Gardens transfer of title. The CDO informed there was no new information to report.

The committee requested an update regarding the Mammoth statute. The A/CAO informed there was no new information to report.

Agenda Item: Special Meeting, Committee, and Departmental Reports

a) Request for Direction RE: Official Community Plan & Zoning Bylaw Amendment Application – Placer Claims #P35900 & P35902

The committee suggested the wording of 2.1 of the recommendation be changed from “relinquish access to claims” to “relinquish claims”.

The committee requested an update regarding legal review surrounding relinquishing claims. The CDO informed the committee there is a section in the *Placer Act* that allows for claim holders to relinquish their claims voluntarily. With the premise if the city was to develop an agreement between the city and the proponent by which the proponent voluntarily relinquishes their claims after a certain amount of time, that agreement would be binding under that clause. The content of the agreement has yet to be developed.

The committee inquired if security deposits could be added or if it could be considered as a condition in the agreement. The CDO informed the committee that security is typically required if there are tangible existing surface rights that would be affected by the placer activities i.e.: titled properties. The CDO will confirm if there are any situations that could require security.

Discussion ensued regarding timeline. The CDO noted preference would be to align a relinquish agreement with the expiry of a water licence. If Tr’ondëk Hwëch’in was requesting a different timeline, then that could be a conversation worth having.

The committee inquired if anyone has ever come up with cost of extracting mineral opposed to what mineral could potentially come out of the ground, if there are any assay results, or if any sort of drill testing has occurred on the property? The CDO responded they were not aware of any.

The committee noted a desire to know what work has been done to date on property, if there is a residential use occurring on the claims, and if the claims have been worked or if they are virgin ground.

It was noted by the committee that enforcement of extinguishment of claims is very important. The CDO noted it will come down to ensuring content of agreement is structured properly.

As the operation is above the city's water source and it is in close proximity to the landfill, the committee suggested it be important to get the help needed to fully understand what the environmental impacts might be.

The CDO offered to bring forward the water licence information about what was discussed about downstream water impacts when the project was assessed.

- CW20-03-04** Moved by Councillor Johnson, seconded by Councillor Shore that committee of the whole forwards the Request for Decision RE: Official Community Plan & Zoning Bylaw Amendment #19-152: Vinnie Claims to council with a recommendation to:
Select Option 2 and:
1.1 Forward an Official Community Plan amendment to amend the Vinnie Claims from FP: Future Planning to MU: Mixed Use.
1.2 Forward a Zoning Bylaw Amendment to amend the Vinnie Claims from FP: Future Planning to M1: Industrial. Recommendations 1.1 and 1.2 are subject to the following condition:
2.1 Prior to 3rd reading, the applicant and the City of Dawson enter into a legally binding agreement to relinquish the claims {currently located in a Future Planning zone} after an agreed-upon amount of time.
- CW20-03-05** Moved by Councillor Shore, Seconded by Mayor Potoroka to remove {currently located in a Future Planning zone} from the resolution. Carried 4-0
Main Motion Carried 4-0

- b) Request for Direction RE: Subdivision Application & Zoning Bylaw Amendment Application – 0.76 +/- ha between Lot 19 & 20, Guggieville Industrial Subdivision, 99759 CLSR Spot Land Application

Removed from agenda

- c) Information Report RE: Regional Landfill Agreements

Comments and question raised by the committee included:

- 2.2: Data source for residential population of the periphery estimate - it will be very important to understand the population estimate and data sources.
Population figures seem way off.
How does the agreement account for population growth? It needs to be clear how they are counting the population so that the same methodology can be used in future.
- 4.1.2 How was the number of \$150 / peripheral user arrived at, and what is the rationale? There should be as a principle a fairness and equity about who pays. How are we going to equitably pay for those costs? Not sure that \$150/person covers it? The agreement needs to be fair and cover all waste streams.
How does the agreement account for additional costs for future i.e.: reserves for either final or progressive reclamation, recycling, improvements?
- 4.1.5 Should this be a subclause of 4.1.4.
What about the storage of hazardous waste at the landfill?
- 4.2.3.2 What is current status of setting user fees? Will it happen by March 31st? The A/CAO responded if the user fees are established this year an amendment will need to be brought forward to the *Fees and Charges Bylaw*, and the user fees will not be set by March 31st.

- Will the agreement always be a one-year agreement? The A/CAO noted administration's preference would be for a longer 3 to 5-year term rather than renegotiating every year and guessing what will be available the following year. The committee suggested building in a review schedule if a longer-term agreement is contemplated.
- Page 5 Remove blank page
- Page 6: Status of the tenure and liability agreement in relation to this agreement. The A/CAO explained Administrations across the Yukon have been discussing making sure that all agreements (facility, liability and tenure) are part of the same strategy and they all are part of the same conversation.
- 4.2.4.1 What is considered a sufficient report? Providing this type of report could be labour intensive and city has limited resources. Important to capture all waste streams.
- Other: How does the peripheral users get trash to dump? A lot of these users may be using City bins, and do we want those users driving their trash to landfill? YG should be looking at how their users are using landfill and how trash gets there. Does the agreement take into account education and outreach?

CW20-03-06 Moved by Mayor Potoroka, seconded by Councillor Johnson that committee of whole acknowledges receipt of the Information Report RE: Dawson Draft Regional Agreement. Carried 4-0

Agenda Item: Correspondence

- a) St. Paul's Anglican Church RE: Request for Letter of Support

CW20-03-07 Moved by Mayor Potoroka, seconded by Councillor Johnson that committee of whole acknowledges receipt of correspondence from St. Paul's Anglican Church and recommends the city provide a letter of support. Carried 4-0

Agenda Item: Adjournment

CW20-03-08 Moved by Mayor Potoroka, seconded by Councillor Ayoub that committee of the whole meeting CW20-03 be adjourned at 8:16 p.m. with the next regular meeting of committee of the whole being February 26, 2020. Carried 4-0

THE MINUTES OF COMMITTEE OF WHOLE MEETING CW20-03 WERE APPROVED BY COMMITTEE OF WHOLE RESOLUTION #CW20-04-03 AT COMMITTEE OF WHOLE MEETING CW20-04 OF MARCH 04, 2020.

Original signed by:
Wayne Potoroka, Chair

Marta Selassie, A/CAO