

MINUTES of **REGULAR** Meeting #2018-16 of the council of the City of Whitehorse called for 5:30 p.m. on Monday, July 9, 2018, in Council Chambers, City Hall.

PRESENT: Mayor Dan Curtis
Councillors Dan Boyd
Jocelyn Curteanu
Robert Fendrick
Samson Hartland
Betty Irwin
Roslyn Woodcock

ALSO PRESENT: City Manager Linda Rapp
Director of Community and Recreation Services Jeff O'Farrell
Director of Corporate Services Valerie Braga
Director of Development Services Mike Gau
Director of Infrastructure and Operations Peter O'Blenes
Manager of Business and Technology Systems Michael Reyes
Manager of Legislative Services Catherine Constable
Acting Manager of Strategic Communications Myles Dolphin
Assistant City Clerk Norma Felker

Mayor Curtis called the meeting to order at 5:30 p.m.

CALL TO ORDER

2018-16-01

It was duly moved and seconded
THAT the agenda be adopted as presented.

AGENDA

Carried Unanimously

2018-16-02

It was duly moved and seconded
THAT the minutes of the regular council meeting dated June 25, 2018
be adopted as presented.

MINUTES

June 25, 2018

Carried Unanimously

2018-16-03

It was duly moved and seconded
THAT the minutes of the special council meeting dated June 26, 2018
be adopted as presented.

MINUTES

June 26, 2018

Carried Unanimously

PUBLIC HEARING

Mayor Curtis called three times for anyone to appear to address Bylaw 2018-37, a bylaw to amend the zoning at 11 Tarahne Way in the Whistle Bend Subdivision to allow for the construction of a reduced-density townhouse development.

BYLAW 2018-37

ZONING AMENDMENT
11 Tarahne Way

Steve Roddick spoke against the proposed bylaw, stating the opinion that it would be bad for the diversity and vitality of Whistle Bend and for the City in general. He stated that having high density housing options close to transit routes is critical to the success of the transit service. Mr. Roddick further stated that the availability of high density housing options helps to avoid development of new subdivision areas and the spread of urban sprawl until absolutely necessary.

STEVE RODDICK
Opposed

No written submissions were received with respect to this bylaw.

No Submissions

Mayor Curtis declared the public hearing closed and advised that no further submissions on the issue will be considered by council except the report provided by administration.

Public Hearing Closed

COMMITTEE REPORTS

Development Services Committee

2018-16-04

It was duly moved and seconded
THAT the 2018 to 2020 operating expenses program be amended by increasing the 2018 operating budget in the amount of one million dollars to cover a grant with respect to the Cornerstone Building project, funded by the General Reserve; and

GRANT – CORNERSTONE
BUILDING PROJECT

THAT Bylaw 2018-44, a bylaw to amend the 2018 operating budget and authorize a contribution agreement between the City of Whitehorse and Challenge Disability Resource Group, be brought forward for consideration under the bylaw process.

Carried Unanimously

2018-16-05

It was duly moved and seconded
THAT Bylaw 2018-40, a bylaw to amend the Business License Bylaw with respect to cannabis-related businesses, be brought forward for consideration under the bylaw process.

BRING FORWARD
BUSINESS LICENSE
BYLAW AMENDMENT

Carried Unanimously

Some members of council expressed concern that the regulations for cannabis sale businesses are discriminatory and questioned why they are not being applied to all businesses. Administration advised that the amendments are proposed so that the City is prepared to deal with this new type of business. Once the Yukon regulations are in place and cannabis-related businesses have been established by the private sector, there may be reasons for future changes to the bylaw.

Discussion

2018-16-06

It was duly moved and seconded
THAT Bylaw 2018-28, a bylaw to amend the Controlled Substance Properties Bylaw in preparation for upcoming new legislation with respect to cannabis, be brought forward for consideration under the bylaw process.

BRING FORWARD
CONTROLLED SUBSTANCE
BYLAW AMENDMENT

Carried Unanimously

Corporate Services Committee

2018-16-07

It was duly moved and seconded
THAT Bylaw 2018-39, a bylaw to amend the Fees and Charges Bylaw with respect to second quarter changes, be brought forward for consideration under the bylaw process.

BRING FORWARD
FEES AND CHARGES
BYLAW AMENDMENTS

Carried Unanimously

2018-16-08

It was duly moved and seconded
THAT Administration is hereby authorized to waive the public bidding process for the supply of consulting services for records management in 2018; and

THAT the 2018 to 2021 capital expenditure program is hereby amended by re-allocating \$50,000 from project number #300c00117 to project #220c00116 in 2018; and

THAT Administration is hereby authorized to award the contract for consulting services for records management to File IT Solutions for an amount not to exceed \$50,000.00 plus GST.

BUDGET AMENDMENT
AND SOLE-SOURCE
CONTRACT AWARD FOR
CONSULTANT SERVICES
(Records Management)

Some members of council expressed concern about a sole-source contract when other firms have the required knowledge and expertise.

Discussion

2018-16-09

It was duly moved and seconded
THAT the motion with respect to the consulting services contract for Records Management be split into three separate motions so that each one may be voted on separately.

Motion to Split the
Resolution to Provide
For Separate Votes

Defeated (3 – 4)

In Favour Councillors Boyd, Fendrick and Hartland
Opposed Mayor Curtis, Councillors Curteanu, Irwin and Woodcock

Recorded Vote

The main motion was then voted on and carried (4 – 3)

Vote on Main Motion

In Favour Mayor Curtis, Councillors Curteanu, Irwin and Woodcock
Opposed Councillors Boyd, Fendrick and Hartland

Recorded Vote

2018-16-10

It was duly moved and seconded

THAT Administration is hereby authorized to award the contract for Organic Waste Removal Services to General Waste Management for a net cost to the City not to exceed \$315,725.00 plus GST; and

CONTRACT AWARD AND
BUDGET AMENDMENT
ORGANIC WASTE
REMOVAL SERVICES

THAT the 2018 to 2020 operating expenditure program is hereby increased in the amount of \$3,899.00 for 2018, \$72,001.00 for 2019, and \$84,054.00 for 2020, funded by the general reserve, to cover the additional costs of organic waste removal services.

Some council members expressed concern regarding the cost for this contract compared to projections given earlier in the year. Concerns were also raised about the City's liability if a number of the high-volume producers of organic waste decide not to use this service.

Discussion

2018-16-11

It was duly moved and seconded

THAT the contract award for organic waste removal services be referred back to standing committee for further review.

Motion to Refer
Back to Committee

Defeated (2 – 5)

In Favour Councillors Boyd and Hartland
Opposed Mayor Curtis, Councillors Curteanu, Fendrick, Irwin and Woodcock

Recorded Vote

The main motion was then voted on and carried (5 – 2)

Vote on Main Motion

In Favour Mayor Curtis, Councillors Curteanu, Fendrick, Irwin and Woodcock

Recorded Vote

Opposed Councillors Boyd and Hartland

2018-16-12

It was duly moved and seconded

THAT the application from Simon Hambrook and Lillian Grubach-Hambrook under the urban electrification program for Lot 1142, Quad 105D/11 is hereby accepted; and

ACCEPT APPLICATION
FOR URBAN ELECTRIC
LOCAL IMPROVEMENT

That Bylaw 2018-42 to authorize a work of local improvement for urban electrification at 1142 Squatters Road, be brought forward for consideration under the bylaw process.

Carried Unanimously

Deputy Mayor Woodcock challenged council members to quit using single-use plastic during the month of July and to document their strategies and successes through social media. Plastic Free July Challenge

City Planning Committee

2018-16-13

It was duly moved and seconded
THAT subdivision approval is hereby renewed for the subdivision of approximately 24.8 hectares of vacant Yukon land for the creation of 129 new lots, greenbelts, lanes and roads known as Whistle Bend Phase 3, as shown on the proposed subdivision sketch.

RENEW SUBDIVISION
APPROVAL FOR
WHISTLE BEND PHASE 3

Carried Unanimously

2018-16-14

It was duly moved and seconded
THAT a Development Incentive Agreement with Blood Ties Four Directions is hereby approved with respect to a major development incentive for a five-unit rental housing development at 6140 Sixth Avenue; and

DEVELOPMENT
INCENTIVE AGREEMENT

THAT a grant to Blood Ties Four Directions is hereby approved in the amount of \$3,244.93 relating to the cost of development fees per the Development Incentives Policy; and

Blood Ties Four Directions
Tiny House Project

THAT a grant to Blood Ties Four Directions is hereby approved in the amount of \$11,652.00 relating to Development Cost Charges per the Residential Development Cost Charges Bylaw.

2018-16-15

It was duly moved and seconded
THAT the motion regarding the Blood Ties Four Directions Tiny House Project be amended by adding two new clauses as follows:

“THAT the 2018 operating budget be increased in the amount of \$10,449.24, funded by the general reserve, to provide an additional grant to offset fees paid with respect to the Tiny House Development Project; and

Amendment

THAT a grant to Blood Ties Four Directions be approved in the amount of \$10,449.24 relating to tipping fees paid at the Waste Management Facility for construction and demolition waste and fees paid for the disconnection and reconnection of water and sewer services with respect to the Tiny House Development Project.”

Carried (4 – 3)

In Favour Councillors Boyd, Curteanu, Fendrick and Irwin

Recorded Vote

Opposed Mayor Curtis, Councillors Hartland and Woodcock

The main motion as amended was voted on and carried unanimously.

Vote on Main Motion

2018-16-16

It was duly moved and seconded

THAT Bylaw 2018-43, a bylaw to amend the zoning at 8 Metropolit Lane to allow for the development of a child care centre in a Highway Commercial zone, be brought forward for consideration under the bylaw process.

BRING FORWARD
ZONING AMENDMENT
8 Metropolit Lane

Carried Unanimously

City Operations Committee

2018-16-17

It was duly moved and seconded

THAT Administration is hereby authorized to award the contract for the 2018 Asphalt Path Project to Skookum Asphalt Ltd. for a net cost to the City of \$171,191.42 plus GST.

CONTRACT AWARD
ASPHALT PATH
PROJECT

Carried Unanimously

Community Services Committee

Sally Wright addressed the Committee on behalf of the Escarpment Parks Society to provide an update on the activities of the organization. Ms. Wright outlined the plans in place for the development of a park at the west end of Strickland Street and the signage that will be installed to commemorate the history of the area. Ms. Wright noted that the society's initial park on Cook Street was damaged during a construction project last year. She asked what steps will be taken to ensure that the park is restored.

SALLY WRIGHT
Escarpment Parks Society
For Information Only

A council member advised that, in response to the query raised by Ms. Wright, it has been confirmed that the contractor for the work done last year in the Cook Street Park area is responsible for the restoration of the park to pre-construction levels. The work is scheduled to be completed before the end of this construction season.

Solution to Issue Raised
For Information Only

Mayor Curtis advised that he will be in Juneau on July 4th, attending Independence Day celebrations. He will travel with an RCMP delegation and there will be no travel expenses involved. This arrangement provides an opportunity for him to participate in the celebrations with the mayor and citizens of our sister city.

MAYOR'S VISIT
TO JUNEAU
For Information Only

Public Health and Safety Committee

There was no report from the Public Health and Safety Committee.

No Report

BYLAWS

2018-16-18

It was duly moved and seconded
THAT Bylaw 2018-25, a bylaw to amend Snowmobile Bylaw 2012-01
to provide clarity with respect to excluded trails, having been read a
first and second time, now be given third reading.

Carried Unanimously

BYLAW 2018-25

SNOWMOBILE BYLAW
AMENDMENT
THIRD READING

2018-16-19

It was duly moved and seconded
THAT Bylaw 2018-28, a bylaw to amend the Controlled Substances
Properties Bylaw in preparation for upcoming changes with respect to
cannabis legislation, be given first reading.

Carried Unanimously

BYLAW 2018-28

AMEND CONTROLLED
SUBSTANCE PROPERTIES
BYLAW (Cannabis Related)
FIRST READING

2018-16-20

It was duly moved and seconded
THAT Bylaw 2018-28 be given second reading.

Carried Unanimously

SECOND READING

2018-16-21

It was duly moved and seconded
THAT Bylaw 2018-39, a bylaw to amend the Fees and Charges Bylaw
with respect to second quarter changes, be given first reading.

Carried Unanimously

BYLAW 2018-39

FEES & CHARGES
BYLAW AMENDMENT
FIRST READING

2018-16-22

It was duly moved and seconded
THAT Bylaw 2018-39 be given second reading.

Carried Unanimously

SECOND READING

2018-16-23

It was duly moved and seconded
THAT Bylaw 2018-40, a bylaw to amend the Business License Bylaw
with respect to cannabis-related businesses, be given first reading.

Carried Unanimously

BYLAW 2018-40

BUSINESS LICENSE
BYLAW AMENDMENT
FIRST READING

2018-16-24

It was duly moved and seconded
THAT Bylaw 2018-40 be given second reading.

SECOND READING

2018-16-25

It was duly moved and seconded
THAT Bylaw 2018-40, a bylaw to amend the Business License Bylaw,
be amended prior to second reading by deleting the proposed new
section 78 respecting security measures and renumbering the
remaining sections accordingly.

Amendment

Defeated (2 – 5)

In Favour Councillors Boyd and Hartland

Opposed Mayor Curtis, Councillors Curteanu, Fendrick, Irwin and
Woodcock

Recorded Vote

The main motion was then voted on and carried unanimously.

Vote on Main Motion

2018-16-26

It was duly moved and seconded
THAT Bylaw 2018-42, a bylaw to authorize local improvement charges
with respect to the electrification of the property located at Lot 1142
Squatters Road, be given first reading.

BYLAW 2018-42

LOCAL IMPROVEMENT
Lot 1142 Squatters Road

FIRST READING

Carried Unanimously

2018-16-27

It was duly moved and seconded
THAT Bylaw 2018-42 be given second reading.

SECOND READING

Carried Unanimously

2018-16-28

It was duly moved and seconded
THAT Bylaw 2018-44, a bylaw to authorize a budget amendment and a
contribution agreement with Challenge Disability Resource Group with
respect to the Cornerstone Building Project, be given first reading.

BYLAW 2018-44

BUDGET AMENDMENT
Cornerstone Building

FIRST READING

Carried Unanimously

2018-16-29

It was duly moved and seconded
THAT Bylaw 2018-44 be given second reading.

SECOND READING

Carried Unanimously

2018-16-30

It was duly moved and seconded
THAT Bylaw 2018-43, a bylaw to amend the zoning at 8 Metropolit
Lane to allow for the development of a child care centre in a Highway
Commercial zone, be given first reading.

Carried Unanimously

BYLAW 2018-43
ZONING AMENDMENT
8 Metropolit Lane
FIRST READING

There being no further business, the meeting adjourned at 7:15 p.m.

ADJOURNMENT

ORIGINAL MINUTES SIGNED BY:

"Dan Curtis"

Dan Curtis, Mayor

"N. L. Felker"

Norma L. Felker, Assistant City Clerk

ADOPTED by resolution at Meeting #2018-17 dated July 23, 2018