

MINUTES of **REGULAR** Meeting #2021-08 of the council of the City of Whitehorse called for 5:30 p.m. on Monday, April 26, 2021, in Council Chambers, City Hall.

PRESENT: Mayor Dan Curtis
Deputy Mayor Jan Stick
Councillors Dan Boyd
Laura Cabott
Jocelyn Curteanu
Samson Hartland
Stephen Roddick

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 Human Resources Lindsay Schneider
Acting Director of Infrastructure and Operations Jason Everitt
Manager of Legislative Services Wendy Donnithorne
Manager of Parks and Community Development Landon Kulych
Assistant City Clerk Norma Felker
Legislative Services Administrative Assistant Pascaline Etter

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

CALL TO ORDER

2021-08-01

It was duly moved and seconded
THAT the agenda be adopted as amended with the changes being:

- the addition of Kirsten Bradley, Barb Tait and Erik Miller as delegates, all speaking to the E-Bike Regulation Bylaw;
- the deletion of Sara McPhee-Knowles as a delegate; and
- the addition of six submissions to be read into the record with respect to the E-Bike Regulation Bylaw.

AGENDA

Carried Unanimously

2021-08-02

It was duly moved and seconded
THAT the minutes of the regular council meeting dated April 13, 2021 be adopted as presented.

MINUTES

April 13, 2021

Carried Unanimously

DELEGATE SUBMISSIONS

- Kylie Campbell expressed concern that the bylaw restricts those who use e-bikes as their primary means of transportation and prevents them from going anywhere but on paved trails. KYLIE CAMPBELL
- Alexander Muradov suggested that the proposed bylaw does not reflect the reality of modern e-bikes, fragments the cycling network, and does not increase public safety. ALEXANDER MURADOV
- Kirsten Bradley stated that the differentiation between e-bikes classes in the proposed bylaw makes no sense and is counter to the opinions expressed by the public during the consultation process. KIRSTEN BRADLEY
- Barbara Tait asked council to consider an inclusive approach that would allow individuals with mobility issues to use e-bikes on all trails. BARBARA TAIT
- Erik Miller suggested that the proposed bylaw unfairly discriminates against lower income residents. He also suggested that speed limits should be applied to trails rather than to bike classes, and urged council to send the bylaw back to committee for revision prior to third reading. T. ERIK MILLER
- Jessica Westman asked council to amend the bylaw to allow the use of e-bikes on all trails. She suggested that the bylaw as written creates an exclusive culture for able-bodied individuals. JESSICA WESTMAN
- Dave Strathers stated that e-bikes should be allowed on all local trails. DAVE STATHERS
- Land Pearson stated that the differentiation between e-bikes classes makes no sense, and suggested that the wattage limit is too restrictive. LAND PEARSON
- Rob Pelletier provided a number of recommendations to improve the proposed bylaw, including increasing the wattage limit and eliminating the differences between classes based on throttle or pedal assist. ROB PELLETIER
- Jean-Paul Molgat stated his support for the bylaw and suggested that accommodation and safety measures should include bike-activated buttons on posts near the curbs at key signalled intersections so that cyclists can activate the signals. He also suggested that a higher priority should be given to the maintenance of trails on a year-round basis. JEAN-PAUL MOLGAT
- Sarah Crane stated her disagreement with the classification of e-bikes and restricting the use of class 2 e-bikes on single-track commuter trails. SARAH CRANE
- Alistair Smith noted that there is a lot of misunderstanding about e-bikes and suggested that limits on the technology should be considered with all due care. ALISTAIR SMITH

Leslie Roberts addressed safety issues for hikers sharing class 4 trails with e-bike users and asked that the bylaw be reconsidered before third reading to exclude e-bikes from class 4 trails.

LESLIE ROBERT

Mayor Curtis thanked all the delegates for taking the time and effort to provide input into the E-Bike Bylaw.

Delegates Thanked

COMMITTEE REPORTS

Corporate Services Committee

Asset management initiatives have been ongoing at the City for many years. In 2019, following Council prioritizing asset management, a consultant was retained to assess the City's progress and refocus implementation efforts. Despite the impact of the COVID pandemic on City operations, progress continued throughout 2020, culminating in adoption of the Asset Management Policy by Council. One of the requirements of this policy is that progress reporting occur.

ASSET MANAGEMENT
ANNUAL REPORT

For Information Only

Administration presented a report compiled by the Asset Management Steering Committee. The report highlights 2020 corporate asset management efforts in the areas of Steering Committee activities, City policy, staffing, major capital works and 2020 projects.

Mike Gladish addressed the committee to request that council reactivate the Advisory Committee on Racism and Discrimination.

In response to questions raised, administration advised that the original Canadian Coalition of Municipalities Against Racism and Discrimination (CCMARD) advisory committee was disbanded pursuant to the provisions of the Advisory Committee Bylaw adopted in November of 2017. In addition, the focus of the original CCMARD committee was contrary to the *Municipal Act*. The City's membership in the national CCMARD organization was felt to have lapsed during the time in which that organization was re-branding itself as the Canadian Coalition of Inclusive Municipalities.

ADVISORY COMMITTEE
ON RACISM AND
DISCRIMINATION

For Information Only

In the interval since the committee was disbanded, individual departments have utilized inclusiveness as a lens. However, there is no mandate to consider activating formal advisory committees.

A council member advised that the Canadian Coalition of Inclusive Municipalities assumes that the City of Whitehorse remains an ongoing member, and their information mailing lists will be updated to include mayor and council.

Discussion

City Planning Committee

2021-08-03

It was duly moved and seconded THAT Bylaw 2021-21, a bylaw to close the remaining portion of lane right-of-way located adjacent to Lots 6 to 17 in Block 7, Downtown, known as the site of City Hall, be brought forward for consideration under the bylaw process.

BRING FORWARD A
BYLAW TO CLOSE
A LANE REMNANT
(City Hall Site)

Carried Unanimously

City Operations Committee

There was no report from the City Operations Committee.

No Report

Community Services Committee

Mayor Curtis proclaimed April 22, 2021 to be **Earth Day** in the City of Whitehorse.

EARTH DAY
PROCLAMATION

Public Health and Safety Committee

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

No Report

Development Services Committee

There was no report from the Development Services Committee.

No Report

BYLAWS

2021-08-04

It was duly moved and seconded THAT Bylaw 2021-22, bylaw to regulate the control, use and operation of electric bicycles, adaptive mountain bikes, electronic mobility devices and e-scooters in the City of Whitehorse, having been read a first and second time, now be given third reading.

BYLAW 2021-22
E-BIKE REGULATIONS
THIRD READING

In response to questions raised, administration confirmed that the bylaw as written permits adaptive mountain bikes anywhere in the trail network. The definition of adaptive mountain bikes includes a variety of cycles designed for persons with physical or other challenges.

Discussion

Council members discussed the bylaw in the context of the submissions received, and administration confirmed that the classification system in the bylaw is consistent with the system used in other jurisdictions. The proposed bylaw incorporates regulations that are simple for education and enforcement.

Council members noted that the bylaw needs to be supported by a strong education campaign.

A council member suggested that, since the bylaw deals with an emerging use and evolving technology, a review of how well it is working would be advisable.

Discussion

2021-08-05

It was duly moved and seconded
THAT administration be directed to bring the E-Bike Regulation Bylaw forward for review within two years.

Motion to Require a Review

In response to questions raised, administration advised that a review of the whole bylaw is not pre-scheduled, but reviews of specific sections are conducted at any time an issue arises. If necessary, amendments would be brought forward for consideration.

Discussion

The council member proposing the motion to review noted that the intent was to assure the public that the implementation of the new bylaw is being monitored and data is being gathered regarding the effectiveness of the regulations. In light of the procedures in place, the motion to require a review within a specific time frame was withdrawn.

Motion Withdrawn

Council members generally agreed that the bylaw as written is a good start for dealing with an emerging use.

Discussion

The main motion, being third reading of E-Bike Regulation Bylaw 2021-22, was then voted on.

Vote on Main Motion

Carried Unanimously

2021-08-06

It was duly moved and seconded
THAT Bylaw 2021-23, a bylaw to amend a number of current bylaws to align with the E-bike Regulation Bylaw, having been read a first and second time, now be given third reading.

BYLAW 2021-23
AMEND VARIOUS BYLAWS
THIRD READING

Carried Unanimously

2021-08-07

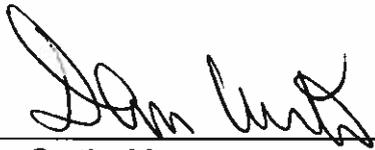
It was duly moved and seconded
THAT Bylaw 2021-14, a bylaw to permanently close the remaining
portion of lane right-of-way located adjacent to Lots 6 to 17 in Block 7 in
the downtown area, known as the site of City Hall, be given first reading.

BYLAW 2021-21
LANE CLOSURE
(City Hall Site)
FIRST READING

Carried Unanimously

There being no further business, the meeting adjourned at 7:05 p.m.

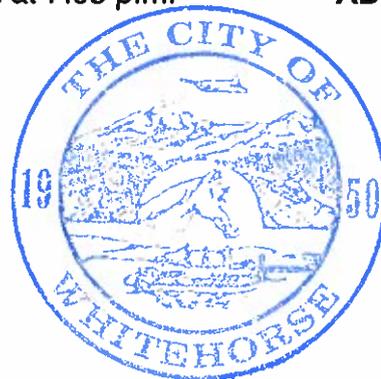
ADJOURNMENT



Dan Curtis, Mayor



Norma L. Felker, Assistant City Clerk



ADOPTED by resolution at Meeting #2021-09 dated May 10, 2021