

MINUTES of **REGULAR** Meeting #2016-05 of the council of the City of Whitehorse called for 5:30 p.m. on Monday, February 22, 2016, in Council Chambers, City Hall.

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

ALSO PRESENT: City Manager Christine Smith
Director of Community Services Linda Rapp
Acting Director of Development Services Wayne Tuck
Director of Infrastructure and Operations Peter O’Blenes
Chief Financial Officer Valerie Braga
Acting Manager of Legislative Services Norma Felker

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

CALL TO ORDER

2016-05-01

It was duly moved and seconded
THAT the agenda be adopted as amended with the addition of two delegations as follows, both speaking to the sale and transfer of the Sport Yukon Building:

AGENDA

1. Lorne Whittaker and Graham McCannell from the Golden Age Society; and
2. George Arcand from Sport Yukon

Carried Unanimously

Deputy Mayor Curteanu proclaimed March 21st to be ***International Day for the Elimination of Racial Discrimination*** in the City of Whitehorse.

PROCLAMATION

2016-05-02

It was duly moved and seconded
THAT the minutes of the regular council meeting dated February 8, 2016 be adopted as presented.

MINUTES

February 8, 2016

Carried Unanimously

DELEGATIONS

Lorne Whittaker and Graham McCannell, representing the Golden Age Society, addressed council to request that the agreement for sale of the Sport Yukon Building include a provision allowing the Golden Age Society to expand their premises in the event that they need more space.

GOLDEN AGE SOCIETY

George Arcand, representing Sport Yukon, thanked both present and past Councils for providing the opportunity for Sport Yukon to construct this building and eventually acquire ownership of the property. He stated that Sport Yukon would be willing to work with the Golden Age Society when expansion plans are proposed.

SPORT YUKON

PUBLIC INPUT

Deputy Mayor Curteanu called three times for anyone to appear to address Bylaw 2016-01, a bylaw to adopt the 2016 Operating and Maintenance Budget and the provisional budgets for 2017 and 2018.

OPERATING BUDGET
BYLAW 2016-01

Rick Karp, President of the Whitehorse Chamber of Commerce, stated that the membership does not believe that this is the time to increase taxes. He cited the continuous increases in taxes and levies over the past ten years and noted that the Chamber does not believe that this pattern is sustainable. Mr. Karp recommended that no increases in taxes or levies be implemented, and suggested that improvements in the timing of the operating budget are necessary. He also noted that the Chamber is pleased and proud of its association with the City.

Whitehorse Chamber of
Commerce

Two submissions were received, both expressing concerns regarding the proposed operating budget.

Submissions Received

Deputy Mayor Curteanu declared the public input session closed and advised that no further submissions on the issue will be considered by council except the report provided by administration.

Public Hearing Closed

PUBLIC HEARING

Deputy Mayor Curteanu called three times for anyone to appear to address Bylaw 2016-07, a bylaw to amend the zoning bylaw with respect to a number of administrative edits.

ZONING AMENDMENT
BYLAW 2016-07

No one appeared to speak to the bylaw. Eight written submissions were received, five in favour and three expressing concerns.

Submissions Received

Deputy Mayor Curteanu declared the public hearing for Bylaw 2016-07 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

Public Health and Safety Committee

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

No Report

Development Services Committee

2016-05-03

It was duly moved and seconded THAT the allocation of Environmental Grants in the amount of \$1,775.00 be approved as recommended by the review committee as follows:

<u>Grant Recipient</u>	<u>Grant Amount</u>	ENVIRONMENTAL GRANT ALLOCATIONS
Riverside Grocery Business Front Naturalization and Bike Rack	\$ 575.00	
Yukon College Bike Maintenance Station	\$ <u>1,200.00</u>	
Total	\$ <u>1,775.00</u>	

Carried Unanimously

Corporate Services Committee

2016-05-04

It was duly moved and seconded THAT the following four resolutions be forwarded to the Association of Yukon Communities for consideration by the membership at the 2016 Annual General Meeting:

1. Electronics recycling

WHEREAS no electronics or electrical products are currently identified in the Yukon *Environment Act* Designated Materials Regulations, which means that no fees are collected for the responsible handling and recycling of these items; and

RESOLUTIONS FOR
AYC ANNUAL MEETING

WHEREAS electronics and electrical products form a significant part of the waste stream and most jurisdictions in Canada have programs in place for recycling such waste; and

.../continued

2016-05-04 (Continued)

WHEREAS a program that collects recycling fees at the time of purchase of electronics and uses those fees to cover recycling expenses will shift the cost of electronics recycling from municipal governments to the actual users;

BE IT RESOLVED that the Association of Yukon Communities encourage the Yukon Government, in cooperation with Yukon businesses and stakeholder groups, to establish in a timely manner an electronics recycling program that includes:

1. mandatory registration of all electronics distributors in or into the Yukon,
2. assignment of recycling fees that are collected at the time of the purchase of electronics in Yukon, and
3. creation of a fund where recycling fees collected at the time of purchase are used to cover the costs of electronics recycling.

2. Potential changes to the ATIPP Act

WHEREAS the planned review of the Yukon *Access to Information and Protection of Privacy Act* may result in Yukon municipalities being included under this legislation; and

WHEREAS in the event of such changes, municipalities will face significant costs with respect to the staffing and administration that will be required under this legislation;

BE IT RESOLVED THAT the Association of Yukon Communities engage with the Yukon Government to ensure that, if municipalities are included under the revised *ATIPP Act*, funds will be available to municipalities to assist with the costs of implementing the Act.

3. Infrastructure funding to reflect municipal priorities

WHEREAS potential changes to federal infrastructure funding programs may impact the availability of funds and the priorities of all levels of government; and

WHEREAS it is imperative that the needs of municipalities be considered with respect to the allocation of infrastructure funding;

BE IT RESOLVED THAT the Association of Yukon Communities engage with the Yukon Government to ensure that municipal priorities are reflected when infrastructure investments are considered.

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RESOLUTIONS FOR
AYC ANNUAL MEETING
(Continued)

2016-05-04 (Continued)

4. Clarity with respect to revenue generation and taxation

WHEREAS the *Municipal Act* provides that a council's powers of taxation and other forms of municipal revenue shall be in accordance with the *Assessment and Taxation Act*, and

WHEREAS the interplay between the two Acts means that the *Municipal Act* remains unclear with respect to a council's power of revenue generation and taxation;

BE IT RESOLVED THAT the Association of Yukon Communities encourage the Yukon Government to provide clarity as to whether Yukon municipalities have the authority to charge a hotel tax.

RESOLUTIONS FOR
AYC ANNUAL MEETING
(Continued)

2016-05-05

It was duly moved and seconded
THAT the motion regarding clarity with respect to revenue generation and taxation be amended by changing the final paragraph to read,

“BE IT RESOLVED THAT the Association of Yukon Communities encourage the Yukon Government to provide clarity by being specific as to what forms of revenue generation and taxation Yukon municipalities have the authority to undertake.

Amendment

Carried Unanimously

The MAIN MOTION AS AMENDED was Carried Unanimously

Vote on Main Motion

City Planning Committee

2016-05-06

It was duly moved and seconded
THAT Bylaw 2016-09, a bylaw to amend the zoning of a parcel of vacant land from Future Planning to Quarries to allow for the development and operation of a gravel quarry near the Haeckel Hill Ski Road, be brought forward for second and third reading under the bylaw process.

BRING FORWARD
BYLAW 2016-09

Carried Unanimously

2016-05-07

It was duly moved and seconded
THAT a Heritage Fund grant in the amount of \$2,000.00 be approved to the Yukon Historical and Museums Association to support the 2016 Yukon–Stikine Heritage Fair.

HERITAGE FUND GRANT
Yukon-Stikine Fair

Carried Unanimously

City Operations Committee

2016-05-08

It was duly moved and seconded
THAT tipping fees at the Waste Management Facility for the years 2015, 2016 and 2017 be waived in accordance with section 72 of Waste Management Bylaw 2012-30 for Mary House, Raven Recycling, and the Salvation Army with respect to re-usable goods that have been donated to these non-profit and/or charitable organizations.

WAIVE TIPPING FEES
FOR RE-USABLE GOODS
FROM CHARITABLE
ORGANIZATIONS

Carried (6 – 1)

Council members discussed the merits of providing grants rather than waiving fees, and it was agreed that grants promote more openness. However, the consensus was to proceed with waiving these fees while administration examines the issue. Administration confirmed that Council will be kept advised of the value of the fees waived.

Discussion

IN FAVOUR: Mayor Curtis, Councillors Boyd, Curteanu, Hartland,
Irwin and Woodcock
OPPOSED: Councillor Fendrick

Recorded Vote

2016-05-09

It was duly moved and seconded
THAT the contract for the supply of two 40' low floor transit buses be awarded to Nova Bus, a division of Volvo Canada Inc., in the amount of \$1,037,832.00; and

THAT the 2016--2019 Capital Expenditure Program be amended by:

- (1) re-budgeting the 2015 capital expenditure for the purchase of one transit bus in the amount of \$499,903.00; and
- (2) increasing project 320c01315 by \$20,000.00, funded by Gas Tax; and
- (3) increasing project 320c01315 by \$520,000.00, funded by the Transit Equipment Replacement reserve until Gas Tax funding is available, when the funding source will change to Gas Tax; and
- (4) decreasing 2017 capital project 320c01315 by \$520,000.00,

CONTRACT AWARD AND
BUDGET AMENDMENT
FOR PURCHASE OF
TRANSIT BUSES

AND FURTHER THAT Bylaw 2016-15, a bylaw to amend the 2016 capital budget to provide for the purchase of one transit bus, be brought forward for due consideration under the bylaw process

Carried Unanimously

A Committee member provided an update on the recent Zero Waste Conference and noted that the conference emphasised the need for legislation with respect to extended producer responsibility.

ZERO WASTE
For Information Only

Community Services Committee

There was no report from the Community Services Committee.

No Report

BYLAWS

2016-05-10

It was duly moved and seconded
THAT Bylaw 2016-11, a bylaw to authorize the sale and transfer of a portion of the land and building at 4061 Fourth Avenue to Sport Yukon, having been read a first and second time, now be given third reading.

Carried Unanimously

BYLAW 2016-11
LAND SALE & TRANSFER
Sport Yukon Building
THIRD READING

2016-05-11

It was duly moved and seconded
THAT Bylaw 2016-09, a bylaw to amend the zoning of a parcel of vacant land adjacent to the Haeckel Hill Ski Road to allow for the development and operation of a gravel quarry, be given second reading.

Carried Unanimously

BYLAW 2016-09
ZONING AMENDMENT
Castle Rock Gravel Quarry
SECOND READING

2016-05-12

It was duly moved and seconded
THAT Bylaw 2016-09, a bylaw to amend the zoning of a parcel of vacant land adjacent to the Haeckel Hill Ski Road to allow for the development and operation of a gravel quarry, having been read a first and second time, now be given third reading.

Carried Unanimously

BYLAW 2016-09
ZONING AMENDMENT
Castle Rock Gravel Quarry
THIRD READING

2016-05-13

It was duly moved and seconded
THAT Bylaw 2016-16, a bylaw to amend the 2016 Capital Budget to allow for the purchase of one transit bus, be given first reading.

Carried Unanimously

BYLAW 2016-16
BUDGET AMENDMENT
Transit Bus Purchase
FIRST READING

2016-05-14

It was duly moved and seconded
THAT Bylaw 2016-16 be given second reading.

SECOND READING

Carried Unanimously

There being no further business, the meeting adjourned at 6:45 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 #2016-06 dated Tuesday, March 29, 2016