

MINUTES of **REGULAR** Meeting #2018-03 of the council of the City of Whitehorse called for 5:30 p.m. on Monday, February 12, 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 Legislative Services Catherine Constable
Acting Manager of Strategic Communications Myles Dolphin

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

CALL TO ORDER

2018-03-01

It was duly moved and seconded
THAT the agenda be adopted as amended with the change being the
addition of Elaine Carlyle and Heather Ashthorn as delegates, both
speaking to the contract award for the supply of compost-waste
packers.

AGENDA

Carried Unanimously

2018-03-02

It was duly moved and seconded
THAT the minutes of the regular council meeting dated January 29,
2018 be adopted as presented.

MINUTES

January 29, 2018

Carried Unanimously

DELEGATIONS

Elaine Carlyle addressed council to suggest that they may not have
enough information to make an informed decision on the purchase of
the compost-waste packers. She expressed concern that the proposed
units may not be compatible with bear-resistant carts and requested
that the purchase of new packers be postponed until more information
is available.

ELAINE CARLYLE
Compost-Waste Packers

Heather Ashthorn addressed Council on behalf of Wild Wise to advise that a cross-jurisdictional scan is in process with respect to options for creating bear-smart communities. Wild Wise supports the request to postpone the purchase of new packer units until the report from this project is available.

HEATHER ASHTHORN
Compost-Waste Packers

PUBLIC INPUT

Mayor Curtis called three times for anyone to appear to address Bylaw 2018-07, a bylaw to adopt the 2018 annual operating and maintenance budget and the 2019 and 2020 provisional budgets.

BYLAW 2018-07
OPERATING BUDGET

Stan Thompson and Kirk Cameron addressed the 2018 to 2020 operating and maintenance budget on behalf of the Whitehorse Chamber of Commerce. They stated that the timing and the process for the operating budget do not allow for input and consultation. Mr. Thompson noted that the budget package distributed did not address the impacts on the business community, and stated that the increased costs for water and sewer services, compost-waste collection, and energy increases will have negative impacts on the business community and on employment opportunities. The Chamber suggests that the City implement the Government Finance Officers Association guidelines to review the budget process and reserve levels.

Chamber of Commerce

Mayor Curtis declared the public input session closed and advised that a report on public input received will be brought forward to the standing committee meeting on February 19, 2018.

Public Input Closed

PUBLIC HEARING

Mayor Curtis called three times for anyone to appear to address Bylaw 2018-10, a bylaw to amend the zoning bylaw by changing the retail service definitions and allow for the retail sale of cannabis and cannabis-containing products in the Marwell area.

BYLAW 2018-06
ZONING AMENDMENT
Cannabis Retail Sales

Jordi Mikeli-Jones and Jeremy Jones addressed council to express their disagreement with the provisions of the zoning amendment bylaw that restrict the retail sale of cannabis and cannabis-containing products to the Marwell area. They suggested that the restriction will be detrimental to users and to the business community. They also suggested that the legal market should be competitive with the illicit market, and restricting retail locations will challenge this and may create a highly concentrated retail location. They recommended that the City consider using the model adopted by the City of Vancouver.

JORDI & JEREMY JONES

Lynda Peters stated the opinion that Marwell is not a suitable location for businesses that attract the public. She noted that there is minimal bus service and no amenities, and the area is not approachable or accessible to the public every day. She also stated that the location is entirely unsuitable for persons who use cannabis products for medical purposes. Ms. Peters also suggested that the speed with which the City is dealing with the issue is inappropriate and negligent.

LYNDA PETERS

Three written submissions were received, all either opposing the proposed amendment or expressing concerns.

Submissions Received

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. That report will come forward at the standing committee meeting on February 19, 2018.

Public Hearing Closed

COMMITTEE REPORTS

Corporate Services Committee

2018-03-03

It was duly moved and seconded THAT the 2018 to 2020 capital expenditure program be amended by adding a new 2018 capital project for design and construction of the Porter Creek Flush System Repair in the amount of \$850,000.00, funded by the Water and Sewer Reserve.

BUDGET AMENDMENT
FOR PORTER CREEK
FLUSH SYSTEM REPAIR

Carried Unanimously

Administration confirmed that a bylaw to amend the capital expenditure program will be brought forward due to the dollar value of this project.

Discussion

2018-03-04

It was duly moved and seconded THAT Bylaw 2018-11, a bylaw to provide for the remuneration to be paid to the mayor and councillors for the 2018 to 2021 term of office, be brought forward for consideration under the bylaw process.

BRING FORWARD
2018 to 2021 COUNCIL
REMUNERATION BYLAW

2018-03-05

It was duly moved and seconded THAT Bylaw 2018-11 be amended to limit the basic annual remuneration for councillors to the rate adjusted to account for the change in Canada Revenue Agency rules plus an increase based on the Consumer Price Index.

AMEND REMUNERATION
BYLAW BEFORE
BRINGING IT FORWARD

Defeated (2 – 5)

2018-03-07

It was duly moved and seconded
THAT the quarterly progress reports for the period from November 1, 2017 to January 31, 2018 be accepted as presented, and
THAT the strategic priorities charts be updated accordingly.

PROGRESS
UPDATES TO
STRATEGIC PRIORITIES

Carried Unanimously

The Procedures Bylaw requires administration to annually provide summary reports on the attendance, expense claims, travel and voting records for each member of council. The intent is to provide a report card on the activities of council members and contribute to transparency with respect to the conduct of council. The summary reports for the 2017 calendar year provide details for all members of council with respect to:

- their attendance record at regular and special council meetings and at standing committee meetings;
- the travel undertaken in the performance of their duties as members of council;
- the expense claims submitted with respect to travel on municipal business; and
- their voting record on issues that came before council for a vote.

2017 COUNCIL
SUMMARIES
For Information Only

City Planning Committee

2018-03-08

It was duly moved and seconded
THAT the 2018-2021 capital expenditure program be amended to include the 2018 Whistle Bend Future Areas Planning and Pre-Design project in the amount of \$300,000.00, funded by the Government of Yukon; and

BUDGET AMENDMENT
AND CONTRACT AWARD
WHISTLE BEND
FUTURE PLANNING

THAT the contract for the preparation of a planning and pre-design report for the future planning areas of Whistle Bend be awarded to Williams Sale Partnership in the amount of \$243,513.00.

Carried Unanimously

Council members discussed the change in the way information is being presented to council with respect to the analysis of proposals received. The consensus of council was that a Council and Senior Management meeting should be scheduled to thoroughly brief council on the process used and the reasons for the change to the reports presented.

Discussion

City Operations Committee

2018-03-09

It was duly moved and seconded
THAT Appendix "A" of the 2018 to 2021 capital expenditure program
be amended by re-budgeting \$309,797.98 in unspent funds from
2017 to 2018 in job 320c00112; and

BUDGET AMENDMENT
AND CONTRACT AWARD
SUPPLY OF COMPOST-
WASTE PACKERS

THAT the contract for the supply of two compost-waste packers be
awarded to Superior Truck Equipment Inc. in the amount of
\$619,252.00.

2018-03-10

It was duly moved and seconded
THAT a decision on the contract award and budget amendment for the
supply of two compost/waste packers be postponed pending the
receipt of information regarding options for bear-smart communities;
AND FURTHER THAT administration is directed to bring additional
information forward to the upcoming standing committee meeting so
that a decision can be made at the regular council meeting scheduled
for February 26, 2018.

Motion to Postpone to
February 26, 2018

Carried Unanimously

Community Services Committee

There was no report from the Community Services Committee.

No Report

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

2018-03-11

It was duly moved and seconded
THAT Bylaw 2018-06, a bylaw to amend Subdivision Control Bylaw
2012-16 with respect to First Nation Settlement Lands, having been
read a first and second time, now be given third reading.

BYLAW 2018-06
AMEND SUBDIVISION
CONTROL BYLAW
THIRD READING

Carried Unanimously

2018-03-12

It was duly moved and seconded
THAT Bylaw 2018-11, a bylaw to provide for the remuneration to be
paid to the mayor and councillors for the 2018 to 2021 council term of
office, be given first reading.

Carried (4 – 3)

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

BYLAW 2018-11

2018 TO 2021 COUNCIL
REMUNERATION
FIRST READING

Recorded Vote

2018-03-13

It was duly moved and seconded
THAT Bylaw 2018-11 be given second reading.

Carried (4 – 3)

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

SECOND READING

Recorded Vote

There being no further business, the meeting adjourned at 7:45 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 #2018-04 dated February 26, 2018