

MINUTES of **REGULAR** Meeting #2018-07 of the council of the City of Whitehorse called for 5:30 p.m. on Monday, April 9, 2018, in the Pioneer Heritage Room at City Hall.

PRESENT: Mayor Dan Curtis  
Councillors Dan Boyd  
Jocelyn Curteanu  
Robert Fendrick – Electronic Participation  
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  
Manager of Financial Services Lindsay Schneider

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

**CALL TO ORDER**

Mayor Curtis acknowledged the passing of Joe Linklater, former Chief of the Vuntut Gwitch'in First Nation.

Former Chief Joe Linklater

**2018-07-01**

It was duly moved and seconded  
THAT the agenda be adopted as amended with the addition of a proclamation for Jersey Day on April 12, 2018.

**AGENDA**

Carried Unanimously

Mayor Curtis proclaimed Thursday, April 12, 2018 to be **Jersey Day** in the City of Whitehorse in recognition of the tragic accident that claimed the lives of members of the Humbolt Broncos Junior Hockey Team.

**PROCLAMATION**

Mayor Curtis encouraged everyone to wear a sports jersey to work or school on April 12<sup>th</sup> to show support and respect to the victims and their families, friends and the Humbolt Broncos organization.

**2018-07-02**

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

**MINUTES**

March 26, 2018

Carried Unanimously

**COMMITTEE REPORTS**

**Corporate Services Committee**

**2018-07-03**

It was duly moved and seconded  
THAT the 2018 to 2021 capital expenditure program be amended by adding the 2018 Bus Wrap project in the amount of \$20,000, funded in the amount of \$15,000.00 from external sources with the City's contribution of \$5,000.00 coming from the General Reserve.

BUDGET AMENDMENT  
FOR INDIGENOUS  
BUS WRAP INITIATIVE

Carried Unanimously

**City Planning Committee**

**2018-07-04**

It was duly moved and seconded  
THAT Bylaw 2018-12, a bylaw to amend the Zoning Bylaw with respect to a number of miscellaneous minor housekeeping edits, be brought forward for second and third reading under the bylaw process.

BRING FORWARD  
BYLAW 2018-12 FOR  
2<sup>ND</sup> AND 3<sup>RD</sup> READING

Carried Unanimously

**2018-07-05**

It was duly moved and seconded  
THAT Bylaw 2018-13, a bylaw to amend the zoning at 112 and 114 North Star Drive in the Copper Ridge Subdivision to allow for the construction of one living suite on each property, be brought forward for second and third reading under the bylaw process.

BRING FORWARD  
BYLAW 2018-13 FOR  
2<sup>ND</sup> & 3<sup>RD</sup> READING

Carried Unanimously

**2018-07-06**

It was duly moved and seconded  
THAT Bylaw 2018-22, a bylaw to amend the zoning of 21--12<sup>th</sup> Avenue in Porter Creek from Residential Single Detached to Residential Multiple Housing, be brought forward for consideration under the bylaw process.

BRING FORWARD  
ZONING AMENDMENT  
FOR 21--12<sup>TH</sup> AVENUE

Carried Unanimously

Administration confirmed that garden suites could be a permitted use in this development, subject to setback and other regulations of the zone. If the zoning is approved, issues with respect to parking and crosswalk safety would be addressed as part of the development permit process.

Discussion

**City Operations Committee**

**2018-07-07**

It was duly moved and seconded  
THAT the 2018 to 2021 capital expenditure program be amended by  
increasing the 2018 budget for project #650c00917 from \$186,490.00  
to \$386,490.00, funded by Gas Tax; and

BUDGET AMENDMENT  
AND CONTRACT AWARD  
Lewes Boulevard  
Pipe Liner Project

THAT the construction contract for the Lewes Boulevard cured-in-  
place pipe liner project be awarded to Insituform Technologies Ltd.  
for a net cost to the City of \$282,398.00 plus GST.

Carried Unanimously

**Community Services Committee**

Keith Lay addressed the Committee on behalf of Active Trails  
Whitehorse Association to express concerns regarding the Whistle  
Bend Perimeter Trail and the Snowmobile Bylaw. He noted that  
respondents to the initial survey all wanted the trail to be non-  
motorized, with the president of the Klondike Snowmobile Association  
being the only one who expressed concerns about that designation.

KEITH LAY  
Trail Issues

Mr. Lay stated that administration did not follow Council's direction in  
this matter, and the impression is that the survey results were not what  
some people wanted, so other bylaws were used by administration to  
usurp council's direction.

For Information Only

The Mayor cautioned Mr. Lay that he must be respectful to staff, and  
Mr. Lay advised that he would not continue his presentation.

Paul Warner, President of the Spruce Hill Residents Association,  
advised that the City planned a non-motorized trail through the Spruce  
Hill Subdivision. This upset most residents as the non-motorized  
designation would allow the use of snowmobiles on the trail. After a  
meeting with council members a task force was formed to plan the trail  
network in the area, but this task force was cancelled, as was the Trail  
and Greenways Advisory Committee.

PAUL WARNER  
Trail Issues

Mr. Warner noted that the City already has 400 kilometres of motorized  
trails, and residents feel that snowmobiles are being given preferential  
treatment. He stated the opinion that people should be able to walk on  
trails without having to compete with snowmobiles, and asked that the  
City change the Snowmobile Bylaw.

For Information Only

Mr. Warner also requested that their Trails Task Force be reinstated.

Cedric Schilder addressed the Committee as a homeowner in Whistle Bend. He expressed concerns regarding snowmobile use and the fact that changes to the Snowmobile Bylaw were not brought forward after the perimeter trail was designated as non-motorized last year.

Mr. Schilder said he was told that implementing the designation was halted at the request of the Whistle Bend Community Association, and suggested that a minority perspective is being pushed by the association without meaningful consultation with residents. He requested that the Snowmobile Bylaw be amended to allow the trail designation to be implemented in accordance with the wishes of the community.

CEDRIC SCHILDER  
Trail Issues  
For Information Only

Nancy Brady expressed concerns over motorized use on the Whistle Bend perimeter trail. She noted that the trail is in a high density area and stated that motorized use is not appropriate, as confirmed by Council's decision last year. Ms. Brady also noted that at that time snowmobile use was not mentioned. She questioned the need for another survey and asked that Council honour the intent of the resolution passed last June.

NANCY BRADY  
Trail Issues  
For Information Only

Dorothy Lebel questioned whether the Snowmobile Bylaw allows snowmobile use on non-motorized trails late at night. She stated the opinion that noise factors and disturbance caused by late night use are yet more reasons why the Snowmobile Bylaw needs to be changed.

DOROTHY LABEL  
Snowmobile Bylaw  
For Information Only

### **Public Health and Safety Committee**

Ken Achtymichuk, proprietor of Heather Snack Haven, expressed concerns about parking issues that have arisen since a pub opened in the same mall. When he initially complained about parking issues Bylaw Services suggested he put up signs warning that vehicles could be towed if parked in certain locations, and this worked for a few years. Tow companies are now refusing to tow vehicles as they do not have proper authority, and the RCMP has advised that he will have to pay for towing if he wants vehicles removed. The landlord states that there is nothing he can do to regulate the parking issues. Mr. Achtymichuk asked that Council enact changes to the Traffic Bylaw that will allow vehicles to be towed.

KEN ACHTYMICHUK  
Traffic Bylaw Issues  
For Information Only

Administration confirmed that without a resolution from council the proponent of such a query does not usually receive a response. Council members discussed the issue of providing delegates with a response and the Mayor agreed that a letter would be drafted.

Discussion

**Development Services Committee**

There was no report from the Development Services Committee.

No Report

**BYLAWS**

**2018-07-08**

It was duly moved and seconded  
THAT Bylaw 2018-14, a bylaw to amend the 2018 to 2021 capital expenditure program by re-budgeting 2017 capital expenditures, having been read a first and second time, now be given third reading.

**BYLAW 2018-14**

CAPITAL RE-BUDGETS

THIRD READING

Carried Unanimously

**2018-07-09**

It was duly moved and seconded  
THAT Bylaw 2018-16, a bylaw to authorize the sale and transfer of four residential development lots located in the Arkell and Mary Lake neighbourhoods, having been read a first and second time, now be given third reading.

**BYLAW 2018-16**

LAND DISPOSITION  
Arkell and Mary Lake Lots

THIRD READING

A council member noted that there has been a lot of feedback about the price of these lots, especially the country residential parcels.

Discussion

**2018-07-10**

It was duly moved and seconded  
THAT Bylaw 2018-16 be referred back to the Planning Committee in order to explore options for making these lots more affordable.

Motion to Refer

Defeated (2 – 5)

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

Recorded Vote

Council members discussed the pricing issue and the fact that affordable housing is an objective of this council.

One member suggested that council should not be part of the problem that is driving up the price of residential lots, and another member stated that the City should not be involved in the land sale business.

Discussion

Other members spoke in support of selling the lots at market value in order to recover development costs, and also spoke of the commitment council made to get more housing lots on the market.

The MAIN MOTION was then voted on and carried (6 – 1).

Vote on Main Motion

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

Recorded Vote

**2018-07-11**

It was duly moved and seconded  
THAT Bylaw 2018-12, a bylaw to amend Zoning Bylaw 2012-20 with  
respect to a number of miscellaneous minor housekeeping edits, be  
given second reading.

Carried Unanimously

**BYLAW 2018-12**

ZONING AMENDMENT  
Housekeeping Edits  
SECOND READING

**2018-07-12**

It was duly moved and seconded  
THAT Bylaw 2018-12, a bylaw to amend Zoning Bylaw 2012-20 with  
respect to a number of miscellaneous minor housekeeping edits,  
having been read a first and second time, now be given third reading.

Carried Unanimously

**BYLAW 2018-12**

ZONING AMENDMENT  
Housekeeping Edits  
THIRD READING

**2018-07-13**

It was duly moved and seconded  
THAT Bylaw 2018-13, a bylaw to amend the zoning at 112 and 114  
North Star Drive in the Copper Ridge Subdivision to allow for the  
development of suites as a secondary use, be given second reading.

Carried Unanimously

**BYLAW 2018-13**

ZONING AMENDMENT  
112 & 114 North Star Drive  
SECOND READING

**2018-07-14**

It was duly moved and seconded  
THAT Bylaw 2018-13, a bylaw to amend the zoning at 112 and 114  
North Star Drive in the Copper Ridge Subdivision to allow for the  
development of suites as a secondary use, having been read a first  
and second time, now be given third reading.

Carried Unanimously

**BYLAW 2018-13**

ZONING AMENDMENT  
112 & 114 North Star Drive  
THIRD READING

**2018-07-15**

It was duly moved and seconded  
THAT Bylaw 2018--22, a bylaw to amend the zoning of 21--12<sup>th</sup>  
Avenue in Porter Creek to allow for the construction of a five-unit  
townhouse development, be given first reading.

**BYLAW 2018-22**  
ZONING AMENDMENT  
21-12<sup>th</sup> Avenue- RS to RM  
FIRST READING

Carried Unanimously

There being no further business, the meeting adjourned at 6:06 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 #2018-08 dated April 23, 2018