

MINUTES of **REGULAR** Meeting #2019-05 of the council of the City of Whitehorse called for 5:30 p.m. on Monday, March 11, 2019, in Council Chambers, City Hall.

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

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

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

**CALL TO ORDER**

**2019-05-01**

It was duly moved and seconded  
THAT the agenda be adopted as amended with the changes being the deletion of Linda Berardi as a delegate and the addition of Sylvie Binette, John Bunbury, Paula Pawlovich and Chief Kristina Kane as delegates, all speaking to the Official Community Plan amendment to allow for the development of a quarry.

**AGENDA**

Carried Unanimously

**2019-05-02**

It was duly moved and seconded  
THAT the minutes of the regular council meeting dated February 25, 2019 be adopted as presented.

**MINUTES**

February 25, 2019

Carried Unanimously

**DELEGATIONS**

Dr. Richard Runyon advised Council that he is not a medical doctor, but has researched the issue from a scientific background. He noted that particulates from quarries can adversely affect air quality and lung development in children, and can travel as far as 1.2 kilometres from the quarry site. He also noted that Valleyview residents have had a lot of experience with quarry operations in the past year, and most of those experiences have been negative.

Dr. Richard Runyon

Sylvie Binette advised that she has a number of health and safety concerns with the proposed quarry as well as the cumulative impacts of two major quarry operations so close to a residential neighbourhood. She asked if any research has been done with respect to potential groundwater contamination, and also asked about who would monitor the site with respect to air pollution. She noted that the proponent spoke about the depth of the sand and gravel reserves at this site and mentioned a 20 year proposal when the project was presented last week. Ms. Binette stated the opinion that too many questions should have been resolved before this proposal came forward.

Sylvie Binette

John Bunbury stated that he is a member of the Ta'an Kwäch'än Council and is not in favour of this project. He noted that there is no structured plan in place for the development of this parcel and stated that proper plans and procedures should be in place before any work on this parcel of land proceeds.

John Bunbury

Paula Pawlovich noted that no solid business plan has been presented to support this application and asked if it is possible for the City to request that the application be delayed. Ms. Pawlovich said that she is aware that further studies will be conducted if this bylaw is approved, but expressed a lack of confidence in these reviews since in a recent Yukon Government consultation a decision was announced the day after public input closed.

Paula Pawlovich

Ta'an Kwäch'än Council Chief Kristina Kane stated that the members of the Ta'an Kwäch'än Council are and always have been stewards of the land. She advised that the proposal for the quarry arose out of the need to bring the grade down to allow for future development. It was noted that the time frame for development is the same as the adjacent Tank Farm property, which is two to seven years.

Chief Kristina Kane

Chief Kane asked the City to consult directly with the Ta'an Kwäch'än Council on the Official Community Plan review that is now under way.

Mayor Curtis thanked the delegates for their presentations on this issue. He noted that If council agrees to bring the proposed bylaw forward under the bylaw process, a public hearing will be held at the regular council meeting on April 23, 2019 where council will be able to hear from other citizens with respect to this issue.

Delegates Thanked

## **COMMITTEE REPORTS**

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

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

No Report

**Development Services Committee**

**2019-05-03**

It was duly moved and seconded  
THAT the allocation of Environmental Grants in the amount of  
\$4,129.32 be approved as recommended by the review committee:

<b><u>Grant Recipient</u></b>	<b><u>Amount</u></b>	
Raven Recycling Replace waste collection bins for event rental service	\$2,869.32	ENVIRONMENTAL GRANT ALLOCATIONS
Victoria Faulkner Women’s Centre Food growing and processing workshops – series of 3	\$1,260.00	
Total	<b><u>\$4,129.32</u></b>	

Carried Unanimously

**Corporate Services Committee**

**2019-05-04**

It was duly moved and seconded  
THAT two resolutions be forwarded to the Association of Yukon  
Communities for consideration by the membership at the 2019  
Annual General Meeting. The resolutions are:

**A   Respectful Engagement**

WHEREAS the Yukon Government pledged to work in partnership  
with communities and municipal governments to build sustainable  
and diverse economies and support local solutions to local problems;  
AND WHEREAS the Yukon Government is undertaking or has  
recently undertaken policy development and implementation on  
matters that significantly affect Yukon communities such as carbon  
tax reimbursement, Community Development Fund eligibility, *Motor  
Vehicles Act* revisions, *Public Airports Act*, Yukon Tourism Strategy,  
single use plastics, and waste management;

AND WHEREAS communities did not feel that meaningful  
consultation occurred in some instances, or in others that follow-up  
on the outcomes from consultation discussions did not occur prior to  
the Yukon Government’s decisions being made;

BE IT RESOLVED that the Association of Yukon Communities urges  
the Yukon Government to engage in respectful and meaningful  
consultation with Yukon municipalities and Yukon First Nations prior  
to establishing and implementing new or revised policies on matters  
that will affect their communities.

RESOLUTIONS FOR  
SUBMISSION TO THE  
MEMBERSHIP AT THE  
AYC ANNUAL MEETING

.../continued

**2019-05-04** (Continued)

**B     Infrastructure Funding**

WHEREAS the Yukon Government pledged to work in partnership with communities and municipal governments to build sustainable and diverse economies and support local solutions to local problems; and

WHEREAS Yukon municipalities are extremely pleased to see the importance the federal government is placing on funding community infrastructure projects; and

WHEREAS Yukon municipalities have been disappointed by the government's administration of federal government infrastructure funding, including fair distribution amongst communities, roll-out of decision making, and predictability of funding; and

WHEREAS the Association of Yukon Communities believes that Yukon Government administration of federal government infrastructure funding to date has not effectively or equitably responded to Yukon community priorities;

BE IT RESOLVED that the Association of Yukon Communities urges the Yukon Government to streamline its processing of applications for federal infrastructure funding to enable timely responses to municipalities and increased predictability of funding levels; and

BE IT FURTHER RESOLVED that the Association of Yukon Communities urges the Yukon Government to achieve more equitable distribution of federal infrastructure funds amongst Yukon municipalities to achieve a better balance with respect to needs, priorities and population size; and

BE IT FURTHER RESOLVED that the Association of Yukon Communities urges the Yukon Government work more closely with municipalities in determining the priority for projects within their communities that will receive federal infrastructure funding; and

BE IT FURTHER RESOLVED that the Association of Yukon Communities urges the Yukon Government to work with Yukon communities to develop a longer-term plan to support investments in community infrastructure.

**2019-05-05**

It was duly moved and seconded

THAT each of the proposed resolutions be voted on separately.

Motion for Separate Votes

Carried Unanimously

**2019-05-06**

It was duly moved and seconded  
THAT the final “whereas” clause and the “be it resolved” clause of the *Respectful Engagement* resolution be amended to read:

“WHEREAS communities did not feel, in some instances, that meaningful or sufficient consultation occurred prior to the Yukon Government’s decisions being made;

Amendment #1

BE IT RESOLVED that the Association of Yukon Communities urges the Yukon Government to ensure respectful and meaningful consultation with Yukon municipalities and Yukon First Nations prior to establishing and implementing new or revised policies on matters that will affect their communities.”

Carried Unanimously

**2019-05-07**

It was duly moved and seconded  
THAT the third and fourth “whereas” clauses and the second “be it resolved” clause of the *Infrastructure Funding* resolution be amended to read:

“WHEREAS Yukon municipalities rely on Yukon Government’s administration of federal government infrastructure funding, including fair distribution amongst communities, timely roll-out of decisions, and predictability of funding; and

Amendment #2

WHEREAS the Association of Yukon Communities believes the Yukon Government administration of federal government infrastructure funding to date is not meeting the priorities or needs of Yukon communities;”

“BE IT FURTHER RESOLVED that the Association of Yukon Communities urges the Yukon Government to ensure equitable distribution of federal infrastructure funds amongst Yukon municipalities, considering needs, priorities and population size; and”

Carried Unanimously

The main motion as amended was voted on and Carried Unanimously.

Vote on Main Motion

In response to a query from a Committee member, Administration advised that, in addition to the Sustainability Plan, the ranking system used in the creation of current budgets included strategic priorities, risk management initiatives, customer service impacts and financial and economic impacts. The ranking system is revised annually. It was suggested that the review criteria be available on the City’s website so that there is increased transparency with respect to Council decisions.

MEANS OF PRIORITIZING  
BUDGET ALLOCATIONS

For Information Only

**City Planning Committee**

**2019-05-08**

It was duly moved and seconded  
THAT Bylaw 2019-11, a bylaw to amend the Official Community Plan to allow for a quarry on Ta'an Kwäch'än Council Settlement Land Parcel C-30B, be brought forward for consideration under the bylaw process; and

BRING FORWARD  
OCP AMENDMENT FOR  
TKC QUARRY

THAT the proponent be required to host a public meeting regarding the Official Community Plan amendment prior to the scheduled date for the public hearing.

Carried (6 – 1)

Council members expressed a number of views on the proposed bylaw, including the opinion that proceeding with the bylaw would potentially be challenging the Ta'an Kwäch'än Council Final Agreement.

One member stated that it is difficult to see how this application can be seen as compatible with other land uses in the area and noted that the proposal as it stands creates long-term uncertainties for neighbouring property owners. It was also noted that the time and costs involved will have enormous impacts on the community and the City.

One member stated that there was too little detail provided in the original proposal. Another member noted that the issues of impacts on neighbouring parcels need to be assessed, and stated the opinion that there are too many unknowns at this time.

Discussion

Other members declared that a decision to proceed with the bylaw process will offer opportunities for council to gather the information that is needed, hear more opinions, and learn more about potential benefits as well as impacts. It was also noted that proceeding with the bylaw process will allow council members to consider and discuss all sides of the issue in order to make an informed decision.

IN FAVOUR Mayor Curtis, Councillors Boyd, Cabott, Curteanu,  
Roddick and Stick

Recorded Vote

OPPOSED Councillor Hartland

Some members of the Committee requested that the City collect information about quarry resources within municipal boundaries. It was suggested that this could be done as part of the process to review the existing Official Community Plan.

QUARRY RESOURCES  
For Information Only

**City Operations Committee**

**2019-05-09**

It was duly moved and seconded  
THAT the 2019 to 2022 capital expenditure program be amended by adding a new project for the Replacement Fire Department Tanker in the amount of \$365,000, funded by the Equipment Replacement Reserve; and

CONTRACT AWARD AND  
BUDGET AMENDMENT  
REPLACEMENT OF FIRE  
DEPARTMENT TANKER

THAT Administration be authorized to award a sole-source contract to Westvac Industrial Ltd. for the supply of one 2018 M4 Fire Tanker for a net cost not to exceed \$330,000 plus GST.

Carried Unanimously

**2019-05-10**

It was duly moved and seconded  
THAT Administration be authorized to waive the public bidding process for the replacement of the Mount McIntyre Recreation Centre Condenser; and

CONTRACT AWARD  
REPLACEMENT OF  
CONDENSER AT MT.  
MCINTRE REC CENTRE

THAT Administration be authorized to award the contract for the Mount McIntyre Recreation Centre Condenser Replacement project to Cimco Refrigeration, a division of Toromont Industries, for a net cost to the City of Whitehorse of \$251,750.00, plus GST.

Carried Unanimously

A Committee member asked for details regarding the number of sole-source contracts that the City may authorize in an average year, and suggested that this information be included when the Purchasing and Sales Policy comes forward for review.

PURCHASING AND  
SALES POLICY  
For Information Only

**Community Services Committee**

Mayor Curtis proclaimed March 2019 to be ***Children's Wish Month*** in the City of Whitehorse.

PROCLAMATION

**2019-05-11**

It was duly moved and seconded  
THAT the 2020 provisional operating budget be increased in an amount not to exceed \$25,000, funded by the general reserve; and  
THAT a grant be authorized from Council donations to offer free transit to individuals accredited for the 2020 Arctic Winter Games.

AUTHORIZE GRANT FOR  
TRANSIT PASSES  
Arctic Winter Games 2020

Carried Unanimously

The public was advised that the deadline for nominations for Volunteer of the Year is March 15<sup>th</sup>. Community groups and organizations were encouraged to submit their nominations in time for them to be considered for this award

VOLUNTEER OF THE  
YEAR NOMINATIONS

For Information Only

**BYLAWS**

**2019-05-12**

It was duly moved and seconded  
THAT Bylaw 2019-11, a bylaw to amend the Official Community Plan to allow for quarrying operations on Settlement Land C-30B, be given first reading.

**BYLAW 2019-11**

OCP AMENDMENT  
TKC C-30B Quarry  
FIRST READING

Carried (5 – 2)

IN FAVOUR Mayor Curtis, Councillors Cabott, Curteanu, Roddick  
and Stick

Recorded Vote

OPPOSED Councillors Boyd and Hartland

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 #2019-06 dated March 25, 2019