

CITY OF WHITEHORSE
REGULAR Council Meeting #2023-10

DATE: Tuesday, May 23, 2023
TIME: 5:30 p.m.

Mayor Laura Cabott
Deputy Mayor Ted Laking
Reserve Deputy Mayor Michelle Friesen

AGENDA

CALL TO ORDER 5:30 p.m.

AGENDA Adoption

PROCLAMATIONS

MINUTES Regular Council meeting dated May 1, 2023

DELEGATIONS

PUBLIC HEARING

STANDING COMMITTEE REPORTS

City Operations Committee – *Councillors Boyd and Curteanu*

Community Services Committee – *Councillors Friesen and Cameron*

Public Health and Safety Committee – *Councillors Curteanu and Murray*

Corporate Services Committee – *Councillors Cameron and Laking*

City Planning Committee – *Councillors Laking and Friesen*

1. Conditional Use Application – 101 Mount Sima Road

Development Services Committee – *Councillors Murray and Boyd*

1. Road Closure Bylaw – 2023 Main Street Town Square

NEW AND UNFINISHED BUSINESS

1. Motion – Naming New City Streets – *Mayor Cabott*

2. Motion – Naming New Subdivision Streets – *Councillor Murray*

3. Motion – Renaming McIntyre Subdivision and Streets – *Councillor Friesen*

BYLAWS

2023-15 Road Closure Bylaw – 2023 Main Street Town Square 2nd and 3rd Reading

ADJOURNMENT

MINUTES of **REGULAR** Meeting #2023-09 of the Council of the City of Whitehorse called for 5:30 p.m. on Monday, May 8, 2023, in Council Chambers, City Hall.

PRESENT: Mayor Laura Cabott
Councillors Ted Laking, Deputy Mayor
Dan Boyd
Jocelyn Curteanu
Michelle Friesen
Mellisa Murray

ABSENT: Kirk Cameron

ALSO PRESENT: City Manager Jeff O'Farrell
Director of Community Services Krista Mroz
Director of Development Services Mike Gau
Director of People and Culture Lindsay Schneider
Director of Corporate Services Valerie Braga
Director of Operations and Infrastructure Tracy Allen
Manager of Legislative Services Wendy Donnithorne

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

CALL TO ORDER

2023-09-01

It was duly moved and seconded
THAT the Agenda be amended to include a Notice of Motion from
Councillor Murray regarding the streets of McIntyre Subdivision, and to
reschedule Mayor Cabott's Motion on new city street names to May 23,
2023.

AGENDA

Carried Unanimously

2023-09-02

It was duly moved and seconded
THAT the minutes of the Regular Council meeting dated April 24, 2023
be adopted as presented.

MINUTES

Carried Unanimously

PUBLIC INPUT SESSION

Mayor Cabott advised that a Public Input Session was scheduled to hear any submissions with respect to a Conditional Use Application to allow an Eating and Drinking Establishment at 101 Mount Sima Road.

There were no members of the public present to speak on the Conditional Use Application for 101 Mont Sima Road and no written submissions were received.

PUBLIC INPUT SESSION
Conditional Use Application
– 101 Mount Sima Road

Mayor Cabott declared the Public Input Session for the Conditional Use Application – 101 Mount Sima Road closed.

Mayor Cabott advised that a Public Input Session was scheduled to hear any submissions with respect to Bylaw 2023-15, a Bylaw to temporarily close a portion of Main Street and adjacent laneway right-of-ways between Front Street and Second Avenue.

There were no members of the public present to speak on the Road Closure Bylaw for 2023 Main Street Town Square and no written submissions were received.

PUBLIC INPUT SESSION
Road Closure Bylaw –
2023 Main Street Town
Square

Mayor Cabott declared the Public Input Session for the Road Closure – Bylaw – 2023 Main Street Town Square closed.

COMMITTEE REPORTS

City Operations Committee

There was no report from the City Operations Committee.

No Report

Community Services Committee

2023-09-03

It was duly moved and seconded THAT, in addition to amendments discussed at the Standing Committee Meeting on May 1, 2023, the Graffiti Management Policy be further amended as follows (additions in italics):

“TO THE POLICY STATEMENT (Page 1)

The City takes the presence and impact of graffiti seriously. The increasing presence of graffiti is of ongoing concern both for its adverse impact on the environment and streetscape and for its considerable cost in removal. In addition to the provisions of this Policy, enforcement of graffiti removal is carried out under the City’s Maintenance Bylaw and in cooperation with other responsible authorities.”; and

Graffiti Policy Amendments
– Motion to Amend

“TO THE ROLES AND RESPONSIBILITIES (Page 4)

Delete the existing text and replace with:

The Parks and Community Development Department will administer the Graffiti Management Policy to coordinate reporting and any required clean-up with responsible City Departments.

Enforcement

City requirements for graffiti clean-up by businesses or property owners are enforced by Bylaw Services under the City’s Maintenance Bylaw.”

Carried Unanimously

Mayor Laura Cabott proclaimed May 5, 2023 to be Red Dress Day, a day to recognize and honour the Missing and Murdered Indigenous Women and Girls and their families, and to promote advocacy for change.

Proclamation - Red Dress
Day

Public Health and Safety Committee

Mayor Cabott recognized May 6, 2023 as Wildfire Community Preparedness Day, a day to bring attention to wildfire dangers and share information and ways to minimize risk to families and homes.

Proclamation – Wildfire
Community Preparedness
Day

A delegation on behalf of Yukon Fire Fitness Association presented a request for City support to host the 2023 Pacific Regional Championship in 2025.

Delegate – Yukon Fire
Fitness Association

Corporate Services Committee

2023-09-04

It was duly moved and seconded THAT Council amend the 2023 Operating Budget to receive the \$37,940.00 contribution from the Crime Prevention and Victim Services Trust Fund to support the implementation of the 2023 Graffiti Management Program.

Budget Amendment –
Graffiti Management
Program

Carried Unanimously

2023-09-05

It was duly moved and seconded THAT Council approve the allocation of \$154,296.21 for Recreation Grants as recommended by the Recreation Grant Task Force.

Spring Grant Allocations

Carried Unanimously

2023-09-06

It was duly moved and seconded THAT Council approve a grant of \$1,000.00 funded from the Council donation account.

Council Donation – Yukon
Learn Society

Carried Unanimously

City Planning Committee

2023-09-07

It was duly moved and seconded THAT Council direct that Bylaw 2022-49, a bylaw to amend the zoning of 2 Klondike Road to allow for a boundary realignment and consolidation of five lots, be further amended to clarify that:

- (3) “Commercial uses are not permitted above the first storey, except for home-based businesses in residential uses; and
- (4) Any commercial use must be accompanied with the development of an allowable residential use.”

Zoning Amendment – 2
Klondike Road

AND THAT Council direct that Bylaw 2022-49, a bylaw to amend the zoning of 2 Klondike Road, be brought forward for second and third reading under the bylaw process;

AND THAT a Traffic Impact Assessment be considered as part of the Development Permit Stage, and that specific uses and intensity of the proposed development be factors in that consideration.

Carried Unanimously

The Committee was presented with a Conditional Use Application to allow for an eating and drinking establishment at 101 Mount Sima Road. A Public Input Session was held at this Regular Council Meeting on May 8, 2023.

Conditional Use Application
– 101 Mount Sima Road

Development Services Committee

There was no report from the Development Services Committee.

NEW AND UNFINISHED BUSINESS

2023-09-08

It was duly moved and seconded

THAT Council direct Administration to bring forward an Administrative Report with analysis on the feasibility of hosting an FCM Board Meeting in 2025 or 2026, along with an identification of key elements of a proposal, for direction by Council in time for the closure of the RFP process.

Motion – Hosting FCM
Meeting – Deputy Mayor
Laking

Carried Unanimously

Councillor Murray presented a Notice of Motion for discussion at the next Regular Council meeting of May 23, 2023, that Council direct Administration to propose that the streets in the next major subdivision of Whitehorse be named after women, BIPOC, and 2SLGBTQ+ people who have historically and continue to have a positive impact and influence on Whitehorse and the Yukon.

Notice of Motion – Naming
New Subdivision Streets –
Councillor Murray

BYLAWS

2023-09-09

It was duly moved and seconded

THAT Bylaw 2022-49, a Bylaw to amend the zoning at 2 Klondike Road, be given Second Reading.

BYLAW 2022-49
Zoning Amendment – 2
Klondike Road
SECOND READING

Carried Unanimously

2023-09-10

It was duly moved and seconded

THAT Bylaw 2022-49, be given Third Reading.

BYLAW 2022-49
Zoning Amendment – 2
Klondike Road
THIRD READING

Carried Unanimously

2023-09-11

It was duly moved and seconded

THAT Bylaw 2023-14, a Bylaw to enter into an Encroachment Agreement with the owner of Lot 13, Block 27, Whitehorse, Yukon, be given Third Reading.

BYLAW 2023-14
Encroachment Agreement
Bylaw
THIRD READING

Carried Unanimously

2023-09-12

It was duly moved and seconded
THAT Bylaw 2023-17, a Bylaw to amend the 2023 to 2026 Capital
Expenditure Program by increasing the 2023 budget for project
650c00819 – Transfer Station Upgrades, in the amount of \$2,200,000,
be given Third Reading.

BYLAW 2023-17
Budget Amendment –
Transfer Station Upgrades
THIRD READING

Carried Unanimously

There being no further business, the meeting adjourned at 6:16 p.m.

ADJOURNMENT

Laura Cabott, Mayor

Wendy Donnithorne, City Clerk

ADOPTED by Resolution at Meeting #2023-10



Minutes of the meeting of the City Operations Committee

Date	May 15, 2023	2023-10
Location	Council Chambers, City Hall	
	Councillor Dan Boyd - Chair Mayor Laura Cabott	
Committee Members Present	Councillor Kirk Cameron Councillor Jocelyn Curteanu Councillor Michelle Friesen Deputy Mayor Ted Laking Councillor Mellisa Murray	
Staff Present	Jeff O'Farrell, City Manager Krista Mroz, Director of Community Services Valerie Braga, Director of Corporate Services Lindsay Schneider, Director of People and Culture Mike Gau, Director of Development Services Tracy Allen, Director of Operations and Infrastructure Wendy Donnithorne, Manager of Legislative Services	

* Indicates electronic participation

Your Worship, the City Operations Committee respectfully submits the following report:

1. **New Business – Robert Service Way Opening**

With the recent partial opening of Robert Service Way, a Committee member requested an update and next steps. Administration noted that the limited access schedule will remain while geotechnical experts continue monitoring with safety being the highest priority. Moving forward, the dynamic conditions of the escarpment will continue to be assessed until the limited access of Robert Service Way is safe to modify further.

2. **New Business - Road Line Repainting**

A Committee member requested an update on the status of repainting the road lines, particularly Two Mile Hill. Administration advised that following the late snowfalls in April, line marking City-wide is expected to begin shortly. A plan for scheduling the line painting on Two Mile Hill was being developed, but due to the current status of Robert Service Way, the contracted company would be limited to nights and weekends.



Minutes of the meeting of the Community Services Committee

Date	May 15, 2023	2023-10
Location	Council Chambers, City Hall	
	Councillor Michelle Friesen - Chair Mayor Laura Cabott	
Committee Members Present	Councillor Dan Boyd Councillor Kirk Cameron Councillor Jocelyn Curteanu Deputy Mayor Ted Laking Councillor Mellisa Murray	
Staff Present	Jeff O'Farrell, City Manager Krista Mroz, Director of Community Services Valerie Braga, Director of Corporate Services Lindsay Schneider, Director of People and Culture Mike Gau, Director of Development Services Tracy Allen, Director of Operations and Infrastructure Wendy Donnithorne, Manager of Legislative Services	

* Indicates electronic participation

Your Worship, the Community Services Committee submits no report.



**Minutes of the meeting of the
Public Health and Safety Committee**

Date	May 15, 2023	2023-10
Location	Council Chambers, City Hall	
	Councillor Jocelyn Curteanu - Chair Mayor Laura Cabott	
Committee Members Present	Councillor Dan Boyd Councillor Kirk Cameron Councillor Michelle Friesen Deputy Mayor Ted Laking Councillor Mellisa Murray	
Staff Present	Jeff O'Farrell, City Manager Krista Mroz, Director of Community Services Valerie Braga, Director of Corporate Services Lindsay Schneider, Director of People and Culture Mike Gau, Director of Development Services Tracy Allen, Director of Operations and Infrastructure Wendy Donnithorne, Manager of Legislative Services	

* Indicates electronic participation

Your Worship, the Public Health and Safety Committee respectfully submits the following report:

1. New Business – Wildfire Readiness

A Committee member noted the early wildfire season, and requested an update on the City's readiness. Administration noted the City continues to work with Yukon Government and emergency measures agencies. Additional public safety information was being prepared ahead of the long weekend to remind the public about wildfire risk, and that a plan is in place for the use of Robert Service Way if needed. Further information was requested about the slash debris in the Copper Haul Road area as a result of the large scale fire smart project, given the potential fire risk of the materials left along the road.



Minutes of the meeting of the Corporate Services Committee

Date	May 15, 2023	2023-10
Location	Council Chambers, City Hall	
	Councillor Kirk Cameron - Chair Mayor Laura Cabott	
Committee Members Present	Councillor Dan Boyd Councillor Jocelyn Curteanu Councillor Michelle Friesen Deputy Mayor Ted Laking Councillor Mellisa Murray	
Staff Present	Jeff O'Farrell, City Manager Krista Mroz, Director of Community Services Valerie Braga, Director of Corporate Services Lindsay Schneider, Director of People and Culture Mike Gau, Director of Development Services Tracy Allen, Director of Operations and Infrastructure Wendy Donnithorne, Manager of Legislative Services	

* Indicates electronic participation

Your Worship, the Corporate Services Committee respectfully submits the following report:

1. New Business – AYC Annual General Meeting Update

Several members of the Committee highlighted the 48th Association of Yukon Communities Annual General Meeting, noting the productive meetings, and opportunity to meet in person for the first time since the pandemic. It was also noted that all proposed resolutions brought forward by the City were passed, and that Real Stoker, a City of Whitehorse maintenance leader of Water and Waste Services, was awarded the Linda Rapp Municipal Employee Award.



Minutes of the meeting of the City Planning Committee

Date	May 15, 2023	2023-10
Location	Council Chambers, City Hall	
Committee Members Present	Deputy Mayor Ted Laking - Chair Mayor Laura Cabott Councillor Dan Boyd Councillor Kirk Cameron Councillor Jocelyn Curteanu Councillor Michelle Friesen Councillor Mellisa Murray	
Staff Present	Jeff O'Farrell, City Manager Krista Mroz, Director of Community Services Valerie Braga, Director of Corporate Services Lindsay Schneider, Director of People and Culture Mike Gau, Director of Development Services Tracy Allen, Director of Operations and Infrastructure Wendy Donnithorne, Manager of Legislative Services	

* Indicates electronic participation

Your Worship, the City Planning Committee respectfully submits the following report:

1. Public Input Report – Conditional Use Application – 101 Mount Sima Road

The Committee was presented with a Public Input Report for an application for Conditional Use approval to allow an eating and drinking establishment located at 101 Mount Sima Road. No concerns were raised regarding the application.

The Recommendation of the City Planning Committee is

THAT Council approve the application for Conditional Use approval to allow an eating and drinking establishment use at 101 Mount Sima Road.



Minutes of the meeting of the Development Services Committee

Date	May 15, 2023	2023-10
Location	Council Chambers, City Hall	
	Councillor Mellisa Murray - Chair Mayor Laura Cabott	
Committee Members Present	Councillor Dan Boyd Councillor Kirk Cameron Councillor Jocelyn Curteanu Councillor Michelle Friesen Deputy Mayor Ted Laking	
Staff Present	Jeff O'Farrell, City Manager Krista Mroz, Director of Community Services Valerie Braga, Director of Corporate Services Lindsay Schneider, Director of People and Culture Mike Gau, Director of Development Services Tracy Allen, Director of Operations and Infrastructure Wendy Donnithorne, Manager of Legislative Services	

* Indicates electronic participation

Your Worship, the Development Services Committee respectfully submits the following report:

1. Main Street Town Square Pilot Project

The Committee was presented with a report on the proposed Main Street Town Square Pilot Project, including the public engagement results, Public Hearing Report, and required approvals for the Road Closure Bylaw and Project Budget Amendment.

On January 16, 2023, Council approved a Resolution for Administration to prepare a proposal and analysis on developing a pilot project to convert Main Street between Front Street and Second Avenue into a pedestrian-only "Town Square" for summer 2023. Since then, Administration has engaged with residents, business stakeholders, and City departments to review the project through a survey and direct engagement.

The Committee reviewed the report and discussed in detail, with key questions focussed on

- Costs and expenses for food trucks and vendors;
- Programming for arts and other activities;

- Parking and accessibility; and
- Services and access to the laneways.

Additional information was requested from Administration about electrical and other costs for food trucks being established as part of the project.

The Recommendation of the Development Services Committee is

THAT Council directs that the 2023-2025 Annual Operating Budget for Economic Development be amended by adding project Main Street Town Square in the amount of \$105,069, funded from the General Reserve; and

THAT Council bring forward Bylaw 2023-15, a bylaw to close a portion of Main Street from Front Street to 2nd Avenue and portions of adjacent lanes under the bylaw process.

2. New Business – Notice of Motion – McIntyre Subdivision Street Names

Councillor Friesen gave a Notice of Motion intended to be brought forward at the next Regular Council meeting scheduled May 23, 2023, that Administration be directed to work with the Kwanlin Dün First Nation in renaming the McIntyre subdivision and streets within.

There being no further business the meeting adjourned at 7:17 P.M.

Laura Cabott, Mayor

Wendy Donnithorne, City Clerk

Motion

TO: Council

From: Mayor Cabott

Date: May 23, 2023 – Regular Council Meeting

Re: Motion – Naming Streets in New Subdivision

I, Mayor Laura Cabott, having given a Notice at the Regular Council Meeting of April 24, 2023, now Move as follows:

WHEREAS one of the Strategic Priorities of Council is to develop and implement a plan to improve inclusivity and diversity in Whitehorse; and

WHEREAS historically many women have made and continue to make substantial contributions to Whitehorse as leaders, community builders, entrepreneurs, educators and advocates; and

WHEREAS naming streets after influential women will increase awareness of their importance in the history of Whitehorse and the Yukon;

THEREFORE, BE IT RESOLVED that Administration be directed to propose that streets in the next major subdivision of Whitehorse be named after women who have historically had a positive impact and continue to influence on Whitehorse and the Yukon.

Motion

TO: Council

From: Councillor Mellisa Murray

Date: May 23, 2023 – Regular Council Meeting

Re: Motion – Naming Streets in New Subdivision After Influential Women, BIPOC, and 2SLGBTQ+

I, Councillor Mellisa Murray, having given notice at the Regular Council Meeting held May 8, 2023, now move as follows:

WHEREAS one of the Strategic Priorities of Council is to develop and implement a plan to improve inclusivity and diversity in Whitehorse; and

WHEREAS historically many women, BIPOC and 2SLGBTQ+, have made and continue to make substantial contributions to Whitehorse as leaders, community builders, entrepreneurs, educators and advocates; and

WHEREAS naming streets after influential women, BIPOC and 2SLGBTQ+ will increase awareness of their importance in the history of Whitehorse and the Yukon;

THEREFORE, BE IT RESOLVED that Administration be directed to propose that streets in the next major subdivision of Whitehorse be named after women, BIPOC and 2SLGBTQ+ who have historically, and continue to have a positive impact and influence on Whitehorse and the Yukon.

Motion

TO: Council

From: Councillor Michelle Friesen

Date: May 23, 2023 – Regular Council Meeting

Re: Motion – Renaming McIntyre Subdivision and Streets

I, Councillor Michelle Friesen, having given a Notice at the Standing Committee meeting held May 15, 2023, now move as follows:

WHEREAS the City of Whitehorse has committed to moving forward in the spirit of reconciliation and to strengthening its relationships with both the Kwanlin Dün First Nation and the Ta'an Kwäch'än Council; and

WHEREAS in Council's 2022-2024 Strategic Priorities it states "this council understands that there are ongoing opportunities to ensure that all citizens feel understood, included, accepted, and respected in their connections to the community; and

WHEREAS the subdivision of McIntyre and the streets within are currently named after Yukon Politicians; and

WHEREAS the City rests on the Traditional Territories of the Ta'an Kwäch'än and Kwanlin Dün First Nation, and that the two Nations have had, and continue to have, a spiritual, cultural, and economic connection to the land and resources of this area; and

WHEREAS we also acknowledge that these governments and their citizens contribute significantly to the city's social, cultural, spiritual, and economic prosperity.

THEREFORE, BE IT RESOLVED THAT the City of Whitehorse work with Kwanlin Dün First Nation to rename the subdivision, McIntyre, and streets within; and

THAT this initiative will be led by Kwanlin Dün First Nation and the City of Whitehorse will support with financial and administrative needs as necessary, such as providing policy and bylaw information pertaining to street naming and securing and installing new signage; and

THAT this initiative be proposed as an agenda item for discussion at the next intergovernmental meeting with Kwanlin Dün First Nation.

CITY OF WHITEHORSE
BYLAW 2023-15

A bylaw to authorize the closure of a portion of highway in the City of Whitehorse.

WHEREAS Section 276 of the *Municipal Act* provides that a bylaw may close a highway within Council's jurisdiction;

WHEREAS it is deemed desirable that a portion of Main Street between Front Street and Second Avenue can be closed temporarily in part or in full from June 1, 2023 to September 15, 2023 to enable a pedestrian only Main Street Town Square;

NOW THEREFORE the Council of the Municipality of the City of Whitehorse, in open meeting assembled, hereby ENACTS AS FOLLOWS:

1. The following described portion of highway in the City of Whitehorse, in open meeting assembled, may hereby be closed temporarily in part or in full from June 1, 2023 to September 15, 2023.

“That portion of Main Street between Second Avenue and Front Street, and adjacent lane right-of-ways, Plan 3807 LTO, as shown in red on the map attached hereto as Appendix “A” and forming part of this bylaw.”

2. This bylaw shall come into force and effect upon the final passing thereof.

FIRST READING:	April 24, 2023
PUBLIC NOTICE:	April 28 and May 5, 2023
PUBLIC INPUT SESSION:	May 8, 2023
SECOND READING:	May 23, 2023
THIRD READING and ADOPTION:	May 23, 2023

Laura Cabott, Mayor

Wendy Donnithorne, City Clerk



April 17, 2023

Bylaw 2023-15

 Subject Area

A Bylaw to temporarily close a portion of Main Street between Second Avenue and Front Street, and adjacent lane right-of-ways, Plan 3807 LTO, from June 1st, 2023 to September 15, 2023.