

MINUTES OF COUNCIL MEETING #C16-12 of the Council of the City of Dawson held on Tuesday, May 10, 2016 at 7:00 PM in the City of Dawson Council Chambers.

PRESENT: Mayor Wayne Potoroka
Councillor Jay Farr
Councillor Stephen Johnson
Councillor Bill Kendrick
Councillor Kyla MacArthur

ALSO PRESENT: CAO André Larabie
EA Heather Favron

Agenda Item: Call to Order

Mayor Wayne Potoroka called Council Meeting #C16-12 to order at 7:00 PM.

C16-12-01 Moved by Councillor MacArthur, Seconded by Councillor Kendrick that Council accepts Darrell Carey Development Permit Application #15-064 RE: Slinky Mine, and Assist in the efforts to help the citizens of Fort McMurray, and Long-term dental services in Dawson City as time sensitive items pursuant to Section 7(1) of Bylaw #11-12 being the Council Proceedings Bylaw.
Carried 5-0

Agenda Item: Agenda

C16-12-02 Moved by Councillor Kendrick, Seconded by Councillor MacArthur that the agenda for Council Meeting # C16-12 of April 12, 2016 be adopted as presented.
Carried 5-0

Agenda Item: Adoption of the Minutes

a) Council Meeting Minutes C16-09 of April 19, 2016

C16-12-03 Moved by Councillor Johnson, Seconded by Councillor Kendrick that the Minutes of Council Meeting C16-09 of April 19, 2016 are approved as presented.
Carried 5-0
Moved by Mayor Potoroka, Seconded by Councillor Kendrick that the main motion be rescinded.
Carried 5-0
Moved by Mayor Potoroka, Seconded by Councillor Johnson that the Minutes of Council Meeting C16-09 be approved as amended.
Carried 5-0

b) Special Council Meeting Minutes C16-10 of April 15, 2016.

C16-12-04 Moved by Councillor Kendrick, Seconded by Councillor MacArthur that the Minutes of Special Council Meeting C16-10 of April 15, 2016 are approved as presented.
Carried 5-0

Agenda Item: Business Arising From Minutes

a) Council Meeting Minutes C16-09 of April 19, 2016

Page 2: Council inquired if City staff had been invited to attend the Blanket Exercise. The CAO informed Council he had shared the information with the managers, and confirmed he would provide the managers a reminder of the upcoming event.

Agenda Item: Referrals from Prior Meetings RE: Community Grants Policy #16-01

C16-12-06 Moved by Councillor MacArthur, Seconded by Councillor Johnson that Council acknowledges receipt of the Variance Report for the period ending January 31, 2016; provided for informational purposes.
Carried 5-0

C16-12-05 Moved by Councillor Johnson, Seconded by Councillor MacArthur that the Community Grants Policy #16-01 be adopted as presented.
Carried 5-0

Agenda Item: Variance Report for the period ending January 31, 2016.

C16-12-06 Moved by Councillor MacArthur, Seconded by Councillor Johnson that Council acknowledges receipt of the Variance Report for the period ending January 31, 2016; provided for informational purposes.
Carried 5-0

Agenda Item: Accounts Payable Reports

a) 2016 Cheque Run #16-07 Accounts Payable Report

Cheque #	Vendor Name	Further information
49329	Williams Construction	Council inquired where the project was at in terms of completion and budget. The CAO informed Council the project has been completed, however there were a number of changes required due to building code. The CAO confirmed he forward the final cost of the project to Council.
49364	International Personal Management Assoc. Canada	In response to Council's request for further details, the CAO explained the expense was for a Human Resource Management workshop that the SFO would be attending.

- C16-12-07** Moved by Councillor Johnson, Seconded by Councillor Kendrick that Council acknowledges receipt of the 2016 Cheque Run #16-07 Accounts Payable Reports; provided for informational purposes.
Carried 5-0

Agenda Item: Request to Amend the 2016 Operating Budget

- C16-12-08** Moved by Mayor Potoroka, Seconded by Councillor Johnson that Council approves the following re-allocation in the 2016 Final Operating Budget: the amount of \$53,300 from Protective Services wages, and \$11,700 from Protective Services benefits to Administration Legal Expenses - \$60,000; and creation of a new account - Administration Human Resource Fund - \$5,000 for team building efforts.
Carried 5-0

Council requested the following item be included on the next Committee of Whole meeting Agenda:

- ♦ Human Resource Fund Discussion

Agenda Item: Resolution RE: Repudiate concepts used to justify European sovereignty over Indigenous peoples and land.

- C16-12-09** Moved by Mayor Potoroka, Seconded by Councillor MacArthur that Council for the City of Dawson repudiates concepts used to justify European sovereignty over Indigenous peoples and lands, such as the Doctrine of Discovery and terra nullius, and supports the reform of those laws, government policies, and litigation strategies that continue to rely on such concepts.
Carried 5-0

Agenda Item: Minto Park Building

- C16-12-10** Moved by Mayor Potoroka, Seconded by Councillor Kendrick be it resolved that Council must approve the final design of the Minto Park Building plan prior to construction.
Carried 5-0
- C16-12-11** Moved by Mayor Potoroka, Seconded by Councillor Johnson be it resolved that Council accept the draft plan for the Minto Park Building for information and refers it to the next Committee of Whole Meeting.
Carried 5-0

Council requested Administration to extend an invite to Across the River Consulting to attend the Committee of Whole meeting.

Agenda Item: Darrell Carey Development Permit Application #15-064 RE: Slinky Mine

- C16-12-12** Moved by Mayor Potoroka, Seconded by Councillor Kendrick that Council approve development permit application #15-064, and adds all the additional permit restrictions as amended in the CDO's Request for Decision dated May 9, 2016.
Moved by Mayor Potoroka, Seconded by Councillor Johnson to add, *with the exception of quarrying activities*, to the main motion after comma.
Carried 5-0
Moved by Mayor Potoroka, Seconded by Councillor MacArthur to also add, *and any hauling or mining activity to the east side of the Dome Road*.
Carried 5-0
The Main Motion was then voted on
Carried 5-0

Agenda Item: Resolution RE: Assist in the efforts to help the citizens of Fort McMurray

- C16-12-13** Moved by Councillor Johnson, Seconded by Councillor Kendrick whereas the City of Dawson wishes to assist in a small way to the efforts to help the citizens of Fort McMurray in this time of disaster. Council therefore wishes to contribute \$1,000 to whatever fund Council of Fort McMurray deems suitable.
Carried 5-0

Agenda Item: Resolution RE: Importance of long-term dental services in Dawson City

- C16-12-14** Moved by Mayor Potoroka, Seconded by Councillor Johnson be it resolved that Council contact the Health and Social Minister regarding the importance of long-term dental services in Dawson City.
Carried 5-0

Agenda Item: Town's New Local Hire Policy

- C16-12-15** Moved by Mayor Potoroka, Seconded by Councillor Johnson be it resolved that no future job postings indicate a preference for local hire until a proper local-hire policy is developed and approved by Council.
Carried 5-0

Agenda Item: Correspondence

- C16-12-16** Moved by Councillor Kendrick, Seconded by Councillor MacArthur that Council acknowledges receipt of the following correspondence:
- ♦ Association franco-yukonnaise RE: Request to raise the Yukon's Francophone Flag on May 13th for the 10th "Journée de la francophonie yukonnaise"
 - ♦ Association of Yukon Communities letter to The Honorable C. Dixon RE: Comprehensive Municipal Grant
 - ♦ Parks Canada RE: Application for Support under Parks Canada's National Historic Sites Cost-Sharing Program
 - ♦ Healthy Families, Healthy Babies RE: Request for Letter of Support
 - ♦ Tess Crocker letter dated April 4, 2016
 - ♦ Committee of Whole Meeting Minutes #CW16-08
 - ♦ Heritage Advisory Committee Meeting Minutes #HAC16-03
- For informational purposes.
Carried 5-0
- C16-12-17** Moved by Mayor Potoroka, Seconded by Councillor MacArthur be it resolved that May 15th be proclaimed Journee de Francophonie in the City of Dawson, and that Council approves raising the Yukon's Francophone Flag on May 13th in celebration.
Carried 5-0
- C16-12-18** Moved by Councillor MacArthur, Seconded by Councillor Kendrick be it resolved that Council supports the Healthy Families, Healthy Babies program's CDF application for a new van.
Carried 5-0

Agenda Item: Public Questions

- C16-12-19** Moved by Councillor Kendrick, Seconded by Councillor Johnson that Council move to Committee of the Whole for the purpose of Question Period.
Carried 5-0

Brian McCaugham RE: Slinky Mine

Mr. Brian McCaugham inquired if Council would like some information as they see it? He explained that any work they are doing they are trying to make it okay with the Town. They will meet with the CAO for further discussion. As far as the right of ways, he asked if there was any process for amendments to the permit? He asked if there are any possibilities for any exchanges, i.e.: they would build a road worth \$100,000 for free in exchange for infringing on part of the right-of-way? Council noted the City paid \$150,000 in legal fees to determine that the City had the right to the right-of-way. A lot of discussion took place in the past and it seemed that the community was quite attached to the road including the right-of-way. Anyone can appeal the development permit within 14 days. Council also explained that they are duty bound to uphold safety of the citizens and when work is being done in close proximity to a road, safety and stability need to be considered.

Carl Jonas

Mr. Carl Jonas questioned the municipality's authority to dictate or regulate over mining activities or issues. He informed Council that not only did it cost the City a lot of money in legal fees, it cost him and Mr. Carey a lot of money. He is still suffering from the repercussions of the cost of 2 years of court.

Council thanked Mr. Carl Jonas for coming to the meeting. Council explained to him that Mr. Carey's development permit was approved at the meeting tonight and he can now start mining. Council shared with him some of the history, and explained that this Council has worked with Mr. Carey and the Yukon Government to expedite the mining of those claims and it has resulted in an agreement between the parties that dictate how things are going to roll out. The City did not want to be in court and have to argue the City's jurisdiction over the City's rights-of-way. The City walked away from the remedy that the court ordered for the work that had been done in the City's right-of-way, which was a good \$40,000 worth of work. The City also had it verified that a development permit is required by any mining operation within the municipality. Council knows they have a limited scope on the types of things that they can provide restrictions on.

C16-12-20 Moved by Mayor Potoroka, Seconded by Councillor Johnson that Committee of the Whole reverts to Council and proceeds with the agenda.
Carried 5-0

Agenda Item: In Camera Session

C16-12-21 Moved by Mayor Potoroka, Seconded by Councillor Kendrick that Council meeting C15-06 move into a closed session for purposes of discussing Human Resource Review, as authorized by Section 213(3) of the Municipal Act.
Carried 5-0

a) Human Resource Review

C16-12-22 Moved by Councillor Johnson, Seconded by Councillor Kendrick that Committee of the Whole reverts to an open session of Council and proceeds with the agenda.
Carried 5-0

Agenda Item: Adjournment

C16-12-23 Moved by Councillor Kendrick, Seconded by Councillor Johnson that Council meeting C16-12 be adjourned at 9:04 PM with the next regular meeting of Council being May 31, 2016.
Carried 5-0

THE MINUTES OF COUNCIL MEETING C16-12 WERE APPROVED BY COUNCIL RESOLUTION #C16-15-04 AT COUNCIL MEETING C16-15 OF MAY 31, 2016.

Originals signed by:
Wayne Potoroka, Mayor

André Larabie, CAO