

MINUTES of **REGULAR** Meeting #2016-23 of the council of the City of Whitehorse called for 5:30 p.m. on Monday, December 12, 2016, 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 Christine Smith  
Director of Community Services Linda Rapp  
Director of Development Services Mike Gau  
Director of Infrastructure and Operations Peter O'Blenes  
Chief Financial Officer Valerie Braga  
Manager of Legislative Services Jeff O'Farrell  
Manager of Strategic Communications Jessica Apolloni

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

**CALL TO ORDER**

**2016-23-01**

It was duly moved and seconded  
THAT the agenda be adopted as presented.

**AGENDA**

Carried Unanimously

**2016-23-02**

It was duly moved and seconded  
THAT the minutes of the regular council meeting dated November 28,  
2016 be adopted as presented.

**MINUTES**

November 28, 2016

Carried Unanimously

**PUBLIC HEARING**

Mayor Curtis called three times for anyone to appear to address Bylaw  
2016-45, a bylaw to amend the zoning at 305 Hawkins Street to reduce  
the off-street parking and waive private amenity space requirements.

**BYLAW 2016-45**  
ZONING AMENDMENT  
305 Hawkins Street

Patricia Halladay spoke against the proposed amendment, citing  
concerns with respect to a number of issues including the capacity of  
the existing infrastructure, density, parking, and garbage collection.  
She also noted the potential loss of privacy and issues of noise due to  
the height of the building and the proposed rooftop patio.

Patricia Halladay  
Opposed

Stephen Roddick addressed council to suggest that parking issues and traffic congestion concerns could be managed with the addition of two-hour parking zones in the area.

Stephen Roddick  
In Favour

Michael Pounder spoke against the amendment, citing concerns about parking and traffic management, climate change and flood risks.

Michael Pounder  
Opposed

Seven written submissions were received, four opposed to the proposed amendment and three expressing concerns with respect to the parking provisions of the bylaw.

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.

Public Hearing Closed

Mayor Curtis called three times for anyone to appear to address Bylaw 2016-46, a bylaw to change the zoning at 91888 Alaska Highway to allow eating and drinking establishments with a drive-thru component.

**BYLAW 2016-46**  
ZONING AMENDMENT  
Kopper King Services

Grant Allan advised that he does not object to the bylaw but has some concerns about the potential impacts the change might have on the existing mobile home park. He encouraged the City and the property owner to work together to ensure the continued viability of the mobile home park.

Grant Allan  
Concerns Raised

One written submission was received that raised some concerns with respect to the bylaw but did not oppose the proposed amendment.

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.

Public Hearing Closed

## **COMMITTEE REPORTS**

### **City Budget Committee**

Mayor Curtis presented the budget speech for the 2017 Operating and Maintenance Budget and the 2018 and 2019 provisional budgets.

Budget Speech  
2017 Operating and  
Maintenance Budget

The operating budget totals \$73 million dollars and includes a 1.2% tax increase for 2017.

**City Operations Committee**

**2016-23-03**

It was duly moved and seconded  
THAT the 2016-2019 Capital Expenditure Program be amended to add the Livingstone Trail Long Term Storage Facility Discharge Line Project in the amount of \$145,000, funded from the water and sewer reserve if an alternate funding source cannot be confirmed.

BUDGET AMENDMENT  
LIVINGSTONE TRAIL  
LAGOON DISCHARGE  
REPAIRS / CLEAN-UP

Carried Unanimously

**2016-23-04**

It was duly moved and seconded  
THAT a fee increase for the Consulting Services Design and Construction Supervision contract for the 2016 Marwell Lift Station Improvement Project be approved to Stantec for an additional net cost to the City of \$126,500.00.

AMEND CONSULTING  
SERVICES CONTRACT  
Marwell Lift Station

Carried Unanimously

**2016-23-05**

It was duly moved and seconded  
THAT the City proceed with the development of a bylaw to regulate fuel storage in Whitehorse.

MANDATE TO REGULATE  
FUEL STORAGE

Carried Unanimously

**Community Services Committee**

Dan Johnson addressed the Committee to advise that the Whitehorse Huskies Senior Hockey Club has been successful in their bid to host the 2017 Coy Cup tournament. He outlined event costs and revenue streams and highlighted a request that the City waive ice rental fees.

COY CUP HOCKEY  
TOURNAMENT  
For Information Only

**Public Health and Safety Committee**

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

No Report

**Development Services Committee**

**2016-23-06**

It was duly moved and seconded  
THAT Bylaw 2016-39, a bylaw to provide for local improvement charges with respect to the reconstruction of Wheeler Street West, be brought forward for 2<sup>nd</sup> and 3<sup>rd</sup> reading under the bylaw process.

BRING FORWARD  
WHEELER STREET  
LOCAL IMPROVEMENT

Carried Unanimously

**Corporate Services Committee**

**2016-23-07**

It was duly moved and seconded  
THAT Bylaw 2016-41, a bylaw to adopt the 2017 to 2020 Capital  
Expenditure Program, be brought forward for second and third  
reading under the bylaw process.

BRING FORWARD  
CAPITAL BUDGET

Carried (6 – 1)

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

Recorded Vote

**2016-23-08**

It was duly moved and seconded  
THAT Bylaw 2016-47, a bylaw to provide rules governing council  
procedures, be brought forward for due consideration under the bylaw  
process.

BRING FORWARD NEW  
PROCEDURES BYLAW

**2016-23-09**

It was duly moved and seconded  
THAT Procedures Bylaw 2016-47 be amended before first reading by  
adding a new subsection 154(4) as follows:

Amendment #1

“154. (4) The voting record of each member of council for the  
previous calendar year with respect to issues that came  
before council for a vote.”

Carried Unanimously

**2016-23-10**

It was duly moved and seconded  
THAT section 57 of Procedures Bylaw 2016-47 be amended to read:

Amendment #2

“57. Documents pertaining to the business listed on the agenda  
shall be made available to the public by 10:00 a.m. on the day  
of the meeting.”

Carried (5 – 2)

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

Recorded Vote

The main motion was then voted on and carried unanimously.

Vote on Main Motion

**2016-23-11**

It was duly moved and seconded  
THAT amendments to the 2016 to 2019 Capital Expenditure Program  
be approved as follows:

1. Amend the funding of the following complete and under budget projects with \$7,337 remaining in the Equipment Reserve:

320c02809	Heavy Truck Replacement	-\$4,180
320c03110	Loader Replacement	-\$3,157

2. Amend the funding of the under budget 650c00314 ICI Organics Collection Bins project with \$25,000 remaining in the City's Gas Tax funds held with Yukon Government.
3. Amend the funding of the complete and under budget 320c00416 Additional Pickups/Trailer project with \$18,132 remaining in the Development Cost Charges Reserve.
4. Amend the funding of the following complete and under budget projects with \$25,845 remaining in the Water and Sewer Reserve:

650c00915	New Pump for Ogilvie Storm	-\$6,427
650c01014	Livingstone Lagoon Access Hatch	-\$19,418

Carried Unanimously

THIRD QUARTER  
CAPITAL VARIANCE

The third quarter variance projection is that total operating revenues will exceed budget by \$735,442 and expenses will be over budget by \$384,097. Therefore, operating projections to December 31, 2016 as compared to the revised budget indicate an operating surplus of \$351,345. Overall department spending is controlled. Based on the total budget of \$70,659,425, a third quarter positive variance of \$351,345 is well within 1% of the City's total operating budget.

THIRD QUARTER  
OPERATING VARIANCE  
For Information Only

**City Planning Committee**

There was no report from the City Planning Committee.

No Report

**BYLAWS**

**2016-23-12**

It was duly moved and seconded  
THAT Bylaw 2016-35, a bylaw to authorize the sale and transfer of the former Horse and Rider Association lease area in Whistle Bend to the Government of Yukon, having been read a first and second time, now be given third reading.

**BYLAW 2016-35**  
LAND SALE & TRANSFER  
Whistle Bend Lease Area  
THIRD READING

Carried Unanimously

**2016-23-13**

It was duly moved and seconded  
THAT Bylaw 2016-38, a bylaw to authorize the sale and transfer of land in Takhini North to provide for the enlargement of four lots on Nijmegen Road, having been read a first and second time, now be given third reading.

Carried Unanimously

**BYLAW 2016-38**  
LAND SALE & TRANSFER  
Nijmegen Road  
THIRD READING

**2016-23-14**

It was duly moved and seconded  
THAT Bylaw 2016-40, a bylaw to officially name the existing playground and rink in the Pine Street area of Porter Creek, having been read a first and second time, now be given third reading.

Carried Unanimously

**BYLAW 2016-40**  
NAME PINE STREET  
NEIGHBOURHOOD PARK  
THIRD READING

**2016-23-15**

It was duly moved and seconded  
THAT Bylaw 2016-39, a bylaw to provide for local improvement charges with respect to the reconstruction of a portion of Wheeler Street between 4<sup>th</sup> Avenue and the base of the escarpment, be given second reading.

Carried Unanimously

**BYLAW 2016-39**  
LOCAL IMPROVEMENT  
Wheeler Street West  
SECOND READING

**2016-23-16**

It was duly moved and seconded  
THAT Bylaw 2016-39, a bylaw to provide for local improvement charges with respect to the reconstruction of a portion of Wheeler Street between 4<sup>th</sup> Avenue and the base of the escarpment, having been read a first and second time, now be given third reading.

Carried Unanimously

**BYLAW 2016-39**  
LOCAL IMPROVEMENT  
Wheeler Street West  
THIRD READING

**2016-23-17**

It was duly moved and seconded  
THAT Bylaw 2016-41, a bylaw to adopt a capital expenditure program for the years 2017 to 2020, be given second reading.

Carried (6 – 1)

**BYLAW 2016-41**  
CAPITAL BUDGET  
2017 TO 2020  
SECOND READING

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

Recorded Vote

**2016-23-18**

It was duly moved and seconded  
THAT Bylaw 2016-41, a bylaw to adopt a capital expenditure program for the years 2017 to 2020, having been read a first and second time, now be given third reading.

Carried (6 – 1)

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

**BYLAW 2016-41**

CAPITAL BUDGET  
2017 TO 2020

THIRD READING

Recorded Vote

**2016-23-19**

It was duly moved and seconded  
THAT Bylaw 2016-47, a bylaw to provide rules governing council procedures, be given first reading.

Carried Unanimously

**BYLAW 2016-47**

PROCEDURES BYLAW  
FIRST READING

**2016-23-20**

It was duly moved and seconded  
THAT Council Procedures Bylaw 2016-47 be given second reading.

Carried Unanimously

**BYLAW 2016-47**

PROCEDURES BYLAW  
SECOND READING

**2016-23-21**

It was duly moved and seconded  
THAT Bylaw 2016-42, a bylaw to adopt the 2017 annual operating and maintenance budget and the 2018 and 2019 provisional budgets, be given first reading.

Carried Unanimously

**BYLAW 2016-42**

OPERATING BUDGET  
2017 TO 2019

FIRST READING

**2016-23-22**

It was duly moved and seconded  
THAT Bylaw 2016-43, a bylaw to levy taxes for the year 2017, be given first reading.

Carried Unanimously

**BYLAW 2016-43**

2017 TAX LEVY  
FIRST READING

**2016-23-23**

It was duly moved and seconded  
THAT Bylaw 2016-44, a bylaw to amend the Fees and Charges Bylaw to reflect the 2017 Operating and Maintenance Budget, be given first reading.

Carried Unanimously

**BYLAW 2016-44**

AMEND FEES / CHARGES  
2017 Budget Changes

FIRST READING

Mayor Curtis reminded everyone that this was the last meeting for 2016. The next scheduled meeting will be the Standing Committee meeting on Monday, January 9, 2017.

Meeting Schedule  
Reminder

On behalf of council Mayor Curtis wished everyone a safe and happy holiday season.

Holiday Greetings

There being no further business, the meeting adjourned at 7:00 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 #2017-01 dated January 16, 2017