



CITY OF YELLOWKNIFE

ADOPTED COUNCIL MINUTES

Monday, October 27, 2014 at 7:00 p.m.

Present: Mayor M. Heyck,
Councillor R. Alty,
Councillor A. Bell,
Councillor B. Brooks,
Councillor L. Bussey,
Councillor N. Konge,
Councillor P. Son, and
Councillor D. Wong.

City Staff: D. Kefalas,
C. Bird,
C. Greencorn,
J. Humble,
D. Marchiori,
N. Naidoo,
G. White, and
D. M. Gillard.

1. Councillor Son read the Opening Prayer/Meditation.

AWARDS, CEREMONIES AND PRESENTATIONS

2. There were no awards, ceremonies or presentations.

ADOPTION OF MINUTES FROM PREVIOUS MEETING(S)

- #0334-14 3. Councillor Son moved,
Councillor Alty seconded,

**That the Minutes of Council for the regular meeting of Tuesday,
October 14, 2014 be adopted.**

MOTION CARRIED UNANIMOUSLY

DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

4. Councillor Brooks, Bussey and Wong declared a conflict of interest with regard to Item #45 of the agenda, a motion to proceed with next steps to



bring the matter of under representation within the Electoral Boundaries before the courts, as their employer would be the Respondent.

CORRESPONDENCE AND PETITIONS

5. There was no correspondence nor were there any petitions.

STATUTORY PUBLIC HEARINGS

6. Mayor Heyck declared open a Statutory Public Hearing regarding By-law No. 4814, a by-law to amend Zoning By-law No. 4404, as amended. The purpose of the amendment is to provide additional opportunities for Animal Services (i.e. Dog Daycare, Pet Grooming and Animal Services) in various areas of the City. There were four written submissions received.
7. Mr. Peter Curren addressed Council and stated that the owners of 217 Grace Lake Boulevard and 198 Curry Drive were not able to be presented but asked that he advise Council of their concern and objection to a dog daycare and service on the Enterprise Drive extension as it will bring down property values and that the animal smell in that area is too much already.
8. Mr. Curren stated that he has submitted a written statement and noted his objection to further animal services in this area. Mr. Curren stated that residents and business owners should not bear the continual impact animal services can create and noted that the KL zone is only two and a half years old. Mr. Curren stated that rezoning the area less than three years later is mind boggling and the introduction of animal services into the area is inappropriate. Mr. Curren quoted excerpts from the General Plan, Zoning By-law and Development Schemes and stated that they all state that the Grace Lake waterside residential area will allow opportunities to build in a pristine setting. Mr. Curren stated that this is the City's vision for that area and he feels that he wants to defend that. In response to questions from Council, Mr. Curren stated that he is skeptical that animal services and dog daycares would be a low impact operation in Kam Lake and stated that the Engle Business District would be a more suitable location. Mr. Curren further stated that Council needs to stop putting Municipal Enforcement in difficult situations regarding whether to enforce the Noise By-law or Dog By-law in Kam Lake. Mr. Curren stated that allowing animal services conflicts with the City's intent to allow residential development in this area. Residents will not be able to relax on their properties with dogs barking.
9. Council heard a presentation from Ms. Tanya Periseau, resident of Grace Lake Boulevard, who spoke in opposition to proposed By-law No. 4814. Ms. Periseau stated that they have built their dream home there and want to keep it a dream area. Ms. Periseau stated that their area has become an



unofficial off-leash area and that pet owners are not cleaning up after their dogs. Ms. Periseau noted that there is a dog facility at the end of their street and stated that she can hear them in the summer and smell them in the winter. In the winter there is a mess on Grace Lake as owners and dog team operators do not clean up after the dogs. Ms. Periseau questioned where businesses would keep the dogs all day long, where their feces would be stored and how much noise would be created by them. Ms. Periseau further stated that she did not want all of the dogs swimming where her children will be swimming. They have invested considerable money in this area and are not in favour of animal services in this area.

10. Council heard a presentation from Mr. Raynor Look who stated he is a property owner in Grace Lake. Mr. Look stated that the area was marketed as a quiet, pristine area. Mr. Look stated that they knew there was one animal facility at the end of their street and that they can hear them clean as day while sitting out on their deck eating dinner. Mr. Look expressed concern with fecal waste from the animals and stated that they are opposed to any further animal service in the area.
11. Council heard a presentation from Ms. Karla Cairns who stated that she would like to open a small dog daycare with boarding service in her home and that she is not currently able to do so. Ms. Cairns stated that she would like to take in animals, care for them and play with them while their owners go on vacation. Ms. Cairns noted that she would be willing to consult with her neighbors and ensure that the pets are not a nuisance to the neighborhood. Ms. Cairns stated that she cannot afford to move to Engle Business District and is willing to abide by any restrictions imposed on her at her current location in School Draw.
12. Council heard a presentation from Ms. Joanne Cooper who stated that she has owned and operated an animal service in Kam Lake for 25 years. When she started her business that was the only area that allowed for such a business. Ms. Cooper questioned, now that she's paid for her land and building, whether she will be forced to relocate somewhere else as that would be like starting over. Ms. Cooper stated that there is a lack of pet areas in the city and that there is a market for dog daycare. In response to Ms. Cooper's question, Administration advised that if the zoning is amended her business would become an existing non-conforming use and would be grandfathered in.
13. As there were no further delegations, Mayor Heyck declared the public hearing closed.



- #0335-14 14. Councillor Brooks moved,
Councillor Bussey seconded,

That Administration be directed to prepare a summation of points raised during the Statutory Public Hearing.

MOTION CARRIED UNANIMOUSLY

DELEGATIONS PERTAINING TO ITEMS ON THE AGENDA

15. Council heard a presentation from Mr. Steve Wasserman regarding the Municipal Enforcement Division Operational Review and Strategic Plan. Mr. Wasserman stated that he is against spending further money on Municipal Enforcement, or granting them further authority.

MEMBER STATEMENTS

16. Councillor Wong congratulated John Tory, the new Mayor of Toronto, on his recent election. Councillor Wong acknowledged fans and critics to the City's new webcast and extended kudos to Administration for hosting Pumpkin Lane again this year.
17. Councillor Son extended condolences to families and friends of the two fallen Canadian soldiers who were recently killed in acts of violence against soldiers.

INTRODUCTION AND CONSIDERATION OF COMMITTEE REPORTS

Municipal Services Committee Report for October 14, 2014

18. Councillor Son read a report of a meeting held on Tuesday, October 14, 2014 at 12:05 p.m. in the City Hall Council Chamber.
- #0336-14 19. Councillor Son moved,
Councillor Bussey seconded,

That the City of Yellowknife implement a Business Incubation and Incentive Program as well as a Small Business Resource Development Plan, consisting of:

- 1. An Entrepreneurship Mentorship Program;**
- 2. Specialized Networking Opportunities targeting home-based, retail, start-up and new business owners;**



3. Subsidized Office Space Opportunities for start-up businesses;
4. Guidance with Grants and Loans Programs for start-up and small businesses;
5. Exploration of Discounted Support Services for start-up and small businesses; and
6. An expansion of the Business Visitation Program to a larger engagement with Yellowknife businesses in 2015.

#0337-14 20. Councillor Bell moved,

That the motion be amended by striking #3.

As there was no seconder, the motion was lost.

#0338-14 21. Councillor Wong moved,
Councillor Bell seconded,

That the motion be amended by striking #3 and replacing therewith:

3. Subsidized Office Space Opportunities for start-up businesses provided that any proposal be submitted to Council for approval.

**MOTION TO AMEND DEFEATED
(Councillors Bell, Son and Wong in favour)**

#0339-14 22. Councillor Brooks moved,
Councillor Alty seconded,

That the motion be amended by striking #3 and replacing therewith:

3. Subsidized Office Space Opportunities for start-up businesses, with the proviso of Council approval for any City owned facility.

**MOTION TO AMEND CARRIED
(Councillor Konge opposed)**

MAIN MOTION AS AMENDED CARRIED UNANIMOUSLY



- #0340-14 23. Councillor Son moved,
Councillor Konge seconded,

That:

1. Council direct Administration to bring forward for consideration, as part of the 2015 Capital Budget, the allocation of \$50,000 to conduct a Kam Lake Transportation Study and preliminary design for potential Capital Improvements in 2016; and
2. Council direct Administration to bring forward a Memorandum to address remaining land use and zoning matters identified in the Kam Lake public engagement process.

**MOTION CARRIED
(Councillor Konge opposed)**

- #0341-14 24. Councillor Son moved,
Councillor Alty seconded,

That trails on Tin Can Hill be named as Tin Can Hill Trail and Mosher Trail.

MOTION CARRIED UNANIMOUSLY

Municipal Services Committee Report for October 20, 2014

25. Councillor Son read a report of a meeting held on Monday, October 20, 2014 at 12:05 p.m. in the City Hall Council Chamber.

- #0342-14 26. Councillor Son moved,
Councillor Bussey seconded,

That Council adopt the Municipal Enforcement Division Operational Review and Strategic Plan (October 2014) for information.

MOTION CARRIED UNANIMOUSLY



ENACTMENT OF BY-LAWS

27. By-law No. 4748 - A by-law authorizing the City of Yellowknife to dispose of a portion of Lot 12U, Block 531, Plan 1991, was presented for Second and Third Reading.

- #0343-14 28. Councillor Wong moved,
Councillor Alty seconded,

Second Reading of By-law No. 4748.

- #0344-14 29. Councillor Wong moved,
Councillor Bell seconded,

That By-law No. 4748 be amended by deleting the legal description and replacing therewith:

All that portion of Lot 45 Block 531 as shown on a Plan of Survey under Surveyor General Branch Project #2013-18-073 lying within Lot 12(U) Block 531 Plan 1991, Yellowknife.

MOTION TO AMEND CARRIED UNANIMOUSLY

MAIN MOTION CARRIED UNANIMOUSLY

- #0345-14 30. Councillor Wong moved,
Councillor Bussey seconded,

Third Reading of By-law No. 4748.

MOTION CARRIED UNANIMOUSLY

31. By-law No. 4753 - A by-law authorizing the City of Yellowknife to dispose of Lot 19(U), Block 532, Plan 1991 as identified in Schedule "A" of By-law No. 4753, was presented for Second and Third Reading.



- #0346-14 32. Councillor Wong moved,
Councillor Alty seconded,

Second Reading of By-law No. 4753.

- #0347-14 33. Councillor Wong moved,
Councillor Bell seconded,

That By-law No. 4753 be amended by deleting the legal description and replacing therewith:

All that Portion of Lots 25, 26 & 27 Block 532 as shown on a Plan of Survey under Surveyor General Branch Project #2013-18-090 lying within Lot 19(U) Block 532 Plan 1991, Yellowknife.

MOTION TO AMEND CARRIED UNANIMOUSLY

MAIN MOTION CARRIED UNANIMOUSLY

- #0348-14 34. Councillor Wong moved,
Councillor Alty seconded,

Third Reading of By-law No. 4753

MOTION CARRIED UNANIMOUSLY

35. By-law No. 4815 - A by-law to amend Zoning By-law No. 4404, as amended, to remove the size restriction of a dwelling unit in the entire Kam Lake area, was presented for First Reading.

- #0349-14 36. Councillor Wong moved,
Councillor Brooks seconded,

First Reading of By-law No. 4815.

MOTION CARRIED UNANIMOUSLY

37. By-law No. 4816 - A by-law to amend Zoning By-law No. 4404, as amended, by introducing Site Specific Zone #10 to increase the permitted height limit for the Stanton Territorial Hospital (Lot 1, Block 162,



Plan 1475) from 15 metres to 25 metres,
was presented for First Reading.

- #0350-14 38. Councillor Wong moved,
 Councillor Alty seconded,

First Reading of By-law No. 4816.

MOTION CARRIED UNANIMOUSLY

39. By-law No. 4817 - A by-law to name a roadway in the City
 of Yellowknife as Tin Can Way, is
 presented for First Reading.

- #0351-14 40. Councillor Wong moved,
 Councillor Alty seconded,

First Reading of By-law No. 4817.

MOTION CARRIED UNANIMOUSLY

DEFERRED BUSINESS AND TABLED ITEMS

41. There was no deferred business and there were no tabled items.

OLD BUSINESS

42. There was no old business.

NOTICES OF MOTION

43. There were no notices of motion.

DELEGATIONS PERTAINING TO ITEMS NOT ON THE AGENDA

44. There were no delegations pertaining to Items Not on the Agenda.



NEW BUSINESS

45. Councillors Brooks, Bussey and Wong declared a conflict of interest and excused themselves from the meeting at 9:40 p.m.

- #0352-14 46. Councillor Son moved,
Councillor Alty seconded,

That Administration be directed to proceed with next steps to bring the matter of under-representation within Electoral Boundaries before the courts.

MOTION CARRIED UNANIMOUSLY

47. Councillors Brooks, Bussey and Wong returned to the meeting at 9:42 p.m.

ADMINISTRATIVE ENQUIRIES

48. In response to a question from Councillor Alty, Administration advised that it met with Kam Lake property owners several weeks ago to discuss the 2014 taxation. Administration recently met with representatives of MACA and is reviewing their comments. Administration will prepare a Memorandum to Committee with regard to what options are available under the current legislation.
49. In response to a question from Councillor Bell, Administration advised that Business Licence renewals are issued upon receipt of payment.
50. In response to a question from Councillor Bell, Administration advised that the City has recently withdrawn from the COR Certification Program as it is more specific to the operations of a construction company and is not a requirement of WSCC.
51. In response to a question from Councillor Bell, Administration advised that it will review its agreement with Northland Utilities to determine if the installation of lighting on a rock area between Haener Drive and Niven Gate would fall under the Street Lighting program or whether it would be a capital expenditure.
52. In response to a question from Councillor Bell, Administration advised that it will review whether or not the color of Parking Passes should be changed.
53. In response to a question from Councillor Wong, Administration advised that it will take a look at the new recycling/garbage canisters to ensure that residents are able to remove the recycling easily.



54. In response to a question from Councillor Son, Administration advised that it has just received a report regarding what the City will need to provide with regard to the Canada Winter Games. This will be brought forward to Council during the budget process.
55. In response to a question from Councillor Son, Mayor Heyck advised that the GNWT will initiate the next review of the *Cities, Towns and Villages Act* after the next election.
56. In response to a question from Councillor Konge, Administration undertook to provide Council with information regarding the Northland Utilities Limited (NUL) Franchise Agreement and how fees are collected and allocated.
57. In response to a question from Councillor Konge, Administration advised that the Water and Sewer Corrugated Metal Pipe (CMP) replacement has been completed for this year and that the Paving Program is near completion. Administration further advised that portions of the program were deferred due to priorities and operational requirements and that a new schedule will be brought forward for Council's information.
58. In response to a question from Councillor Bell, Administration advised that work continues on the Tin Can Hill trails with the intent to finish grading this year. Signage and furniture may not take place until the spring.

ADJOURNMENT

- #0353-14 59. Councillor Wong moved,
Councillor Son seconded,

That the Meeting be adjourned at 10:01 p.m.

MOTION CARRIED UNANIMOUSLY

Mayor

City Administrator