

**PEEL WATERSHED  
PLANNING COMMISSION**  
TOGETHER FOR THE PEEL • CHUU TL'TI GEENJIT KHETOK

**Peel Watershed Planning Commission  
Meeting #19 Minutes  
August 12 and 13, 2009  
YLUPC Boardroom  
Whitehorse, Yukon**

**In Attendance:**

**Peel Watershed Planning Commission**

Albert Genier – Chair  
Ray Hayes  
Steve Taylor  
Peter J Kaye  
Dave Loeks

**Support Staff**

Reg Whiten – Senior Planner  
Heidi Faulds – Office Administrator

**YLUPC**

Gerald Isaac (Facilitator)  
Jeff Hamm

**Agenda Item #1: Review of Agenda**

Discussion Topic	Action Item
<p><b>To call the meeting to order. 1:09 pm</b>  <b>Moved: 1<sup>st</sup> Albert Genier 2<sup>nd</sup> Dave Loeks All in Favour Passed by Consensus</b></p> <ul style="list-style-type: none"> <li>• Albert Genier withdrew from Item 6 Personnel Matters</li> <li>• Changes Reg made to the agenda</li> </ul> <p><b>Motion #1: To accept changes made to the agenda by Reg</b></p> <p><b>Moved: 1<sup>st</sup> Ray Hayes 2<sup>nd</sup> Dave Loeks All in Favour Passed by Consensus</b></p>	

<b>Agenda Item # 2 Review and Approval of Minutes</b>	
<b>Discussion Topic</b>	<b>Action Item</b>
<p><b>Motion #2: To accept previous minutes as per changes.</b></p> <p><b>Moved: 1<sup>st</sup> Albert Genier    2<sup>nd</sup> Ray Hayes    All in Favour    Passed by Consensus</b></p>	<p>1) Policy &amp; Procedures item 6.5.7 Add “subject to operational requirements”.</p> <p>2) When referring to Albert Genier in minutes - do not use the name “ Abbie” Only use the name Albert.</p>

<b>Agenda Item #3: Old Business/New business (Action Items)</b>	
<b>Discussion Topic</b>	<b>Action Item</b>
<ul style="list-style-type: none"> <li>Albert would like to have Marvin’s attendance verified, and contact his nominating committee. Albert would like him reminded of the importance of attending the meetings especially at this stage in the planning process.</li> </ul>	<p>1) Reg to draft letter to Marvin regarding attendance.</p>

**Agenda Item #4: Correspondence and Media**

	<b>Action Item</b>
<ul style="list-style-type: none"> <li>• Steve indicated that he cannot find anything positive in the media/correspondence.</li> <li>• Dave commented we tried to please all parties with the Draft Plan and have been displeasing to everyone.</li> <li>• Dave mentioned the July 10 letter from the Na-Cho Nyak Dun and Tr’ondek Hwech’in First Nation Bands now indicate what their position is on the PWPC recommended plan. Originally they took an ambiguous position, now their position is clear.</li> <li>• Albert said the 22 page YG document has had a negative impact on the Commission and believes it is undermining the integrity of the plan.</li> <li>• Jeff stated that the Council feels that they were “missteps in communication” on that matter as per the YLUPC letter from the Council, however Ray and Albert clarified that the PWPC has had no miscommunication on this matter;</li> <li>• Dave said it is not clear as to what missteps would have occurred.</li> <li>• Reg indicated that information from YG-IWG was received as advised by Jen Meuer and a chronology of information (email exchanges) was provided to YLUPC, and that there were no missteps in communication on that matter;</li> <li>• Reg further indicated that if the YG Parties response had arrived on time as agreed by Feb 28<sup>th</sup> – it could have been fully reviewed and discussed at the Scenarios review meeting; Reg noted that on Feb 15, 2009 he was advised by YG that the PWPC could expect feedback from YG but it was delayed to March 11 (after the pre-scheduled Mar 3 Scenarios review workshop)</li> <li>• Albert added that we are now in a situation that it is undermining the integrity of the Plan and is quite offended by the letter from YLUPC (dated Aug 4, 2009); the letter implies that in the eye of the public the Commission acted inappropriately in handling the YG Party consultation.</li> </ul>	<p>Draft letter to YLUPC responding to August 4, 2009 letter</p>

**Agenda Item #5 Chair’s and Members Reports**

**Action Item**Albert Genier

- Albert pointed out that there has been negative publicity in the press; Albert does not believe the media is a reliable source and has caused undue stress on everyone. He further indicated that PWPC cannot challenge any of the Parties; but cannot ignore comments either if necessary to protect integrity of the Commission. PWPC need to maintain an open transparent process.
- The Commission and staff need to address all issues openly, honestly, and frankly to ensure independence, arms-length relationship and no alliance with any one or more of the Parties
- Albert stated that to protect his own personal credibility, he will take his name off the Rec Plan if there are too many changes to it that he does not agree with. He is concerned that after YG champions the plan that it will not reflect what the PWPC had developed.
- Albert mentioned to keep integrity intact for the remaining planning process, he is also worried that 3 Parties will accept the Rec Plan and 3 Parties may oppose.
- He also wonders about how long his commitment will remain if asked to go beyond present term until Oct 2010; critical issues for him on a personal level (Jeff added that there is no role for the commission post-submission of its Final Rec Plan);
- Albert said the it would be valuable for future Commissions to re-examine the PWPC terms-of-reference

Peter Kaye

- Peter did not have much to report except he has been trying since January to get a RRC meeting together and that he is trying to keep in contact with all parties; mentioned there is a planned GTC meeting for 2<sup>nd</sup> week of Sept. when we might be able to tie in a meeting since most RRC reps will be in town (from Aklavik, Fort McPherson, Arctic Red River); also hopes to meet with Richard Nerysoo; has not been in contact with Mardy Semmler (TWG representative)

Ray Hayes

- Ray understands our target release for the Rec Plan is Nov 30, but wanted to know at what point does the Plan cease to be PWPC's plan? Ray noted that after YG takes the plan and makes changes it should be called PW Plan not the PWPC plan. Ray further noted that any future Commissions should not be in the same building as YLUPC to avoid the conflicts that have arisen with the PWPC on admin, planning process issues;
- Albert further commented that if all the Commission members do not approve the Plan brought forward by one or more of the Parties during Rec Plan review stage over the next several months, Commission members have may to consider rescinding their individual endorsements of the Rec Plan if there are significant Plan changes

*Points of clarification and discussion the followed:*

- *Jeff stated that after completion of the Final Recommended North Yukon Plan, the logo was removed to indicate that the Plan was a product of the parties not of the NYLUP Commission. Indicated that is was important to maintain contact with the parties to keep the integrity of the plan.*

Steve Taylor

- Steve mentioned that Dawson is worried the plan is taking too long. The longer it takes the harder it is on Dawson.
- Steve mentioned that all areas of the land in Dawson are accounted for by some type of staking or ownership already.

Dave Loeks

- Dave has been following all the information with interest, he indicated that Chuck Tobin is a little upset that he is not getting any information from him.
- Dave also indicated that there should not be much media contact, and if there is any that the comment should be "THANKS FOR THE COMMENTS".
- Dave is very frustrated with the process and upset that PWPC has a workshop August 13, 2009 and that no feedback has been received by the parties. He indicated that this is flatly unacceptable.

<b>Agenda Item #:6 Directors Report</b>	
	<b>Action Item</b>
<p><u>Annual Report:</u> Reg presented the July 31 version of the Annual Report for discussion:</p> <ul style="list-style-type: none"> <li>• Jeff wanted to know if there was any reference to the scenario process referring to scenario #3 for future Commission as something to not do, regarding the late release of #3; Dave responded that “not to have issued it” would have been a serious omission in providing the public with a full-information-information exchange.</li> <li>• Reg indicated he would note the issues and challenges in how the PWPC managed that part of its process, and also mentioned he would take out any personal name references from the Report (as there was not intent to target individuals but rather specific concerns about the planning process)</li> </ul> <p><u>YLUPC M.O.U</u></p> <ul style="list-style-type: none"> <li>• Reg provided copy of revisions to MOU with YLUPC with corrections/changes to wording, confidentiality statement and general communications assistance as requested by the SP</li> </ul> <p><u>Planning Process for Draft Plan Review</u></p> <ul style="list-style-type: none"> <li>• Reg summarized how TWG has been requested for their input, through both a technical input survey form, and other Plan Recommendations summary guide; and no responses had been received as of the July 31 deadline from the TWG representatives;</li> <li>• Reg further expressed need to reiterate importance that the TWG operates under direction of the SP as Chair to support the PWPC’s work, specific information and/or liaison activities based upon Commission direction and needs</li> <li>• Reg provided summary table of Public response and the range of opinion on how the Rec Plan should proceed with .....% of submissions indicating in favour of general working landscape, and % wanted to see 50% more protection; of the 21 stakeholders submissions, xxx % wanted full-working landscape, xxx % wanted a mixed land-use mgt framework and xxx % favoured high level protection as per the PWPC’s scenario 2 option.</li> <li>• Reg presented report received from YCS on the Data-Path Public Survey, and results indicating high level of desired protection for Peel region; Dave pointed out results were also consistent with YFWMB’s 20/20 survey</li> </ul>	<p>Make changes to Annual Report and submit to YLUPC.</p> <p>Complete revisions as recommended to MOU and circulate with Commission members for re-submission to YLUPC at its next meeting.</p>

<b>Agenda Item #:6 Directors Report</b>	
	<b>Action Item</b>
<p><b>Motion #3 To accept annual report and YLUPC M.O.U. with changes as noted above.</b>  <b>Moved: 1st Ray Hayes 2nd Dave Loeks All in Favour Passed by Consensus</b></p> <p><b>Personnel:</b> The matter of extensions for Planning staff based upon preliminary budget/workplan extension proposal to Nov 30 using existing budget and carry-over surplus from 2008/09 fiscal year (In-Camera discussion with Albert Genier and Reg leaving the meeting)</p> <p><b>Motion #4 To extend Senior Planner employment until December 15, 2009</b>                      Moved: 1st Ray Hayes 2nd Dave Loeks All in Favour Passed by Consensus                      Abstained Albert Genier</p> <p><b>Motion #5 To extend both LUP's (Sam and Nadele) to November 30,2009</b>                      Moved: 1st Ray Hayes 2nd Dave Loeks All in Favour Passed by Consensus                      Abstained Albert Genier</p> <p>Motion to recess 4:55 pm until 8:30 am</p>	

<b>Agenda Item #7: Financial Report (PWPC meeting reconvened at 8:55am August 13, 2009)</b>	
<b>Discussion Topic</b>	<b>Action Item</b>
<ul style="list-style-type: none"> <li>• Heidi went over the variance reports and explained all variances for May and June</li> <li>• Heidi then went over the Year End Audited Financial Statements, she indicated that the auditor's only weakness in the audit was that it is not mentioned in any minutes that PWPC will be audited by Mackay LLP.</li> <li>• Dave made a motion – PWPC will appoint MacKay LLP as auditors for the fiscal year ending March 31, 2009.</li> </ul> <p><b>Motion #6: PWPC will retro-actively appoint MacKay LLP as auditors for Year ending March 31, 2009</b></p> <p><b>Moved: 1st Dave Loeks 2nd Ray Hayes All in Favour Passed by Consensus</b></p> <ul style="list-style-type: none"> <li>• Heidi then discussed the Recommended Plan budget of \$59,000 was adjusted by YLUPC's office administrator and presented to Council without consultation at its July 31 meeting;</li> </ul>	

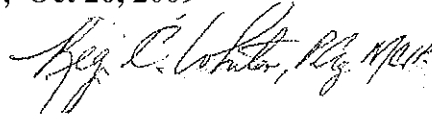
<b>Agenda Item #7: Financial Report (PWPC meeting reconvened at 8:55am August 13, 2009)</b>	
<b>Discussion Topic</b>	<b>Action Item</b>
<ul style="list-style-type: none"> <li>Dave indicated he would like YLUPC to give reasons of any future proposed changes to any PWPC reports, budgets, etc for the Commission’s consideration, so it can make any modifications required or provide further justification as may be required</li> </ul>	
<b>Agenda Item #8: Workplan &amp; Budget Amendment</b>	
<b>Discussion Topic</b>	<b>Action Item</b>
<ul style="list-style-type: none"> <li>Reg outlined key next steps for completion of Recommended Plan and budget requirements; including estimate of time for both LUP;s (full time extension to Nov 30); ¾ time to mid Dec and SP full time to mid Dec); many challenges gathering and consolidating Party input, analyzing for relevant input required for Rec Plan; info/gap analyses, document editing/reformatting, mapping and final production of Plan and Summary document</li> </ul>	Prepared detailed Workplan and Budget for Party (SLC/TWG) review and submission at next YLUPC meeting
<b>Agenda Item # 9 SLC Briefing and Strategic Directions for RP</b>	
<ul style="list-style-type: none"> <li>Ray is looking forward to what Albert Peter will bring forward today as a verbal briefing of the Aug 10 SLC meeting. If the SLC provides comments today, it should be enough information to carry on with the workshop next week.</li> <li>Workshop meeting set for August 19, 2009.</li> <li>During lunch break, Albert Peters presented an in-camera presentation brief to the PWPC on the main points presented by the SLC on Aug 10, and this provided opportunity for a Q&amp;A with the Commission and staff;</li> <li>After lunch, Sam and Nadele led the Commission through highlights of the Public Input summary and key suggestions with references to specific organizations who provided input</li> </ul>	<b>Action Item</b>
Motion to Adjourn at 4:35 pm.	

**Approval of Meeting #19 Minutes (Meeting Date: August 12, 2009)**

**Approved by Motion # 2 at Meeting #20, Oct 20, 2009**



Albert Genier,  
Chair



Reg C. Whiten,  
Senior Planner

Oct 20, 2009

Date: