



MINUTES

GAS, POWER AND TELECOMMUNICATIONS COMMITTEE

June 11, 2020, 1:00 PM
IN THE COUNCIL CHAMBER

PRESENT: Councillor S. Chu, Chair (Remote Participation)
Councillor D. Farrell, Vice-Chair (Remote Participation)
Councillor J. Davison (Remote Participation)
Councillor J. Magliocca (Remote Participation)
A/Chief Financial Officer J. Bradley (Remote Participation)

ALSO PRESENT: Deputy City Clerk J. Fraser
Legislative Advisor D. Williams

1. CALL TO ORDER

Councillor Chu called the Meeting to order at 1:13 p.m.

2. OPENING REMARKS

Councillor Chu provided opening remarks at today's Meeting.

3. CONFIRMATION OF AGENDA

Moved by Councillor Magliocca

That the Agenda for today's meeting be amended by adding an Item of Confidential Urgent Business, 10.2.1. Court of Appeal Legal Update - Municipal Rights of Way Bylaw, GPT2020-0705.

MOTION CARRIED

Moved by Councillor Davison

That the Agenda for the 2020 June 11 Regular Meeting of the Gas, Power and Telecommunications Committee be confirmed, **as amended**.

MOTION CARRIED

4. CONFIRMATION OF MINUTES

- 4.1 Minutes of the Regular Meeting of the Gas, Power and Telecommunications Committee, 2020 March 12

Moved by Councillor Farrell

That the Minutes of the 2020 March 12 Regular Meeting of the Gas, Power and Telecommunications Committee be confirmed.

MOTION CARRIED

5. CONSENT AGENDA

5.1 DEFERRALS AND PROCEDURAL REQUESTS

5.2 BRIEFINGS

Moved by Councillor Davison

That the Gas, Power, and Telecommunications Committee receive the following briefing for the Corporate Record:

5.2.1 Status of Outstanding Motions and Directions, GPT2020-0595

MOTION CARRIED

6. POSTPONED REPORTS

None

7. ITEMS FROM OFFICERS, ADMINISTRATION AND COMMITTEES

None

8. ITEMS DIRECTLY TO COMMITTEE

8.1 REFERRED REPORTS

None

8.2 NOTICE(S) OF MOTION

None

9. URGENT BUSINESS

None

10. CONFIDENTIAL ITEMS

Moved by Councillor Farrell

That pursuant to Sections 16 (Disclosure harmful to business interests of a third party), 23 (Local public body confidences), 24 (Advice from officials), 25 (Disclosure harmful to economic and other interests of a public body), and 27 (Privileged Information) of the *Freedom of Information and Protection of Privacy Act*, the Gas, Power, and Telecommunications Committee now move into Closed Meeting at 1:18 p.m., in the Council Boardroom, to discuss confidential matters with respect to the following Items:

- 10.1.1. Verbal Status update on agreement with ENMAX (ETSI) and City of Calgary, GPT2020-0668
- 10.1.2. Summary of Current Proceedings, GPT2020-0597
- 10.2.1. Court of Appeal Legal Update - Municipal Rights of Way Bylaw, GPT2020-0705

MOTION CARRIED

Committee moved into Public Meeting at 2:08 p.m. with Councillor Chu in the Chair (remotely)

Moved by Councillor Magliocca

That Committee rise and report.

MOTION CARRIED

10.1 ITEMS FROM OFFICERS, ADMINISTRATION AND COMMITTEES

10.1.1 Verbal Status update on agreement with ENMAX (ETSI) and City of Calgary, GPT2020-0668

Administration in attendance In Person and Remotely during the Closed Meeting discussions with respect to Report GPT2020-0668:

Clerks: J. Fraser and J. Palaschuk. Advice: B. Cullen. Law: L. Bonnett. Observer: J. Bradley, T. McLeod, K. Hess, B. Whyte, and L. Shannon.

Moved by Councillor Magliocca

That with respect to Report GPT2020-0668, the following be approved:

That the Gas, Power and Telecommunications Committee:

1. Receive the verbal status update for the Corporate Record; and
2. Direct that the report be held confidential pursuant to Section 16 (Disclosure harmful to business interests of a third party), Section 23 (Local public body confidences), and 24 (Advice from officials) of the *Freedom of Information and Protection of Privacy Act*, to be reviewed by 2023 June 11.

MOTION CARRIED

10.1.2 Summary of Current Proceedings, GPT2020-0597

Administration in attendance In Person and Remotely during the Closed Meeting discussions with respect to Report GPT2020-0597:

Clerks: J. Fraser and J. Palaschuk. Advice: B. Whyte and R. Holberton. Law: L. Bonnett. Observer: J. Bradley, B. Cullen, K. Hess, T. McLeod, L. Shannon.

Moved by Councillor Farrell

That with respect to Report GPT2020-0597, the following be approved:

That the Gas, Power and Telecommunications Committee:

1. Receive this report for the Corporate record;
2. Direct Administration to notify the Alberta Utilities Commission (AUC) of the natural gas utility over-earning discussed in Attachment 2 and participate in any proceeding resulting thereof and;
3. Direct that the report and attachments be heard in a closed meeting pursuant to Section 23 (Local public body confidences) of the *Freedom of Information and Protection of Privacy Act* and remain confidential pursuant to Section 24 (Advice from officials) of the *Freedom of Information and Protection of Privacy Act*, reviewed by 2023 June 11.

MOTION CARRIED

10.2 URGENT BUSINESS

10.2.1 Court of Appeal Legal Update - Municipal Rights of Way Bylaw, GPT2020-0705

Administration in attendance In Person and Remotely during the Closed Meeting discussions with respect to Report GPT2020-0705:

Clerks: J. Fraser and J. Palaschuk, Advice: K. Hess, Law: L. Bonnett, Observer: B. Whyte, J. Bradley, L. Shannon, B. Cullen, T. McLeod, and R. Holberton.

Moved by Councillor Davison

That with respect to Report GPT2020-0705, the following be approved:

That the Gas, Power, and Telecommunications Committee:

1. Recommend that Council receive the verbal update for the Corporate Record; and
2. Direct that the Closed Meeting discussions remain confidential pursuant to Sections 24 (Advice from officials), and 27 (Privileged Information) of the *Freedom of Information and Protection of Privacy Act*.

MOTION CARRIED

11. ADJOURNMENT

Moved by Councillor Magliocca

That the meeting adjourn at 2:09 p.m.

MOTION CARRIED

The following item has been forwarded to the 2020 July 20 Combined Meeting of Council:

CONFIDENTIAL CONSENT

- Court of Appeal Legal Update - Municipal Rights of Way Bylaw, GPT2020-0705

The next Regular Meeting of the Gas, Power and Telecommunications Committee is scheduled to be held on 2020 July 16 at 9:30 a.m.

CONFIRMED BY COMMITTEE ON

CHAIR

ACTING CITY CLERK

UNCONFIRMED