



## **MINUTES**

### **REGULAR MEETING OF COUNCIL HELD 2016 NOVEMBER 28 AT 9:30 AM IN THE COUNCIL CHAMBER**

#### **PRESENT:**

Mayor N. Nenshi  
Councillor G-C. Carra  
Councillor A. Chabot  
Councillor S. Chu  
Councillor D. Colley-Urquhart  
Councillor P. Demong  
Councillor D. Farrell  
Councillor R. Jones  
Councillor S. Keating  
Councillor J. Magliocca  
Councillor B. Pincott  
Councillor R. Pootmans  
Councillor J. Stevenson  
Councillor W. Sutherland  
Councillor E. Woolley

#### **ALSO PRESENT:**

City Manager J. Fielding  
Deputy City Manager B. Stevens  
Chief Financial Officer E. Sawyer  
General Manager S. Dalglish  
General Manager K. Hanson  
General Manager M. Logan  
General Manager R. Pritchard  
Acting General Manager T. Mahler  
City Solicitor G. Cole  
City Clerk S. Gray

This meeting was conducted in accordance with the Procedure Bylaw 44M2006, as amended.

## 1. OPENING

Mayor Nenshi called for a moment of quiet contemplation at today's Meeting.

Mayor Nenshi then extended congratulations, on behalf of City Council and all Calgarians, to the Calgary Stampeders and the Calgary Dinos football teams that made it to the top of their divisions. The University of Calgary Dinos football team also delivered a masterful performance against Laval Rouge et Or in the Vanier Cup, coming within five points of the National Championship. Mayor Nenshi thanked Wayne Harris and the entire Dinos team and stated that they have made Calgary proud. He then extended congratulations to Laval Rouge et Or on their Vanier Cup win.

The Mayor further commented that the Calgary Stampeders put on an amazing show of strength and skill at the 104<sup>th</sup> Annual Grey Cup against the Ottawa Redblacks and that Bo Levi Mitchel and the team should be commended for giving Calgary a CFL season for the history books. He advised that, although another outcome would have been preferable, Calgary is extremely proud of their Stampeders but congratulations must be extended to the Ottawa Redblacks on their win.

Mayor Nenshi assured Council that he would fulfill the obligations set out in the terms of bets made on these games at some point during future Council meetings.

## 2. QUESTION PERIOD

### (1) Budget and Operational Impacts relating to Snow Clearing (Councillor Pootmans)

What are the budget and operational impacts due to the slow start to the winter season and how has this affected the snow and ice control budget?

Malcolm Logan, General Manager, Transportation, responded by stating that Calgary did experience a very mild spring which resulted in a positive variance of \$3.8 million in Snow and Ice Control. Calgary is currently five or six weeks into the regular snow and ice control season and thus far, there has only been one weather event that resulted in full program use. There are still staff working every day, but they are currently undertaking alternative work and as a result the program is in zero expenditure. That being the case, there are savings in material expenditures and potential overtime that would be required for large events. It is anticipated that should things continue in this manner, there could be a savings of \$5 million by year end. This money automatically flows into the Snow and Ice Control Reserve, as per Council Policy, until that Reserve has been topped up. This year began with \$8.9 million towards the maximum reserves which will be used to offset any potential future overages.

(2) Importing Dogs into Alberta (Councillor Chu)

There are animal rescue agencies in Calgary where citizens can adopt dogs but there are also rescue organizations in the United States that are shipping dogs to Alberta due to the fact that this province has fewer restrictions in terms of adopting animals. There are also no restrictions in terms of shipping dogs into the province. The Orange County Humane Society has been in contact with my office, and confirmed that there is a group from California that is shipping pit bulls into Alberta on an almost weekly basis. Calgary already has a large number of dogs in need of homes. Is there something we can, or should, do to curb the importing of dogs into Calgary?

Kurt Hanson, General Manager, Community Services, responded by stating that this is an issue that has come to the forefront because of breed specific bans being proposed in Montréal. However, that particular issue is still before the Courts in Quebec. Mr. Hanson assured Council that Community Standards is working closely with the Calgary Humane Society, and other rescue organizations, regarding the situation in Montréal as well as in terms of importing animals from other countries. Mr. Hanson then stated that he would provide Council with a more detailed response, in writing, once he has obtained more information on this topic.

(3) Municipal Government Spending (Councillor Demong)

The C.D. Howe Institute recently released their evaluation on Municipal Government Spending and Calgary was awarded an A- rating. The biggest issue noted in this evaluation was the comparisons between municipal government spending last year as compared to this year. It can be difficult for a trained accountant, let alone the an average person, to determine what governments have said they would spend in a year as compared to what they have actually spent when the following Budget comes forward due to the way we do our iterations on a quarterly basis. Mr. Sawyer, have you read the report and do you have ideas how we can make it an easier to do comparisons from previous years?

Eric Sawyer, Chief Financial Officer, reported that he was familiar with the report and that this particular issue does come up annually. It comes down to the basis of accounting in the financial statements. Financial statements reflect an accrual-accounting basis of reporting as opposed to budgets which are reflective of the cash based accounting approach to operational budgeting. Reconciliations between these differing accounting methods helped Calgary to achieve the A- rating. Mr. Sawyer was not aware of any other municipality in Alberta that is doing their budgets on an accrual-accounting basis, and financial statement approach. We are familiar with it, and we do reconcile to it but it is unlikely that we move to a full accrual budgeting statements approach. CFO Sawyer assured Council that Administration would provide updates as required.

3. CONFIRMATION OF AGENDA

AMENDMENT, Moved by Councillor Demong, Seconded by Councillor Chabot, that the Agenda for today's meeting be amended as follows:

- By adding an item of Urgent Business, In Camera, entitled "Protective Services Citizen Oversight Committee – Appointment (Verbal), VR2016-0061"; and
- By adding an item of Urgent Business, In Camera, entitled "Legal Briefing (Verbal), VR2016-0062".

CARRIED

CONFIRM AGENDA, AS AMENDED, Moved by Councillor Jones, Seconded by Councillor Chu, that the Agenda for the 2016 November 28 Regular Meeting of Council be confirmed, **as amended**, as follows:

**ADD URGENT BUSINESS, IN CAMERA:**

11.1 PROTECTIVE SERVICES CITIZEN OVERSIGHT COMMITTEE – APPOINTMENT (VERBAL), VR2016-0061

11.2 LEGAL BRIEFING (VERBAL), VR2016-0062

CARRIED

4. CONFIRMATION OF MINUTES

4.1 MINUTES OF THE COMBINED MEETING OF COUNCIL, 2016 NOVEMBER 07

CONFIRM MINUTES, Moved by Councillor Chabot, Seconded by Councillor Demong, that the Minutes of the Combined Meeting of Council, held on 2016 November 07, be confirmed.

CARRIED

4.2 MINUTES OF THE STRATEGIC MEETING OF COUNCIL, 2016 NOVEMBER 14

CONFIRM MINUTES, Moved by Councillor Chabot, Seconded by Councillor Demong, that the Minutes of the Strategic Meeting of Council, held on 2016 November 14, be confirmed.

CARRIED

5. CONSENT AGENDA

- 5.1 CULTURAL PLAN FOR THE CITY OF CALGARY, CPS2016-0867
- 5.3 DAMAGE TO PUBLIC PROPERTY DURING CONSTRUCTION, TT2016-0845
- 5.4 SAFER MOBILITY PLAN ANNUAL REPORT 2016, TT2016-0846
- 5.5 COMMUNITY ECONOMIC RESILIENCY FUND INNOVATION FUNDING–  
DEFERRAL REQUEST, PFC2016-0906
- 5.6 CALGARY BUILDING SERVICES ZERO-BASED REVIEW AND  
ADMINISTRATIONS RESPONSE, PFC2016-0884
- 5.7 CITYWIDE APPROACH TO RETAIL/COMMERCIAL PLANNING AND  
DEVELOPMENT, PFC2016-0878
- 5.9 AUDIT COMMITTEE 2017 WORK PLAN, AC2016-0870
- 5.11 TRANSFER OF AFFORDABLE HOUSING CONDITIONAL GRANT AGREEMENT  
FROM CALGARY HOMELESS FOUNDATION TO HOMESPACE  
SOCIETY, LAS2016-141
- 5.12 SUMMARY OF REMNANT LAND SALES, STAND ALONE LAND SALES,  
ACQUISITIONS AND OCCUPATIONS FOR THE SECOND QUARTER  
2016 (RC), LAS2016-140

ADOPT, Moved by Councillor Colley-Urquhart, Seconded by Councillor Pootmans, that the Committee Recommendations contained in the following Reports, be adopted in an omnibus motion:

CULTURAL PLAN FOR THE CITY OF CALGARY, CPS2016-0867

DAMAGE TO PUBLIC PROPERTY DURING CONSTRUCTION, TT2016-0845

SAFER MOBILITY PLAN ANNUAL REPORT 2016, TT2016-0846

COMMUNITY ECONOMIC RESILIENCY FUND INNOVATION FUNDING- DEFERRAL REQUEST, PFC2016-0906

CALGARY BUILDING SERVICES ZERO-BASED REVIEW AND ADMINISTRATIONS RESPONSE, PFC2016-0884

CITYWIDE APPROACH TO RETAIL/COMMERCIAL PLANNING AND DEVELOPMENT, PFC2016-0878

AUDIT COMMITTEE 2017 WORK PLAN, AC2016-0870

TRANSFER OF AFFORDABLE HOUSING CONDITIONAL GRANT AGREEMENT FROM CALGARY HOMELESS FOUNDATION TO HOMESPACE SOCIETY, LAS2016-141

SUMMARY OF REMNANT LAND SALES, STAND ALONE LAND SALES, ACQUISITIONS AND OCCUPATIONS FOR THE SECOND QUARTER 2016 (RC), LAS2016-140

CARRIED

END CONSENT AGENDA

5.2 SECONDARY SUITE DEVELOPMENT PERMIT EXEMPTION - UPDATE,  
PUD2016-0842

ADOPT, Moved by Councillor Chabot, Seconded by Councillor Magliocca, that the SPC on Planning and Urban Development Recommendations contained in Report PUD2016-0842 be adopted, as follows:

That Council:

1. Direct Administration to prepare an amending bylaw to the Land Use Bylaw that makes permanent the secondary suite development permit exemption, as outlined as proposed text in Attachment 1; and
2. Forward the amending Bylaw directly to the January Combined Public Hearing of Council to give three readings to the proposed Land Use Bylaw Amendment.

CARRIED

5.8 COUNCIL INNOVATION FUND APPLICATION - THE COMMUNITY  
REPRESENTATION FRAMEWORK PROJECT, PFC2016-0910

ADOPT, Moved by Councillor Sutherland, Seconded by Councillor Pootmans, that the Priorities and Finance Committee Recommendation contained in Report PFC2016-0910 be adopted, as follows:

That Council approve the Council Innovation Fund Application – The Community Representation Framework Project in the amount of \$250,000.

Opposed: A. Chabot

CARRIED

5.10 CITY AUDITOR'S OFFICE 2017/18 ANNUAL AUDIT PLAN, AC2016-0824

ADOPT, Moved by Councillor Woolley, Seconded by Councillor Pootmans, that the Audit Committee Recommendation contained in Report AC2016-0824 be adopted, as follows:

That Council receive Report AC2016-0824 for information.

CARRIED

## INTRODUCTION

Councillor Sutherland introduced a group of 24 Grades five and six students from W. O Mitchell School in attendance in the public gallery, accompanied by their teacher. He advised that this week, at City Hall School, the class would be exploring active citizenship and change.

### 6. TABLED REPORT(S) (including additional related/supplementary reports)

There were no Tabled Reports on today's Agenda.

### 7. ITEMS FROM ADMINISTRATION AND COMMITTEES

#### 7.1 CITY MANAGER'S REPORT(S)

##### 7.1.1 LIVERY INDUSTRY IMPROVEMENTS, C2016-0918

#### DISTRIBUTION

At the request of Administration and with the concurrence of the Mayor, the City Clerk distributed copies, of a PowerPoint presentation entitled "Livery Industry Improvements", dated 2016 November 28, with respect to Report C2016-0918.

## INTRODUCTION

Councillor Farrell introduced a group of 27 Grade six students from Senator Patrick Burns School in attendance in the public gallery, accompanied by their teacher, Aaron Mason, and volunteer tour guide, Dianna Dryden.

Mayor Nenshi left the Chair at 11:08 a.m. in order to participate in debate with respect to Report C2016-0918, and Deputy Mayor Chabot assumed the Chair.

ADOPT, Moved by Councillor Woolley, Seconded by Councillor Colley-Urquhart, that Administration Recommendation 1 contained in Report C2016-0918 be adopted, as follows:

That Council:

1. Give three readings to the proposed Bylaw 42M2016 to amend the Livery Transport Bylaw 6M2007 (Attachment 1);



## ROLL CALL VOTE

For:

J. Magliocca, B. Pincott, R. Pootmans, W. Sutherland, E. Woolley, G-C. Carra, N. Nenshi, S. Chu, D. Colley-Urquhart, P. Demong, D. Farrell

Against:

R. Jones, S. Keating, J. Stevenson, A. Chabot

CARRIED

ADOPT, Moved by Councillor Woolley, Seconded by Councillor Colley-Urquhart, that Administration Recommendations 2, 3 and 5 contained in Report C2016-0918 be adopted, as follows:

That Council:

2. Maintain the 2017 Livery Licence fees at 2016 levels and increase the 2018 Livery Licence fees by four per cent;
3. Direct Administration to report to Council in 2018 Q1 with an update regarding the one-year pilot for the combined Transportation Network Company (TNC) Licence fee option; and
5. Direct that Attachment 4 remain confidential pursuant to Section 27 of the *Freedom of Information and Protection of Privacy Act*.

CARRIED

ADOPT, Moved by Councillor Woolley, Seconded by Councillor Colley-Urquhart, that Administration Recommendation 4 contained in Report C2016-0918 be adopted, as follows:

That Council:

4. Release a total of 222 Taxi Plate Licences (TPLs), all of which were previously approved by Council on 2014 September 22; and

## ROLL CALL VOTE

For:

J. Stevenson, W. Sutherland, E. Woolley, P. Demong, R. Jones, S. Keating, J. Magliocca, R. Pootmans, A. Chabot.

Against:

G-C. Carra, N. Nenshi, S. Chu, D. Colley-Urquhart, D. Farrell, B. Pincott

CARRIED

INTRODUCE, Moved by Councillor Woolley, Seconded by Councillor Colley-Urquhart, that Bylaw 42M2016, Being a Bylaw of The City of Calgary to Amend Bylaw 6M2007, the Livery Transport Bylaw, be introduced and read a first time.

## ROLL CALL VOTE

For:

G-C. Carra, N. Nenshi, S. Chu, D. Colley-Urquhart, P. Demong, D. Farrell, S. Keating, J. Magliocca, B. Pincott, R. Pootmans, W. Sutherland, E. Woolley

Against:

R. Jones, J. Stevenson, A. Chabot

CARRIED

SECOND, Moved by Councillor Woolley, Seconded by Councillor Colley-Urquhart, that Bylaw 42M2016 be read a second time.

## VOTE WAS AS FOLLOWS

For:

G-C. Carra, N. Nenshi, S. Chu, D. Colley-Urquhart, P. Demong, D. Farrell, S. Keating, J. Magliocca, B. Pincott, R. Pootmans, W. Sutherland, E. Woolley

Against:

R. Jones, J. Stevenson, A. Chabot

CARRIED

AUTHORIZATION, Moved by Councillor Woolley, Seconded by Councillor Colley-Urquhart, that authorization now be given to read Bylaw 42M2016 a third time.

CARRIED UNANIMOUSLY

THIRD, Moved by Councillor Woolley, Seconded by Councillor Colley-Urquhart, that Bylaw 42M2016, Being a Bylaw of The City of Calgary to Amend Bylaw 6M2007, the Livery Transport Bylaw, be read a third time.

For:

G-C. Carra, N. Nenshi, S. Chu, D. Colley-Urquhart, P. Demong, D. Farrell, S. Keating, J. Magliocca, B. Pincott, R. Pootmans, W. Sutherland, E. Woolley

Against:

R. Jones, J. Stevenson, A. Chabot

CARRIED

Mayor Nenshi resumed the Chair at 11:32 a.m. and Councillor Chabot returned to his regular seat in Council.

## 7.2 REPORT OF THE REGULAR MEETING OF THE SPC ON COMMUNITY AND PROTECTIVE SERVICES

### 7.2.1 BUSINESS REVITALIZATION ZONES - BOARD GOVERNANCE AND LEGISLATIVE CHANGES, CPS2016-0826

#### DISTRIBUTION

At the request of Administration, and with the concurrence of the Mayor, the City Clerk distributed copies of a Revised Attachment 9 entitled "Excerpts from the *Municipal Government Act* and the *Business Improvement Area Regulation*, AR93/2016", with respect to Report CPS2016-0826.

#### CLERICAL CORRECTION

A clerical correction was noted to the header of Report CPS2016-0826 by renumbering the pages accordingly.

#### CLERICAL CORRECTION

A clerical correction was noted in Bylaw 55M2016, Section 7.(2), Establishment of the Board, by deleting the "v" after the period at the end of the first sentence.

ADOPT, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, the SPC on Community and Protective Services Recommendations contained in Report CPS2016-0918 be adopted, as follows:

That Council:

1. Give three readings to Proposed Bylaw 54M2016 to amend the Montgomery Business Revitalization Zone Bylaw 56M2010 (Attachment 2);
2. Give three readings to Proposed Bylaw 55M2016 to amend the Bowness Business Revitalization Zone Bylaw 38M95 (Attachment 3), **as corrected**, by deleting the "v" after the period at the end of the first sentence in Section 7.(2).
3. Give three readings to Proposed Bylaw 56M2016 to amend the Kensington/Louise Crossing Business Revitalization Zone Bylaw 23M85 (Attachment 4);
4. Give three readings to Proposed Bylaw 57M2016 to amend the Victoria Park Business Revitalization Zone Bylaw 37M96 (Attachment 5);
5. Give three readings to Proposed Bylaw 58M2016 to amend the International Avenue Business Revitalization Zone Bylaw 41M92 (Attachment 6);
6. Give three readings to Proposed Bylaw 59M2016 to amend the Fourth Street South West Business Revitalization Zone Bylaw 40M90 (Attachment 7); and
7. Give three readings to Proposed Bylaw 53M2016 to amend the Calgary Downtown Association Business Revitalization Zone Bylaw 33M88 (Attachment 8).

CARRIED

INTRODUCE, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 54M2016, Being a Bylaw of The City of Calgary to Continue the Montgomery Business Revitalization Zone as the Montgomery on the Bow Business Improvement Area, be introduced and read a first time.

CARRIED

SECOND, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 54M2016 be read a second time.

CARRIED

AUTHORIZATION, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that authorization now be given to read Bylaw 54M2016 a third time.

CARRIED UNANIMOUSLY

THIRD, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 54M2016, Being a Bylaw of The City of Calgary to Continue the Montgomery Business Revitalization Zone as the Montgomery on the Bow Business Improvement Area, be read a third time.

CARRIED

INTRODUCE, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 55M2016, Being a Bylaw of The City of Calgary to Continue the Bowness Business Revitalization Zone as the Mainstreet Bowness Business Improvement Area, be introduced and read a first time, as corrected.

CARRIED

SECOND, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 55M2016 be read a second time, as corrected.

CARRIED

AUTHORIZATION, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that authorization now be given to read Bylaw 55M2016 a third time, as corrected.

CARRIED UNANIMOUSLY

THIRD, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 55M2016, Being a Bylaw of The City of Calgary to Continue the Bowness Business Revitalization Zone as the Mainstreet Bowness Business Improvement Area, be read a third time, **as corrected**, by deleting the “v” after the period at the end of the first sentence in Section 7.(2)

CARRIED

INTRODUCE, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 56M2016, Being a Bylaw of The City of Calgary to Continue the Kensington/ Louise Crossing Business Revitalization Zone as the Kensington Business Revitalization Zone, be introduced and read a first time.

CARRIED

SECOND, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 56M2016 be read a second time.

CARRIED

AUTHORIZATION, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that authorization now be given to read Bylaw 56M2016 a third time.

CARRIED UNANIMOUSLY

THIRD, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 56M2016, Being a Bylaw of The City of Calgary to Continue the Kensington/ Louise Crossing Business Revitalization Zone as the Kensington Business Revitalization Zone, be read a third time.

CARRIED

INTRODUCE, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 57M2016, Being a Bylaw of The City of Calgary to Continue the Victoria Park Business Revitalization Zone as the Victoria Park Business Improvement Area, be introduced and read a first time.

CARRIED

SECOND, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 57M2016 be read a second time.

CARRIED

AUTHORIZATION, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that authorization now be given to read Bylaw 57M2016 a third time.

CARRIED UNANIMOUSLY

THIRD, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 57M2016, Being a Bylaw of The City of Calgary to Continue the Victoria Park Business Revitalization Zone as the Victoria Park Business Improvement Area, be read a third time.

CARRIED

INTRODUCE, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 58M2016, Being a Bylaw of The City of Calgary to Continue the International Avenue Business Revitalization Zone, be introduced and read a first time.

CARRIED

SECOND, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 58M2016 be read a second time.

CARRIED

AUTHORIZATION, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that authorization now be given to read Bylaw 58M2016 a third time.

CARRIED UNANIMOUSLY

THIRD, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 58M2016, Being a Bylaw of The City of Calgary to Continue the International Avenue Business Revitalization Zone, be read a third time.

CARRIED

INTRODUCE, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 59M2016, Being a Bylaw of The City of Calgary to Continue the Fourth Street South West Business Revitalization Zone as the 4<sup>th</sup> Street South West Business Improvement Area, be introduced and read a first time.

CARRIED

SECOND, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 59M2016 be read a second time.

CARRIED

AUTHORIZATION, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that authorization now be given to read Bylaw 59M2016 a third time.

CARRIED UNANIMOUSLY

THIRD, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 59M2016, Being a Bylaw of The City of Calgary to Continue the Fourth Street South West Business Revitalization Zone as the 4<sup>th</sup> Street South West Business Improvement Area, be read a third time.

CARRIED



INTRODUCE, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 53M2016, Being a Bylaw of The City of Calgary to Amend Bylaw 33M88, the Calgary Downtown Association (A Business Revitalization Zone) Bylaw, be introduced and read a first time.

CARRIED

SECOND, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 53M2016 be read a second time.

CARRIED

AUTHORIZATION, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that authorization now be given to read Bylaw 53M2016 a third time.

CARRIED UNANIMOUSLY

THIRD, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 53M2016, Being a Bylaw of The City of Calgary to Amend Bylaw 33M88, the Calgary Downtown Association (A Business Revitalization Zone) Bylaw, be read a third time.

CARRIED

#### 7.2.2 COMMUNITY STANDARDS BYLAW REVIEW, CPS2016-0852

##### DISTRIBUTION

At the request of Administration, and with the concurrence of the Mayor, the City Clerk distributed copies of a Document entitled "Discussion Document, Community Standards Bylaw 5M2004 Showing Proposed Amendments, Version 14", dated 2016 October 21, with respect to Report CPS2016-0852.

Council recessed at 12:01 p.m. to reconvene at 1:15 p.m.

Council reconvened at 1:18 p.m. with Mayor Nenshi in the Chair.

##### DISTRIBUTION

At the request of Administration, and with the concurrence of the Mayor, the City Clerk distributed copies of a Memo Re: Community Standards Bylaw Review Summary of Proposed Amendments, dated 2016 November 24, with respect to Report CPS2016-0852.

ADOPT, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that the SPC on Community and Protective Services Recommendation contained in Report CPS2016-0852 be adopted, as follows:

That Council give three readings to Proposed Bylaw 51M2016 to amend the Community Standards Bylaw 5M2004.

Opposed: A. Chabot

CARRIED

INTRODUCE, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 51M2016, Being a Bylaw of The City of Calgary to Amend Bylaw 5M2004, the Community Standards Bylaw, be introduced and read a first time.

ROLL CALL VOTE

For:

J. Magliocca, R. Pootmans, J. Stevenson, W. Sutherland, E. Woolley, G-C. Carra, S. Chu, D. Colley-Urquhart, P. Demong, R. Jones, S. Keating, N. Nenshi

Against:

B. Pincott, A. Chabot, D. Farrell

CARRIED

INTRODUCTION

Councillor Farrell introduced a group of 28 Grade six students from Senator Patrick Burns School in attendance in the public gallery, accompanied by their teacher, Valerie Miguel, and volunteer tour guide, Gabby Ulloa.

AMENDMENT, Moved by Councillor Pincott, Seconded by Councillor Chabot, that Bylaw 51M2016 be amended by deleting Subsections (b), (c) and (d) contained in Section 12(1), page 8 of 16, of proposed Bylaw 51M2016.

#### ROLL CALL VOTE

For:

B. Pincott, W. Sutherland, G-C. Carra, A. Chabot, J. Magliocca

Against:

R. Pootmans, J. Stevenson, E. Woolley, S. Chu, D. Colley-Urquhart, P. Demong, D. Farrell, R. Jones, S. Keating, N. Nenshi

#### MOTION LOST

AMENDMENT, Moved by Councillor Chabot, Seconded by Councillor Pincott, that Bylaw 51M2016 be amended as follows:

1. Delete Section 10, page 7 of 16, of proposed Bylaw 51M2016 and replace it with the following:

10. Subsection 14(2) is deleted and replaced with the following:

“(2) No Person shall ignite or allow an outdoor fire to burn on a Premises:

(a) between midnight (12:00 a.m.) and ten o'clock a.m. (10:00 a.m.) on any day from Monday to Friday; or

(b) between one o'clock a.m. (1:00 a.m.) and ten o'clock a.m. (10:00 a.m.) on a Saturday or Sunday.”

2. Amend Section 41, page 14 of 16, of proposed Bylaw 51M2016 so that the description of the offence in Schedule “A” for section 14(2) is changed from “Outdoor fire between 1:00 a.m. and 10:00 a.m.” to “Outdoor fire when prohibited”.

CARRIED

SECOND, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 51M2016 be read a second time, as amended.

Opposed: B. Pincott

CARRIED

AUTHORIZATION, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that authorization now be given to read Bylaw 51M2016 a third time, as amended.

CARRIED UNANIMOUSLY

THIRD, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that Bylaw 51M2016, Being a Bylaw of The City of Calgary to Amend Bylaw 5M2004, the Community Standards Bylaw, be read a third time, **as amended in Section 10, on page 7 of 16, and Section 41, page 14 of 16**, as follows:

1. Delete Section 10, page 7 of 16, of proposed Bylaw 51M2016 and replace it with the following:

**10. Subsection 14(2) is deleted and replaced with the following:**

**“(2) No Person shall ignite or allow an outdoor fire to burn on a Premises:**

- (a) between midnight (12:00 a.m.) and ten o’clock a.m. (10:00 a.m.) on any day from Monday to Friday; or**
- (b) between one o’clock a.m. (1:00 a.m.) and ten o’clock a.m. (10:00 a.m.) on a Saturday or Sunday.”**

2. Amend Section 41, page 14 of 16, of proposed Bylaw 51M2016 so that the description of the offence in Schedule “A” for section 14(2) is changed from “Outdoor fire between 1:00 a.m. and 10:00 a.m.” to **“Outdoor fire when prohibited”**.

Opposed: B. Pincott

CARRIED

### 7.3 REPORT OF THE REGULAR MEETING OF THE SPC ON TRANSPORTATION AND TRANSIT

#### 7.3.1 ESTABLISHMENT OF RESIDENTIAL PARKING ZONE QRP, TT2016-0891

ADOPT, Moved by Councillor Keating, Seconded by Councillor Pootmans, that the SPC on Transportation and Transit Recommendations contained in Report TT2016-0891 be adopted, as follows:

That Council:

1. Approve the establishment of Residential Parking Zone “QRP” (Attachment 1); and
2. Give three readings to Proposed Bylaw 52M2016 to amend the Calgary Traffic Bylaw 26M96.

CARRIED

INTRODUCE, Moved by Councillor Keating, Seconded by Councillor Pootmans, that Bylaw 52M2016, Being a Bylaw of The City of Calgary to Amend Bylaw 26M96, the Calgary Traffic Bylaw, be introduced and read a first time.

CARRIED

SECOND, Moved by Councillor Keating, Seconded by Councillor Pootmans, that Bylaw 52M2016 be read a second time.

CARRIED

AUTHORIZATION, Moved by Councillor Keating, Seconded by Councillor Pootmans, that authorization now be given to read Bylaw 52M2016 a third time.

CARRIED UNANIMOUSLY

THIRD, Moved by Councillor Keating, Seconded by Councillor Pootmans, that Bylaw 52M2016, Being a Bylaw of The City of Calgary to Amend Bylaw 26M96, the Calgary Traffic Bylaw, be read a third time.

CARRIED

7.3.2 WEST LRT - MOUNT ROYAL UNIVERSITY RAIL CONNECTIONS FEASIBILITY,  
TT2016-0851

TABLE, Moved by Councillor Demong, Seconded by Councillor Chabot, that Item 7.3.2, Report TT2016-0851, be tabled to be dealt with at the Call of the Chair.

CARRIED

LIFT FROM TABLE, Moved by Councillor Demong, Seconded by Councillor Chabot, that Report TT2016-0851 be lifted from the table and dealt with at this time.

CARRIED

AMENDMENT, Moved by Councillor Demong, Seconded by Councillor Chabot, that SPC on Transportation and Transit Recommendation contained in Report TT2016-0851 be amended by deleting the words "suitability of LRT for the Blue Line to Mount Royal University primary transit network linkage" after the words "undertake a review of" and substituting with the words "transit mode progression to Mount Royal University's primary transit network linkages".

CARRIED

ADOPT, AS AMENDED, Moved by Councillor Keating, Seconded by Councillor Pincott, the SPC on Transportation and Transit Recommendations contained in Report TT2016-0851 be adopted, **as amended**, as follows:

That Council direct Administration to undertake a review of **transit mode progression to Mount Royal University's primary transit network linkages**, in consideration of planned area land use and other potential corridor characteristics, as part of the next update to the Calgary Transportation Plan/Municipal Development Plan.

CARRIED

7.4 REPORT OF THE REGULAR MEETING OF THE PRIORITIES AND FINANCE COMMITTEE

7.4.1 2017 BUSINESS TAX BYLAW, PFC2016-0859

ADOPT, Moved by Councillor Sutherland, Seconded by Councillor Chabot, that the Priorities and Finance Committee Recommendation contained in Report PFC2016-0859 be adopted, as follows:

That Council give three readings to proposed Bylaw 1M2017, the 2017 Business Tax Bylaw.

CARRIED

INTRODUCE, Moved by Councillor Sutherland, Seconded by Councillor Chabot, that Bylaw 1M2017, Being a Bylaw Providing for the Assessment, Supplementary Assessment and Taxation of Businesses Operated in the City of Calgary for 2017, be introduced and read a first time.

CARRIED

SECOND, Moved by Councillor Sutherland, Seconded by Councillor Chabot, that Bylaw 1M2017 be read a second time.

CARRIED

AUTHORIZATION, Moved by Councillor Sutherland, Seconded by Councillor Chabot, that authorization now be given to read Bylaw 1M2017 a third time.

CARRIED UNANIMOUSLY

THIRD, Moved by Councillor Sutherland, Seconded by Councillor Chabot, that Bylaw 1M2017, Being a Bylaw Providing for the Assessment, Supplementary Assessment and Taxation of Businesses Operated in the City of Calgary for 2017, be read a third time.

CARRIED

7.5 REPORT OF THE REGULAR MEETING OF THE COUNCIL CALENDAR TASK  
FORCE

7.5.1 REFERRED REPORT, M2016-0685, CTF2016-0920

REFER, Moved by Councillor Pincott, Seconded by Magliocca, that the Council Calendar Task Force Recommendation 4, as follows, contained in Report CTF2016-0920, with respect to a Speaker for Council, be referred back to the Council Calendar Task Force for an update from the City Clerk and the City Solicitor no later than 2016 December 31:

“4. Request Administration to consult with Law and look at best practices for speakers system in conducting Council Meetings.”

CARRIED

ADOPT, Moved by Councillor Colley-Urquhart, Seconded by Councillor Jones, that Council Calendar Task Force Recommendations 1, 2 3 and 5 contained in Report CTF2016-0960 be adopted, **after amendment**, as follows:

That Council:

1. Reconsider its decision contained in the Minutes of the 2016 October 24 Organizational Meeting of Council with respect to Q1 of the 2017 Council Calendar; and
2. That the Traditional Council Calendar for the year 2017 be adopted, in its entirety, as amended as follows, and as contained in Revised Attachment 2, Version 2;
  - The 2017 January 04 SPC on Community and Protective Services meeting be moved to 2017 January 13; and
  - The 2017 January 05 Intergovernmental Affairs Committee meeting be moved to 2017 January 12 9:30 AM; and
  - The 2017 January 17 Priorities and Finance Committee meeting be moved to 2017 January 10; and
3. That the City Clerk be directed to consult with the various internal and external Boards, Commissions and Committees, to which Council appoints and/or nominates Members of Council, to solicit feedback on the possible rescheduling of Council Meetings from Mondays to Tuesdays in 2018 and the effect, if any, on their meeting schedules; and report to the 2017 October 29 Organizational Meeting of Council with an analysis of the findings and a recommendation for the 2018 Council Calendar for consideration by the newly elected Council; and
5. That the Council Calendar Task Force Terms of Reference be amended to reflect a Disbanding Date of **2016 December 31**.

CARRIED

ADOPT, Moved by Councillor Colley-Urquhart, Seconded by Councillor Jones, that Council Calendar Task Force Recommendation 2, bullet 3, contained in Report CTF2016-0960 be adopted, as follows:

That Council:

2. That the Traditional Council Calendar for the year 2017 be adopted, in its entirety, as amended as follows, and as contained in Revised Attachment 2, Version 2;
  - The 2017 January 09 Combined Council Meeting of Council be moved to 2017 January 16; and



## ROLL CALL VOTE

For:

S. Chu, D. Colley-Urquhart, P. Demong, R. Jones, S. Keating, J. Magliocca, R. Pootmans, J. Stevenson, W. Sutherland

Against:

D. Farrell, B. Pincott, E. Woolley, G-C. Carra, A. Chabot, N. Nenshi

CARRIED

## POINT OF INFORMATION

Councillor Demong rose on a Point of Information to inquire as to whether there were more than one Combined Hearings of Council Scheduled for 2017 July. Mayor Nenshi responded by advising that there were two proposed Combined Meeting of Council dates scheduled for 2017 July to align with Calgary Planning Commission Meeting dates.

ADOPT, Moved by Councillor Colley-Urquhart, Seconded by Councillor Jones, that Council Calendar Task Force Recommendation 2, bullet 5, contained in Report CTF2016-0960 be adopted, as follows:

That Council:

2. That the Traditional Council Calendar for the year 2017 be adopted, in its entirety, as amended as follows, and as contained in Revised Attachment 2, Version 2;
  - The 2017 July 24 Regular Meeting of Council be replaced with Combined Meeting of Council and delete the 2017 July 31 Combined Meeting of Council.

## ROLL CALL VOTE

For:

W. Sutherland, P. Demong, R. Jones

Against:

R. Pootmans, J. Stevenson, E. Woolley, G-C. Carra, A. Chabot, S. Chu, D. Colley-Urquhart, D. Farrell, S. Keating, J. Magliocca, B. Pincott, N. Nenshi

MOTION LOST

8. ITEMS DIRECTLY TO COUNCIL  
(related to Regular Meeting issues)

8.1 NOTICE(S) OF MOTION

8.1.1 SAGE HILL TRANSIT ORIENTED PLANNING AREA (COUNCILLOR  
MAGLIOCCA), NM2016-32

ADOPT, Moved by Councillor Magliocca, Seconded by Councillor Chu, that Councillor Magliocca's Motion, NM2016-32 be adopted, as follows:

WHEREAS several landowners are interested in amending portions of the Symons Valley Community Plan;

AND WHEREAS a comprehensive planning approach is recommended;

AND WHEREAS the experience of the Developer Funded Structure Plan Program yielded benefits for the landowners and The City of Calgary in time, innovation and cooperation;

NOW THEREFORE BE IT RESOLVED that Council direct Administration to undertake agreement with the landowners to amend the Symons Valley Community Plan using the Developer Funded Model.

Opposed: B. Pincott

CARRIED

9. URGENT BUSINESS

No Items of Urgent Business were added to today's Meeting.

## DECLARATION OF PECUNIARY INTEREST

Mayor Nenshi declared his intention to leave the upcoming In Camera session, on a pecuniary interest pertaining to Item 11.2, Legal Briefing (Verbal), VR2016-0062.

IN CAMERA, Moved by Councillor Keating, Seconded by Councillor Pincott, that, in accordance with Section 197 of the *Municipal Government Act* and Sections 17(1), 23(1)(b), 24(1), 25(1) and 27(1) of the *Freedom of Information and Protection of Privacy Act*, Council now move into the Committee of the Whole, In Camera, at 2:55 p.m., in the Council Lounge, in order to discuss several confidential matters.

CARRIED

## RECESS AND RECONVENE IN CAMERA

The Committee of the Whole recessed, In Camera, in the Council Lounge at 3:18 p.m. to reconvene at 3:48 p.m.

The Committee of the Whole reconvened, In Camera, in the Council Lounge at 3:51 p.m. with Deputy Mayor Chabot in the Chair.

Mayor Nenshi resumed the Chair at 3:55 p.m. and Councillor Chabot returned to his regular Seat in the Committee of the Whole.

## DECLARATION OF PECUNIARY INTEREST

Mayor Nenshi abstained from discussion, In Camera.

Item 11.2: Legal Briefing (Verbal), VR2016-0062

Time left the Council lounge: 4:43 p.m.

Deputy Mayor Chabot assumed the Chair, In Camera.

The Committee of the Whole recessed In Camera and reconvened in the Council Chamber at 4:57 p.m. with Mayor Nenshi in the Chair.

RISE AND REPORT Moved by Councillor Pincott, that the Committee of the Whole rise and report to Council.

CARRIED

10. IN CAMERA ITEMS

10.1 PROPOSED APPROVAL OF EXPROPRIATION– (RESIDUAL WARD 14 - SUB AREA 14V) – WARD 14 (CLLR. PETER DEMONG) FILE NO: 19707 6 ST SE (CG), C2016-0912

ADOPT, Moved by Councillor Demong, Seconded by Councillor Carra, that with respect to Report C2016-0912, the following be adopted:

That Council:

1. Adopt Administration Recommendation 1 contained in Report C2016-0912; and
2. Keep the Recommendations, Report, Attachments and In Camera discussions confidential pursuant to Sections 23(1)(b), 24(1)(a), 24(1)(g), 25(1)(b) and 25(1)(c) of the *Freedom of Information and Protection of Privacy Act (Alberta)* unless The City of Calgary is required to disclose pursuant to the *Expropriation Act (Alberta)*, except for Attachment 3 which shall remain confidential.

CARRIED

10.2 PROPOSED EASEMENT - (BELTLINE) - WARD 08 (CLLR. EVAN WOOLLEY) FILE NO: 340 10 AVE SW (JM), LAS2016-132

ADOPT, Moved by Councillor Woolley, Seconded by Councillor Carra, that with respect to Report LAS2016-132, the following be adopted:

That Council:

2. Adopt the Land and Asset Strategy Committee Recommendation 1 contained in Report LAS2016-132; and
2. Keep the Report, Recommendations, Attachments and In Camera discussions confidential pursuant to Sections 23(1)(b), 24(1)(a), 24(1)(g) and 25(1)(b) of the *Freedom of Information and Protection of Privacy Act*.

Opposed: P. Demong, D. Farrell

CARRIED

10.3 PROPOSED METHOD OF DISPOSITION - (ROSSCARROCK) - WARD 08  
(CLLR. EVAN WOOLLEY) FILE NO: 3804 17 AVE SW (JP),  
LAS2016-133

ADOPT, Moved by Councillor Woolley, Seconded by Councillor Carra, that with respect to Report LAS2016-133, the following be adopted:

That Council:

1. Adopt the Land and Asset Strategy Committee Recommendation 1 contained in Report LAS2016-133; and
2. Keep the Recommendations, Reports, Attachments and In Camera discussions confidential pursuant to Sections 23(1)(b), 24(1)(a), 24(1)(c), 24(1)(g) and 25(1)(b) of the *Freedom of Information and Protection of Privacy Act* until each transaction has been completed, except for Attachments 4, 5, 6, and 7 which shall remain confidential.

Opposed: P. Demong, D. Farrell

CARRIED

10.4 PROPOSED METHOD OF DISPOSITION - (ROSSCARROCK) - WARD 08  
(CLLR. EVAN WOOLLEY) FILE NO: 3820 17 AV **SW** (JP), LAS2016-134

ADOPT, Moved by Councillor Woolley, Seconded by Councillor Carra, that with respect to Report LAS2016-134, the following be adopted:

That Council:

1. Adopt the Land and Asset Strategy Committee Recommendation 1 contained in Report LAS2016-134; and
2. Keep the Recommendations, Reports, Attachments and In Camera discussions confidential pursuant to Sections 23(1)(b), 24(1)(a), 24(1)(c), 24(1)(g) and 25(1)(b) of the *Freedom of Information and Protection of Privacy Act* until each transaction has been completed, except for Attachments 4, 5, 6, and 7 which shall remain confidential.

Opposed: P. Demong, D. Farrell

CARRIED

10.5 PROPOSED METHOD OF DISPOSITION - (ROSSCARROCK) - WARD 08 (CLLR. EVAN WOOLLEY) FILE NO: 3916 17 AV SW (JP), LAS2016-135

CLERICAL CORRECTION

At the request of Councillor Pootmans, a clerical correction was noted, In Camera, to Report LAS2016-135.

ADOPT, Moved by Councillor Woolley, Seconded by Councillor, that with respect to Report LAS2016-135, the following be adopted:

That Council:

1. Adopt the Land and Asset Strategy Committee Recommendation 1, **as corrected**, contained in Report LAS2016-135; and
2. Keep the Recommendations, Reports, Attachments and In Camera discussions confidential pursuant to Sections 23(1)(b), 24(1)(a), 24(1)(c), 24(1)(g) and 25(1)(b) of the *Freedom of Information and Protection of Privacy Act* until each transaction has been completed, except for Attachments 4, 5, 6, and 7 which shall remain confidential.

Opposed: P. Demong

CARRIED

10.6 PROPOSED METHOD OF DISPOSITION - (MANCHESTER) - WARD 09 (CLLR. GIAN-CARLO CARRA) FILE NO: 608 51 AV SE (AW), LAS2016-136

ADOPT, Moved by Councillor Carra, Seconded by Councillor Keating, that with respect to Report LAS2016-136, the following be adopted:

That Council:

1. Adopt the Land and Asset Strategy Committee Recommendation 1 contained in Report LAS2016-136; and
2. Keep the Recommendations, Report, Attachments 1, 2 and 3 and In Camera discussions confidential pursuant to Sections 23(1)(b), 24(1)(a), 24(1)(c), 24(1)(g) and 25(1)(b) of the *Freedom of Information and Protection of Privacy Act* until the transaction has closed, except for Attachments 4 and 5 which shall remain confidential.

## ROLL CALL

For:

S. Keating, J. Magliocca, R. Pootmans, J. Stevenson, W. Sutherland, E. Woolley,  
G-C. Carra, S. Chu, D. Colley-Urquhart, R. Jones

Against:

B. Pincott, A. Chabot, P. Demong, D. Farrell, N. Nenshi

CARRIED

### 10.7 REPORT FOR INFORMATION - (INGLEWOOD) - WARD 09 (CLLR. GIAN-CARLO CARRA) FILE NO: 2255 15A ST SE (JM), LAS2016-137

ADOPT, Moved by Councillor Carra, Seconded by Councillor Pootmans, that with respect to Report LAS2016-137, the following be adopted:

That Council:

1. Receive this Report for information; and
2. Keep the Report, Attachments and In Camera Discussions confidential pursuant to Sections 23(1)(b), 24(1)(a), 24(1)(b), 24(1)(c) 24(1)(g) and 25(1)(b) of the *Freedom of Information and Protection of Privacy Act* until the transaction has closed.

CARRIED

### 10.8 PROPOSED EXERCISE OF OPTION TO REPURCHASE - (RESIDUAL WARD 12 - SUB AR) WARD 12 (CLLR. SHANE KEATING) FILE NO: 9500 100 ST SE (TB), LAS2016-138

## DISTRIBUTION

At the request of Administration and with the concurrence of the Mayor, the City Clerk Distributed, In Camera, copies of revised confidential Report, LAS2016-138, which is to remain confidential pursuant to Sections 23(1)(b), 24(1)(a), 24(1)(b), 24(1)(c), 24(1)(g) and 25(1)(b) of the *Freedom of Information and Protection of Privacy Act* until the transaction has closed.

ADOPT, Moved by Councillor Keating, Seconded by Councillor Chabot, that with respect to Report LAS2016-138, the following be adopted:

That Council:

1. Adopt the Administration Recommendations 1 and 2 contained in revised Report LAS2016-138; and
2. Keep the Recommendations, Report Attachments and In Camera discussions confidential pursuant to Sections 23(1)(b), 24(1)(a), 24(1)(b), 24(1)(c), 24(1)(g) and 25(1)(b) of the *Freedom of Information and Protection of Privacy Act* until the transaction has closed.

CARRIED

10.9 EAU CLAIRE UPDATE - 200 BARCLAY PARADE SW - WARD 07  
(CLLR. DRUH FARRELL) (TB), LAS2016-139

ADOPT, Moved by Councillor Farrell, Seconded by Councillor Woolley, that with respect to Report LAS2016-139, the following be adopted:

That Council:

1. Receive this Report for Information;
2. Adopt the Land and Asset Strategy Committee Recommendation 2 contained in Report LAS2016-139; and
3. Keep the Report, Attachments and In Camera discussions confidential pursuant to Sections 23(1)(b), 24(1)(a), 24(1)(g) and 25(1)(b) of the *Freedom of Information and Protection of Privacy Act*.

CARRIED



## 10.10 MUNICIPAL RIGHTS OF WAY BYLAW, GPT2016-0717

### DISTRIBUTION

At the request of Administration and with the concurrence of the Mayor, the City Clerk Distributed, In Camera, copies of the following documents with respect to Report GPT2016-0717, which are to remain confidential pursuant to Sections 24(1), 25(1) and 27(1) of the *Freedom of Information and Protection of Privacy Act*:

- A PowerPoint presentation; and
- A Letter dated 2016 November 21.

ADOPT, Moved by Councillor Chabot, Seconded by Councillor Magliocca, that the Gas, Power and Telecommunications Committee Recommendations contained in Report GPT2016-0717 be adopted, **after amendment**, as follows:

That Council:

1. **Give three Readings to Bylaw 17M2016;**
2. Direct Administration to return to The Gas, Power and Telecommunications Committee in 2018 March with an update on the implementation of the Bylaw and recommended amendments, if any
3. **Direct Administration to send another letter to the Carriers requesting that the Carriers send their chart of issues referred in their letter of 26 October 2016 concerning the proposed Municipal Rights-of-Way Bylaw to Administration by 2016 December 15. Administration will receive and review the chart, and engage with the Carriers on the issues raised therein, and will report back to Council through the Gas, Power and Telecommunications Committee with any proposed amendments to the Bylaw, if required, no later than the last Council meeting in 2017 February.**
4. Keep the Report, Attachment 2 and In Camera discussions confidential pursuant to Sections 24(1), 25(1) and **27(1)** of the *Freedom of Information and Protection of Privacy Act*.

Opposed: N. Nenshi

CARRIED

INTRODUCE, Moved by Councillor Chabot, Seconded by Councillor Magliocca, that Bylaw 17M2016, Being a Bylaw of The City of Calgary to Regulate the Process for Access and Use of Municipal Rights-of-Way, be introduced and read a first time.

CARRIED

AMENDMENT, Moved by Councillor Farrell, Seconded by Councillor Pootmans, that Bylaw 17M2016 be amended as follows:

1. After Section 122, add a new Section 123, on page 39 of 45, as follows:

**“APPEALS**

123. Any dispute that arises between a *utility provider* and *The City* as a result of a decision made by the *Director, CAI* or by the *Director, Roads* that cannot be resolved to the satisfaction of the *utility provider* and *The City* may be appealed to the appropriate *Governmental Authority*.” ; and

2. Renumber the previous Section 123 to Section 124;
3. In Subsection 3(1), on page 8 of 45, in the definition of “*utility alignment*”, delete the word “location” after the word “defined” and substitute with the word “space”;
4. In Subsection 3.1(7), on page 9 of 45, delete the word “court” following the words “for any reason” and substitute with the words “*Governmental Authority*”;
5. Delete Section 4(3), on page 10 of 45, in its entirety;
6. In Section 41, on page 20 of 45, following the word “representative, add the words “, or their designate”; and
7. In new Section 124, on page 39 of 45, delete the date “July, 2017” following the words “on the 1<sup>st</sup> day of ” and substitute with the date “January, 2018”.

CARRIED

SECOND, Moved by Councillor Chabot, Seconded by Councillor Magliocca, that Bylaw 17M2016 be read a second time, as amended.

CARRIED

AUTHORIZATION, Moved by Councillor Chabot, Seconded by Councillor Magliocca, that authorization now be given to read Bylaw 17M2016 a third time, as amended.

CARRIED UNANIMOUSLY

THIRD, Moved by Councillor Chabot, Seconded by Councillor Magliocca, that Bylaw 17M2016, Being a Bylaw of The City of Calgary to Regulate the Process for Access and Use of Municipal Rights-of-Way, be read a third time, **as amended**, as follows.

1. After Section 122, add a new Section 123, on page 39 of 45, as follows:

**“APPEALS**

**123. Any dispute that arises between a *utility provider* and *The City* as a result of a decision made by the *Director, CAI* or by the *Director, Roads* that cannot be resolved to the satisfaction of the *utility provider* and *The City* may be appealed to the appropriate *Governmental Authority*.” ; and**

2. Renumber the previous Section 123 to Section 124;
3. In Subsection 3(1), on page 8 of 45, in the definition of “*utility alignment*”, delete the word “location” after the word “defined” and substitute with the word “space”;
4. In Subsection 3.1(7), on page 9 of 45, delete the word “court” following the words “for any reason” and substitute with the words “*Governmental Authority*”;
5. Delete Section 4(3), on page 10 of 45, in its entirety;
6. In Section 41, on page 20 of 45, following the word “representative”, add the words “, or their designate”; and
7. In new Section 124, on page 39 of 45, delete the date “July, 2017” following the words “on the 1<sup>st</sup> day of ” and substitute with the date “January, 2018”.

CARRIED

11. URGENT BUSINESS IN CAMERA

11.1 PROTECTIVE SERVICES CITIZEN OVERSIGHT COMMITTEE – APPOINTMENT  
(VERBAL), VR2016-0061

ADOPT, Moved by Councillor Colley-Urquhart, Seconded by Councillor Chabot, that with respect to Verbal Report VR2016-0061, the following be adopted:

That Council:

1. Appoint Susan Ortt as a Citizen member of the Public, to the Protective Services Citizen Oversight Committee for a three (3) year term set to expire at the 2019 Organizational Meeting of Council; and
2. Keep the In Camera discussions confidential pursuant to Section 17(1) of the *Freedom of Information and Protection of Privacy Act*.

CARRIED

11.2 LEGAL BRIEFING (VERBAL), VR2016-0062

**NOTE:** Report VR2016-0062, Legal Briefing (Verbal), was reconsidered at the 2016 December 05 Combined Meeting of Council.

ADOPT, Moved by Councillor Pootmans, Seconded by Councillor Chabot, that with respect to Verbal Report VR2016-0062, the following be adopted:

That Council:

1. Receive the Legal Briefing (Verbal) Report for information; and
2. Keep the In Camera discussions confidential pursuant to Section 27(1) of the *Freedom of Information and Protection of Privacy Act*.

CARRIED

12. ADMINISTRATIVE INQUIRIES

No Administrative Inquiries were received at today's Meeting.

13. EXCUSING ABSENCE OF MEMBERS

All Members were in attendance at today's Meeting.

14. ADJOURNMENT

ADJOURN, Moved by Councillor Jones, Seconded by Councillor Stevenson, that this Council adjourn at 5:16 p.m. on Monday, 2016 November 28.

CARRIED

CONFIRMED BY COUNCIL ON

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MAYOR

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CITY CLERK