

# Amendments – Green Line Board Bylaw C2021-0652

*Confidential information protected from disclosure pursuant to sections 24(1) (Advice from officials) and 27 (Legal privilege) of the Freedom of Information and Protection of Privacy Act (Alberta)*





## Council Approved Program Governance Framework – July 2020

### Role of Council:

- Decision making authority over:
  - **scope** (alignment, station locations, and guiding principles)
  - **budget** (Capital Budget and financing costs)
  - **schedule**
  - **real-estate** matters (see Attachment 3 of Report, p 8 of 12)

### Role of Green Line Board:

- Governance and oversight of the Delivery of the Program and carrying out Council direction in alignment with the Capital Budget (s. 5, 6, 24 of Bylaw)
- \* Proposed amendments do not change Council Approved Program Governance Framework*

### Amendments:

- Ensure alignment with recent caselaw – delegated authority must be expressly specified; and
- Provide further clarification regarding the:
  - authority of Council
  - powers, duties, and functions of the Green Line Board

within the Council approved Governance Framework.



## Proposed Amendments – Authority of Council

- Future Remuneration for Board Members to be approved by Council (s. 29)
  - Original remuneration approved by City Manager in discussion with Council prior to establishment of Green Line Board
- Further confirms Council authority over Capital Budget amount, scope, schedule, and plans (ToR, s. 3 b.)
  - Aligns with Report to Council at the time Council approved the Bylaw
- Confirms Council approval of Delivery Model (ToR, s. 3 a.)



## Proposed Amendments – Powers, Duties, Functions of GL Board

- Further clarifies:
  - Board authority to establish Committees and assign executive responsibilities (s. 14.1)
    - Adds that Board Chair is an ex-officio member of all Committees (s. 14.1)
  - Board authority to conduct and manage procurement processes (ToR, s. 3 a.), such as:
    - Commencement, amendment and cancellation of procurements
    - Development of procurement processes or contracting strategies in accordance with delivery model approved by Council
    - Development of procurement documents
- Authority to conduct and manage procurement processes aligns with the description of the authority provided to the Green Line Board in Attachment 3 of the Report, p 9 of 12 (when Bylaw was approved by Council) and Council P3 Policy



## Outcomes of Proposed Amendments

- **Council:**
  - maintains authority over **budget, scope, schedule, and real estate**; and
  - ensures the Board can fulfil the mandate assigned to it by Council in July 2020.
  
- **Green Line Board:**
  - maintains authority over **governance and Delivery** of the Program in alignment with Council direction; and
  - ensures the Board can fulfil its mandate so it can mitigate or eliminate risks that may impact The City and the Green Line Program, and allows the Board to be nimble and flexible with the capacity to respond quickly and appropriately to evolving circumstances.



## Recommendations

That Council:

1. Give three readings to the proposed Bylaw 33M2021 in Attachment 1 to the Report, to amend Bylaw 21M2020, the Green Line Board Bylaw; and
2. Maintain the confidentiality of the Report and the attachments pursuant to Section 27(1) (a) of the *Freedom of Information and Protection of Privacy Act* (Alberta) until such time as Council rises and reports on this matter.





# QUESTIONS?

CITY OF CALGARY  
**RECEIVED**  
IN COUNCIL CHAMBER  
MAY 03 2021  
ITEM: 5.1.1 C2021-0652  
*Confidential Distribution*  
CITY CLERK'S DEPARTMENT



*Confidential information protected from disclosure pursuant to sections 24(1)  
(Advice from officials) and 27 (Legal privilege) of the Freedom of Information and  
Protection of Privacy Act (Alberta)*