

CALGARY RING ROAD HIGHWAY TRANSFER AGREEMENT

EXECUTIVE SUMMARY

This report seeks Council approval of the agreement and authorization of City officials to execute the "Calgary Ring Road Amended and Restated Highway Transfer Agreement". The agreement defines which road rights-of-way are to be transferred from The City of Calgary to The Province of Alberta, and from The Province of Alberta to The City of Calgary. A number of land dispositions have already been completed to facilitate the acquisition of the full area required for the Transportation Utility Corridor by the Province, specifically for the South West Ring Road.

The attached Amended and Restated Highway Transfer Agreement reflects the required changes to proceed with the South West Calgary Ring Road, as well as the West Calgary Ring Road at such time as it proceeds to construction.

The Minister of Transportation desires the Highway Transfer Agreement be signed before 2016 August 31, to facilitate the public-private partnership contract to construct the South West portion of the Calgary Ring Road.

ADMINISTRATION RECOMMENDATIONS

That the Priorities and Finance Committee recommends that Council:

1. Approve the content of the attached Calgary Ring Road Amended and Restated Highway Transfer Agreement (Attachment 2);
2. Authorize the City Manager and the City Clerk to sign the agreement on behalf of The City of Calgary; and
3. Authorize the Director of Roads to consent, pursuant to the provisions of the Public Highways Development Act (Alberta), to the Minister of Alberta Infrastructure for the acquisition of the remaining lands required for construction of the South West and West portions of the Calgary Ring Road by way of purchase or expropriate land within the city for the purposes of the highway.

RECOMMENDATION OF THE PRIORITIES AND FINANCE COMMITTEE, DATED 2016 JUNE 28:

That Council:

1. Approve the content of the attached Calgary Ring Road Amended and Restated Highway Transfer Agreement (Attachment 2, **as revised on Page 45 of 53**);
2. Authorize the City Manager and the City Clerk to sign the agreement on behalf of The City of Calgary; and
3. Authorize the Director of Roads to consent, pursuant to the provisions of the Public Highways Development Act (Alberta), to the Minister of Alberta Infrastructure for the acquisition of the remaining lands required for construction of the South West and West portions of the Calgary Ring Road by way of purchase or expropriate land within the city for the purposes of the highway.

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Excerpt from the Minutes of the Regular Meeting of the Priorities and Finance Committee, held 2016 June 28:

“DISTRIBUTION

At the request of the Administration and with the concurrence of the Chair, that Acting City Clerk distributed copies of a revised Page 45 of 53 of Attachment 2 contained in Report PFC2016-0484.”

PREVIOUS COUNCIL DIRECTION / POLICY

Report C2009-82 “Calgary Ring Road Highway Transfer – Amending Agreement” was approved by Council on 2009 December 14. Council approved Administration’s recommendations regarding the transfer of designated rights-of-way within the city to The Province, as set out in recommendations 1 through 3:

1. Approve the content of the attached Calgary Ring Road Highway Transfer Amending Agreement;
2. Authorize the Mayor, the City Clerk and the General Manager of Transportation to sign the agreement on behalf of The City of Calgary; and
3. Authorize the Director of Roads to consent, pursuant to the provisions of the Public Highways Development Act (Alberta), to the Minister of Alberta Infrastructure for the acquisition of the remaining lands required for construction of the Southeast portion of Stoney Trail by way of purchase or expropriate land within the city for the purposes of the highway.

BACKGROUND

The Highway Transfer Agreement is an existing agreement between the Province of Alberta and the City of Calgary that has been amended several times. It outlines the road right of way which is to be or has been transferred to the Province as part of the Calgary Ring Roads. The 2016 update modifies the agreement to reflect the new South West and West segment additions to the Calgary Ring Road.

This amended agreement does not address the contemplated future transfer of Deerfoot Trail back to The City by The Province.

INVESTIGATION: ALTERNATIVES AND ANALYSIS

Amendments to the current Highway Transfer Agreement are required to facilitate the Province’s public private partnership contract to construct the South West portion of the Calgary Ring Road and to update other terms and conditions in the existing agreement.

The effective date of the next stage transfer, which is for the southwest portion of the Ring Road, is identified as on or before September 7, 2016, as outlined in Attachment 2. The southwest stage consists of lands required for the future South West Ring Road, including Spruce Meadows Trail between the west city limits and Macleod Trail, 37 Street SW between Fish Creek Boulevard and Anderson Road, Glenmore Trail between Sarcee Trail SW and a point east of 37 Street SW, and Highway 8 between the west city limits and Sarcee Trail SW, as

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shown in Attachment 1. The future West Calgary Ring Road will include the transfer of the Trans Canada Highway between the west city limits and the end point of the Trans Canada Highway / Stoney Trail NW interchange, as shown in Attachment 1.

The Amended and Restated Agreement (Attachment 2) has been reviewed by the City Administration and two copies have been provided to the City Clerk. If Council is in agreement, these copies would be signed by The City and forwarded to The Province of Alberta for the Minister of Transportation to co-sign.

Stakeholder Engagement, Research and Communication

This is an amendment to an existing agreement between The City and The Province. No engagement was required on this item.

Strategic Alignment

This report has been reviewed for alignment with The City of Calgary's Triple Bottom Line (TBL) Policy Framework. No implications are identified.

Social, Environmental, Economic (External)

No implications were identified.

Financial Capacity

Current and Future Operating Budget:

The City's operating budget would not materially change.

Current and Future Capital Budget:

The City's capital budget is not affected with this agreement.

Risk Assessment

There are no significant risks associated with this issue.

REASON FOR RECOMMENDATIONS:

The Calgary Ring Road Amended and Restated Highway Transfer Agreement will facilitate the transfer of road right of way from the City to the Province to complete the Calgary Ring Road South West and West segments.

ATTACHMENTS

1. Key Plan for Calgary Ring Road Highway Transfer Agreement
2. Calgary Ring Road Amended and Restated Highway Transfer Agreement - **Revised**