

2022 Appointment of Chair, Calgary Subdivision and Development Appeal Board

RECOMMENDATIONS:

That Council:

1. Appoint the candidate recommended by the Subdivision and Development Appeal Board, listed in Attachment 1 as Chair for 2022; and
2. Direct that Attachment 1 and related closed session discussions remain confidential under sections 17 (Disclosure harmful to personal privacy) and 19 (Confidential evaluations) of the *Freedom of Information and Protection of Privacy Act* indefinitely.

HIGHLIGHTS

- The term of the Calgary Subdivision and Development Appeal Board (the "Board") Chair expires on 2021 December 31. Subsection 4(4)(g) of Bylaw 25P95, the Subdivision and Development Appeal Board Bylaw, requires that Council "annually appoint by resolution a Chair after considering the recommendations of the Board." Council must appoint a Chair for the Board for 2022.
- What does this mean to Calgarians? This will support continued leadership to the Subdivision and Development Appeal Board in carrying out its statutory mandate, to support business continuity respecting operational and legal issues, and to attend to the continuous improvement of the quality, efficiency and effectiveness of the Board decision-making processes.
- Why does it matter? The Subdivision and Development Appeal Board has an important role to play in the adjudication of subdivision and development matters which impact on the growth and development of the city. There is a strong public interest in Council appointing a Chair who understands the Board's purposes and mandate, is knowledgeable about the regulation of subdivision and development in Calgary and has the ability and availability to provide leadership to the Board.
- At its 2020 October 26 Organizational Meeting, Council reappointed Mr. Chomik as Chair of the Subdivision and Development Appeal Board. Mr. Chomik has served as Board Chair since 2016. More information on background and previous Council direction is contained in Attachment 2.
- The recommendations in this report align with Council's policy for the *Governance and Appointments of Boards, Commissions and Committees* (CP2016-03).
- Strategic Alignment to Council's Citizen Priorities: A well-run city

DISCUSSION

In 2020, the Subdivision and Development Appeal Board established a Chair Nomination Policy and Procedure to determine its recommendation for the position of Chair and how to communicate it to Council. Under the Board's procedure, it first determines whether the incumbent Chair wishes to continue in the role and, if so, whether they have sufficient support from members to warrant the Board's recommendation. If so, the process ends there. If the Chair does not wish to continue or does not have sufficient support from members to warrant the Board's recommendation (60 percent of votes cast), then the Board recommends up to three members for the role of Chair.

2022 Appointment of Chair, Calgary Subdivision and Development Appeal Board

Subdivision and Development Appeal Board members were invited to vote on the recommendation for Council's appointment of Chair for 2022. The Board's recommendation to Council is contained in Attachment 1.

Council has discretion to appoint as Chair whomever Council determines is most capable of leading the Subdivision and Development Appeal Board in the fulfilment of its statutory mandate. There is public interest for Council to appoint a Chair who understands the Board's purpose and mandate, is knowledgeable about land use and planning, and who has the qualities and availability necessary to provide leadership to the Board.

Council has established qualifications for the Chair (Attachment 3) and for members generally.

STAKEHOLDER ENGAGEMENT AND COMMUNICATION (EXTERNAL)

- Public Engagement was undertaken
- Public Communication or Engagement was not required
- Public/Stakeholders were informed
- Stakeholder dialogue/relations were undertaken

IMPLICATIONS

Social

Not applicable.

Environmental

Not applicable.

Economic

Not applicable.

Service and Financial Implications

No anticipated financial impact

RISK

If Council fails to appoint a Chair effective 2022 January 01, subsections 6(3) and 6(4) of the Subdivision and Development Appeal Board Bylaw 25P95 permit the Board's Vice-Chairs to exercise the Chair's powers; however, there could be a level of disruption to the management of operational and legal issues that the Subdivision and Development Appeal Board Chair is normally responsible for carrying out.

City Clerk's Office Report to
Combined Meeting of Council
2021 November 15

ISC: UNRESTRICTED
C2021-1326
Page 3 of 3

2022 Appointment of Chair, Calgary Subdivision and Development Appeal Board

ATTACHMENTS

1. CONFIDENTIAL – Calgary Subdivision and Development Appeal Board Recommendation for Chair, 2022
2. Background and Previous Council Direction
3. City of Calgary Subdivision and Development Appeal Board Chair qualifications

Department Circulation

General Manager/Director	Department	Approve/Consult/Inform