

Summary of Proposed Amendments to the Calgary Heritage Authority Act

Section/Topic Area	Amendments
Preamble	<ul style="list-style-type: none"> • Updated to meeting legislative drafting guidelines. • Name change to Heritage Calgary.
Definitions	<ul style="list-style-type: none"> • Definition of “Board” “means the directors of Heritage Calgary created by this Act”. • “Chairman” to “Chair”. • Definition of “City” means the municipal corporation of The City of Calgary to be consistent with standard wording. • New definition: “Director”. • Term “General Manager” updated to “Executive Director”. • Definition of “Heritage Resource” updated to align with the Municipal Development Plan definition. • New definition: “Inventory of Evaluated Historic Resources”. • New definition: “Treasurer”.
Incorporation	<ul style="list-style-type: none"> • Replaced “Authority” with “Board” and “Members” with “Directors”.
General Powers	<ul style="list-style-type: none"> • Change from term “Authority” to “Board”.
Special Powers	<ul style="list-style-type: none"> • “General Manager” changed to “Executive Director”. • Reflects that Heritage Calgary designates their office location. • New content to reflect current practice of Heritage Calgary establishing committees and related terms of reference. • Adjusted to read: “to manage on behalf of Council, <i>and at the direction of Council</i>, any heritage resources owned by the City”. • New section to reflect the role of Heritage Calgary in designing and delivering public programs. • Adjusted from advising Council on “heritage resources” to “heritage”. • Adjusted wording from “the City’s inventory of potential heritage sites” to the current name of “Inventory of Evaluated Historic Resources”. • Amended wording to ensure potential heritage sites, not just evaluated sites are included in the advisory role to The City.
Non-Profit Purpose	<ul style="list-style-type: none"> • Created a new section to include the following existing content: <i>The Authority is established to operate exclusively for charitable purposes and not for profit, and shall be operated without purpose of gain or profit.</i>
Directors	<ul style="list-style-type: none"> • Section name changed from “Members” to “Directors”. • Propose minimum Board size change from ten members to eight, with the maximum remaining unchanged at no more than twelve. • Removed that a director may be a member of the Legislative Assembly. • Language changes to be consistent with other provincial legislation that establishes a board.

Appointment and terms of Directors	<ul style="list-style-type: none"> • Amended section to remove content from the original establishment of the organization, and appointment of first ever members • Power to appoint directors remains with Council, and new wording added to reflect the practice of Heritage Calgary providing recommendations that Council may consider. • New wording to reflect practice of directors being appointed for terms of up to three years, for a maximum of nine years.
Vacancies	<ul style="list-style-type: none"> • Increase in the time to fill a vacancy from 60 to 90 days.
Removal of a Director	<ul style="list-style-type: none"> • New section allowing for a director to be removed by a 2/3 vote of the directors, and for this recommendation to be brought to Council for consideration. • Added a new section allowing Council, at its sole discretion, to remove a director at any time.
Qualifications of Directors	<ul style="list-style-type: none"> • Amended to be consistent with standard provincial qualifications for directors.
Chair, Vice-Chair & Treasurer	<ul style="list-style-type: none"> • Amended to be gender neutral, to reflect change from “members” to “directors” and added the treasurer position.
Annual Meeting	<ul style="list-style-type: none"> • Added ability to hold meetings electronically.
Quorum	<ul style="list-style-type: none"> • No changes beyond updated terms used (director) to be consistent.
Remuneration	<ul style="list-style-type: none"> • Clarified that no director can be remunerated.
Indemnity, Limitations of Liability and Insurance	<ul style="list-style-type: none"> • New section and content.
Head Office	<ul style="list-style-type: none"> • Added additional language requiring The City be notified of Heritage Calgary’s head office location, address and other details.
Executive Director and Employees	<ul style="list-style-type: none"> • Reflected shift from the term ‘General Manager” to “Executive Director”, and added new language which will allow a Board member to become interim Executive Director in the event the position is vacant and they need an interim solution.
Budget	<ul style="list-style-type: none"> • Amended to reflect current timing for submitting and approving the budget.
Execution of Documents	<ul style="list-style-type: none"> • Amended to include the treasurer position.
Advisors and audit	<ul style="list-style-type: none"> • Adjusted to reflect current practice regarding appointment of financial and real property matter advisors, and auditors by the Heritage Calgary, not Council.