



MINUTES

REGULAR MEETING OF COUNCIL HELD 2015 JUNE 29 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 M. Logan
General Manager R. Pritchard
Acting General Manager W. Smithers
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.

MOMENT OF SILENCE

Mayor Nenshi, on behalf of Members of Council, requested a moment of silence to honour the loss of Ryan Bjolverud, a firefighter with the Calgary Fire Department who passed away in British Columbia on Sunday, 2015 June 28. The Mayor offered condolences to the Bjolverud family, and Ryan's father, Assistant Deputy Chief Glenn Bjolverud, for their loss.

2. QUESTION PERIOD

(1) Progress on the Sarcee Trail Paving Project (Councillor Pootmans)

Currently The City is performing milling on Scarce Trail, in the northern part of the City's paving project area. Can you provide an update on the progress of this project, and in particular, the interface between repaving Sarcee Trail and the anticipated construction of a traffic circle?

Mac Logan, General Manager, Transportation, responded that Scarce Trail between Richmond Road and the Trans Canada Highway is included in this year's repaving program. Some broken curbs have been replaced to improve drainage, and milling has occurred in preparation for repaving. Paving will commence the second week of July, and is planned to begin 350 metres south of Bowglen Crescent. General Manager Logan advised that there is a pending land use item (Trinity – Paskapoo Project) with a developer who may do some construction on Sarcee Trail. An agreement is not yet signed, so the City may adjust the paving timeline pending the outcome, to avoid paving an area that may then undergo new construction.

(2) New Building Canada Funding Disbursements (Councillor Demong)

Recently the New Building Canada Fund dispersed \$2.0 Billion dollars in grant funding to Canadian municipalities. I have heard that \$1.2 Billion have been dispersed to Quebec municipalities, \$600 Million to Ontario municipalities and \$2.5 million to Alberta municipalities. Did The City of Calgary apply for this funding and what was the response from the Federal Government?

Mac Logan, General Manager, Transportation, responded that the Transportation Department facilitated three funding applications on behalf of The City of Calgary. One application was on behalf of the Water Services Department for a drainage project; one application was for three interchange projects in support of our Goods Movement Corridor; and one application for the Greenline Transit Project. He advised that the Federal Government did not approve the first two applications, and that there has been an exchange of more detailed information for the third application. General Manager Logan indicated that discussion is ongoing about whether the Greenline application would be better suited to being rolled up into a larger application through the new federal Public Transit Fund.

(3) Release of Invasive Fish Species into City Storm Ponds (Councillor Chu)

There have been reports that people are releasing an invasive species of fish (Prussian carp) into Calgary storm ponds, specifically in my ward and Councillor Magliocca's ward. If these fish get into the river system it will be devastating. What is The City doing to educate the public and prevent this from happening?

Rob Pritchard, General Manager, Utilities and Environmental Protection responded that the release of invasive fish species into the City's storm pond system is a serious issue, as these fish could easily migrate into the river system and upset local river eco-systems. General Manager Pritchard indicated that the Utilities and Environmental Protection Department is working closely with Animal and Bylaw Services and with Alberta Environment, in order to increase awareness of the problem. Since releasing fish into storm ponds is prohibited in the Drainage Bylaw, increased signage at City storm pond locations and an increased presence from Bylaw Officers will focus on improving education and awareness.

3. CONFIRMATION OF AGENDA

AMENDMENT, Moved by Councillor Colley-Urguhart, Seconded by Councillor Pincott, that the Agenda for today's meeting be amended by adding the following items of Urgent Business In Camera:

- 12.1 Proposed Exercise of Option – (Starfield 61 Avenue SE Industrial Lands) – Ward 09 (Cllr. Gian-Carlo Carra) File No: 5495 61 Av SE (IWS), LAS2015-24
- 12.2 Proposed Sale of Industrial Land (Starfield 61 Avenue SE Industrial Lands) – Ward 09 (Cllr. Gian-Carlo Carra) File No: 5495 61 Av SE (IWS), LAS2015-25
- 12.3 Electronic Fare Payment System Update (Verbal), VR2015-0057
- 12.4 Security Briefing (Verbal), VR2015-0058

CARRIED

AMENDMENT, Moved by Councillor Chabot, Seconded by Councillor Sutherland, that the Agenda for today's meeting, as amended, be further amended by bringing forward and tabling the Report Secondary Suites - Update, PUD2015-0442, to be dealt in conjunction with the Report Give 2nd and 3rd Reading For Amendments to the Land Use Bylaw For Secondary Suites and Backyard Suites in Wards 7, 8, 9 and 11, C2015-0573.

CARRIED

AMENDMENT, Moved by Councillor Pincott, Seconded by Councillor Stevenson, that the Agenda for today's meeting, as amended, be further amended, as follows:

WHEREAS Section 91(4) of Council's Procedure Bylaw states, "*No Meeting shall be scheduled during the recess period in subsections (1)(a) (noon) and (1)(c) (dinner) unless an additional one (1) hour recess is scheduled before or after that Meeting.*"

NOW THEREFORE BE IT RESOLVED that Section 91(4) of Procedure Bylaw 44M2006 be suspended and the lunch recess be extended by an additional 15 minutes, to occur from 12:00 p.m. to 1:30 p.m., for the 2015 June 29 Regular Meeting of Council to accommodate the Attainable Homes Calgary Corporation Shareholder Meeting.

CARRIED

POINT OF PRIVILEGE

Councillor Chabot rose on a Point of Privilege with respect to Councillor Keating's comments regarding the Report from Administration on Secondary Suites.

AMENDMENT, Moved by Councillor Keating, Seconded by Councillor Colley-Urquhart, that the Agenda for today's meeting, as amended, be further amended by referring Reports PUD2015-0442 and C2015-0573 to the Administration, to return no later than the 2015 November 09 Regular Meeting of Council with a requirement as per the 2015 May 11-13 decision of Council.

ROLL CALL VOTE

For:

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

Against:

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

MOTION LOST

CONFIRM AGENDA, AS AMENDED, Moved by Councillor Jones, Seconded by Councillor Pootmans, that the Agenda for the 2015 June 29 Regular Meeting of Council be confirmed, **as amended**, as follows:

ADD URGENT BUSINESS, IN CAMERA:

12.1 PROPOSED EXERCISE OF OPTION – (STARFIELD 61 AVENUE SE INDUSTRIAL LANDS) – WARD 09 (CLLR. GIAN-CARLO CARRA) FILE NO: 5495 61 AV SE

(IWS), LAS2015-24

12.2 PROPOSED SALE OF INDUSTRIAL LAND (STARFIELD 61 AVENUE SE INDUSTRIAL LANDS) – WARD 09 (CLLR. GIAN-CARLO CARRA) FILE NO: 5495 61 AV SE (IWS), LAS2015-25

12.3 ELECTRONIC FARE PAYMENT SYSTEM UPDATE (VERBAL), VR2015-0057

12.4 SECURITY BRIEFING (VERBAL), VR2015-0058

BRING FORWARD AND TABLE, TO BE DEALT IN CONJUNCTION WITH REPORT C2015-0573

SECONDARY SUITES - UPDATE, PUD2015-0442

LUNCH RECESS FOR TODAY'S MEETING TO BE EXTENDED BY AN ADDITIONAL 15 MINUTES, TO OCCUR FROM 12:00 P.M. TO 1:30 P.M., TO ACCOMMODATE THE ATTAINABLE HOMES CALGARY CORPORATION SHAREHOLDER MEETING

CARRIED

4. CONFIRMATION OF MINUTES

4.1 MINUTES OF THE **COMBINED** MEETING OF COUNCIL, 2015 JUNE 15 AND 16

CONFIRM MINUTES, Moved by Councillor Chabot, Seconded by Councillor Stevenson, that the Minutes of the Combined Meeting of Council held on 2015 June 15 and 16, be confirmed.

CARRIED

5. CONSENT AGENDA

5.2 ANNUAL UPDATE ON THE CALGARY POLICE SERVICE, CPS2015-0362

5.3 SENIORS AGE-FRIENDLY STRATEGY UPDATE, CPS2015-0491

5.4 LOT DRAINAGE UPDATE , PUD2015-0081

5.5 MULTI-RESIDENTIAL INFILL GUIDELINES FOLLOW-UP, PUD2015-0364

5.6 2014 - 2015 CENTRE CITY ANNUAL UPDATE TO COUNCIL, PUD2015-0392

- 5.8 FOLLOW-UP REPORT TO 50 AVENUE S.W. AREA REDEVELOPMENT PLAN, PUD2015-0441
- 5.9 CIVIC DISTRICT PUBLIC REALM STRATEGY- DEFERRAL REPORT, PUD2015-0497
- 5.10 ROADS ZERO BASED REVIEW UPDATE - DEFERRAL REQUEST, TT2015-0476
- 5.11 EXTERNAL AUDITOR 2014 MANAGEMENT LETTER, AC2015-0529
- 5.12 2013 FLOOD - EXTERNAL REVIEW OF RECOVERY OPERATIONS - DEFERRAL REPORT, EM2015-0439

ADOPT, Moved by Councillor Pincott, Seconded by Councillor Jones, that the Committee Recommendations contained in the following Reports, be adopted in an omnibus motion:

ANNUAL UPDATE ON THE CALGARY POLICE SERVICE, CPS2015-0362

SENIORS AGE-FRIENDLY STRATEGY UPDATE, CPS2015-0491

LOT DRAINAGE UPDATE , PUD2015-0081

MULTI-RESIDENTIAL INFILL GUIDELINES FOLLOW-UP, PUD2015-0364

2014 - 2015 CENTRE CITY ANNUAL UPDATE TO COUNCIL, PUD2015-0392

FOLLOW-UP REPORT TO 50 AVENUE S.W. AREA REDEVELOPMENT PLAN, PUD2015-0441

CIVIC DISTRICT PUBLIC REALM STRATEGY- DEFERRAL REPORT, PUD2015-0497

ROADS ZERO BASED REVIEW UPDATE - DEFERRAL REQUEST, TT2015-0476

EXTERNAL AUDITOR 2014 MANAGEMENT LETTER, AC2015-0529

2013 FLOOD - EXTERNAL REVIEW OF RECOVERY OPERATIONS - DEFERRAL REPORT, EM2015-0439

CARRIED

- 5.1 2014 CIVIC PARTNER ANNUAL REPORT, CPS2015-0397

Councillor Pootmans, on behalf of Members of Council, thanked General Manager Dalglish, Community Services and Protective Services staff and Councillor Colley-Urquhart, for their coordinated management of the Civic Partner Annual Report.

ADOPT, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that the SPC on Community and Protective Services Recommendation contained in Report CPS2015-0397 be adopted, as follows:

That Council receive this report for information.

CARRIED

5.7 MONITORING REPORT ON CONTEXTUAL DWELLINGS, PUD2015-0437

AMENDMENT, Moved by Councillor Farrell, Seconded by Councillor Carra, that the SPC on Planning and Urban Development Recommendation contained in Report PUD2015-0437, be amended by adding a Recommendation 2, as follows:

- “2. Direct Administration to continue monitoring both Contextual Single and Semi-detached dwellings, consult widely with the public including planning committees and members of the industry, and report back in 18 months with further recommended options.”

ROLL CALL VOTE

For:

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

Against:

S. Keating, J. Stevenson, W. Sutherland

CARRIED

ADOPT, AS AMENDED, Moved by Councillor Carra, Seconded by Councillor Keating, that the SPC on Planning and Urban Development Recommendations contained in Report PUD2015-0437 be adopted, **as amended**, as follows:

That Council:

1. Direct Administration to draft changes to the contextual rules in 1P2007 to address: the height of developments on corner parcels, the appropriate calliper requirement for trees, clarification of the requirement for front facade articulation, removal of the restriction for entrances below grade and accessing stairwells, and the size of Accessory Residential Buildings allowed on un-subdivided parcels; and
2. **Direct Administration to continue monitoring both Contextual Single and Semi-detached dwellings, consult widely with the public including planning committees and members of the industry, and report back in 18 months with further recommended options.**

CARRIED

END CONSENT AGENDA

6. TABLED REPORT(S)
(including additional related/supplementary reports, related to Regular Meeting issues)

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 DEFERRAL REPORT: VOTER TURNOUT IN MUNICIPAL ELECTIONS,
C2015-0444

ADOPT, Moved by Councillor Colley-Urquhart, Seconded by Councillor Chabot, that the Administration Recommendation contained in Report C2015-0444 be adopted, as follows:

That Council approve Administration's request to defer the Voter Turnout in Municipal Elections Report to the 2015 September 28 Regular Meeting of Council.

CARRIED

BRING FORWARD, Moved by Councillor Colley-Urquhart, Seconded by Councillor Carra, that Report CPS2015-0387 be brought forward and dealt with at this time.

ROLL CALL VOTE

For:

D. Colley-Urquhart, D. Farrell, B. Pincott, R. Pootmans, E. Woolley, G-C. Carra, N. Nenshi

Against:

P. Demong, R. Jones, S. Keating, J. Magliocca, J. Stevenson, W. Sutherland, A. Chabot, S. Chu

MOTION LOST

7.1.2 GIVE 2ND AND 3RD READING FOR AMENDMENTS TO THE LAND USE BYLAW FOR SECONDARY SUITES AND BACKYARD SUITES IN WARDS 7, 8, 9 AND 11, C2015-0573

SECOND, Moved by Councillor Farrell, Seconded by Councillor Pincott, that Bylaw 14P2015 be read a second time.

RECORDED VOTE

For:

E. Woolley, D. Farrell, G-C. Carra, D. Colley-Urquhart, B. Pincott, N. Nenshi

Against:

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

MOTION LOST

Note: Pursuant to Section 166(1) of the Procedure Bylaw 44M2006, as amended, as Second Reading of Bylaw 14P2015 lost, First Reading of Bylaw 14P2015 was deemed rescinded and proposed Bylaw 14P2015 was deemed abandoned.

MOTION ARISING, Moved by Councillor Farrell, Seconded by Councillor Woolley, that with respect to Report C2015-0573 Council request that the City Manager interview individual Members of Council for their ideas on solutions to the affordable rental housing issue, and return to Council no later than 2015 September 30.

ROLL CALL VOTE

For:

E. Woolley, G-C. Carra, D. Farrell, B. Pincott, R. Pootmans

Against:

W. Sutherland, A. Chabot, S. Chu, D. Colley-Urquhart, P. Demong, R. Jones, S. Keating, J. Magliocca, J. Stevenson, N. Nenshi

MOTION LOST

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

7.2.1 E-CIGARETTES UPDATE, CPS2015-0387

PERMISSION TO ADDRESS COUNCIL, Moved by Councillor Colley-Urquhart, Seconded by Councillor Jones, that pursuant to Section 99(1) of the Procedure Bylaw 44M2006, as amended, Dr. Brent Friesen, Medical Officer of Health, Alberta Health Services be permitted to address Council with respect to Report CPS2015-0387.

Opposed: J. Stevenson, S. Chu

CARRIED

RECESS

Council recessed at 12:00 p.m. to reconvene at 1:30 p.m.

Council reconvened at 1:30 p.m. with Mayor Nenshi in the Chair.

TABLE, Moved by Councillor Chu, Seconded by Councillor Magliocca, that Report CPS2015-0387 be tabled to the 2015 September 28 Regular Meeting of Council.

ROLL CALL VOTE

For:

A. Chabot, S. Chu, P. Demong, R. Jones, J. Magliocca, J. Stevenson

Against:

D. Colley-Urquhart, D. Farrell, S. Keating, R. Pootmans, W. Sutherland, E. Woolley, G-C. Carra, N. Nenshi

MOTION LOST

ADOPT, Moved by Councillor Colley-Urquhart, Seconded by Councillor Carra, that SPC on Community and Protective Services Recommendations 1 and 2 contained in Report CPS2015-0387 be adopted, as follows:

That Council:

1. Receive this report for information; and
2. Give three readings to Proposed Bylaw 27M2015 to amend Smoking Bylaw 57M92.

ROLL CALL VOTE

For:

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

Against:

A. Chabot, S. Chu, R. Jones, J. Magliocca, J. Stevenson

CARRIED

ADOPT, Moved by Councillor Colley-Urquhart, Seconded by Councillor Carra, that SPC on Community and Protective Services Recommendation 3 contained in Report CPS2015-0387 be adopted, as follows:

That Council:

3. Request that the Mayor send a letter to the Minister of Health advocating for a provincial e-cigarette strategy.

CARRIED

INTRODUCE, Moved by Councillor Colley-Urquhart, Seconded by Councillor Carra, that Bylaw 27M2015, Being a Bylaw of The City of Calgary to Amend Bylaw 57M92, The Smoking Bylaw, be introduced and read a first time.

ROLL CALL VOTE

For:

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

Against:

S. Chu, R. Jones, J. Magliocca, J. Stevenson

CARRIED

AMENDMENT, Moved by Councillor Keating, Seconded by Councillor Demong, that Bylaw 27M2015 be amended by adding a new Section 3.1 prior to Section 4, as follows:

“3.1 The following is added after section 3 as section 3.01:

- “3.01. (1) Despite any other provision of this Bylaw a person may, inside an enclosed premises where the primary function of the premises is the sale of electronic smoking devices, use an electronic smoking device to sample a product prior to purchase.
- (2) Section 3.2 does not apply to an employer, owner or proprietor who allows a person to use an electronic smoking device to sample a product prior to purchase inside an enclosed premises where the primary function of the premises is the sale of electronic smoking devices.””

Opposed: D. Colley-Urquhart, D. Farrell

CARRIED

TABLE, Moved by Councillor Jones, Seconded by Councillor Chu, that Second Reading, as amended and Third Reading, as amended of Bylaw 27M2015, be tabled to allow the Law Department to come back with an opinion with respect to the exemption of 18 year olds and under entering vape shops.

CARRIED

LIFT FROM THE TABLE, Moved by Councillor Jones, Seconded by Councillor Stevenson, that Second Reading, as amended and Third Reading, as amended of Bylaw 27M2015, be lifted from the table and dealt with at this time.

CARRIED

TABLE, Moved by Councillor Keating, Seconded by Councillor Pootmans, that Second Reading, as amended and Third Reading, as amended of Bylaw 27M2015, be tabled to the In Camera portion of today's Agenda in order for Council to consider legal advice with respect to the item.

CARRIED

(Continued in In Camera portion of today's Agenda)

7.2.2 GOLF COURSE OPERATIONS CAPITAL UPDATE, CPS2015-0492

ADOPT, Moved by Councillor Colley-Urquhart, Seconded by Councillor Jones, that the SPC on Community and Protective Services Recommendation contained in Report CPS2015-0492 be adopted, as follows:

That Council receive this update report for information.

CARRIED

7.3 REPORT OF THE REGULAR MEETING OF THE SPC ON PLANNING AND URBAN DEVELOPMENT

7.3.1 SECONDARY SUITES - UPDATE, PUD2015-0442

AMENDMENT, Moved by Councillor Pincott, Seconded by Councillor Carra, that the SPC on Planning and Urban Development Recommendations contained in Report PUD2015-0442 be amended by adding a Recommendation 2, as follows:

"2. Direct that no further consideration to a vote of the electors on a question relating to secondary suites be given;"

RECORDED VOTE

For:

E. Woolley, D. Farrell, G-C. Carra, D. Colley-Urquhart, A. Chabot, J. Stevenson, R. Jones, B. Pincott, N. Nenshi

Against:

W. Sutherland, P. Demong, S. Chu, J. Magliocca, R. Pootmans. S. Keating

CARRIED

Mayor Nenshi left the Chair at 11:10 a.m. in order to participate in debate on Report PUD2015-0442, and Deputy Mayor Jones assumed the Chair.

ADOPT, Moved by Councillor Chabot, Seconded by Councillor Sutherland, that SPC on Planning and Urban Development Recommendation 1 contained in Report PUD2015-0442 be adopted, as follows:

That Council:

1. Receive this report for information.

Opposed: S. Chu, P. Demong

CARRIED

ADOPT, AS AMENDED, Moved by Councillor Chabot, Seconded by Councillor Sutherland, that SPC on Planning and Urban Development Recommendation 2 contained in Report PUD2015-0442 be adopted, **as amended**, as follows:

That Council:

- 2. Direct that no further consideration to a vote of the electors on a question relating to secondary suites be given;**

ROLL CALL VOTE:

For:

B. Pincott, J. Stevenson, E. Woolley, G-C. Carra, A. Chabot, D. Colley-Urquhart, D. Farrell, N. Nenshi, R. Jones

Against:

S. Keating, J. Magliocca, R. Pootmans, W. Sutherland, S. Chu, P. Demong

CARRIED

ADOPT, Moved by Councillor Chabot, Seconded by Councillor Sutherland, that SPC on Planning and Urban Development Recommendation 3 contained in Report PUD2015-0442 be adopted, as follows:

That Council:

3. Direct that no further consideration to a policy approach that would encourage secondary suites only in the vicinity of rapid transit stations be given.

ROLL CALL VOTE:

For:

R. Pootmans, J. Stevenson, W. Woolley, G-C. Carra, A. Chabot, P. Demong, R. Jones

Against:

S. Keating, J. Magliocca, B. Pincott, W. Sutherland, S. Chu, D. Colley-Urquhart, D. Farrell, N. Nenshi

MOTION LOST

RECONSIDER, Moved by Councillor Keating, Seconded by Councillor Stevenson, that SPC on Planning and Urban Development Recommendation 3 contained in Report PUD2015-0442 be reconsidered.

ROLL CALL VOTE

For:

R. Pootmans, J. Stevenson, E. Woolley, G-C. Carra, A. Chabot, P. Demong, S. Keating, N. Nenshi, R. Jones

Against:

J. Magliocca, B. Pincott, W. Sutherland, S. Chu, D. Colley-Urquhart, D. Farrell

CARRIED

ADOPT, Moved by Councillor Chabot, Seconded by Councillor Sutherland, that SPC on Planning and Urban Development Recommendation 3 contained in Report PUD2015-0442 be adopted, as follows:

That Council:

3. Direct that no further consideration to a policy approach that would encourage secondary suites only in the vicinity of rapid transit stations be given.

ROLL CALL VOTE:

For:

S. Keating, R. Pootmans, J. Stevenson, W. Woolley, G-C. Carra, A. Chabot, S. Chu, P. Demong, R. Jones

Against:

J. Magliocca, B. Pincott, W. Sutherland, D. Colley-Urquhart, D. Farrell, N. Nenshi

CARRIED

Mayor Nenshi resumed the Chair at 11:20 a.m. and Councillor Jones returned to his regular seat in Council.

7.4 REPORT OF THE REGULAR MEETING OF THE SPC ON TRANSPORTATION AND TRANSIT

7.4.1 STREET SWEEPING PARKING MANAGEMENT, TT2015-0356

ADOPT, Moved by Councillor Keating, Seconded by Councillor Chu, that the SPC on Transportation and Transit Recommendations contained in Report TT2015-0356 be adopted, **after amendment**, as follows:

That Council:

1. Give three readings to Proposed Bylaw 28M2015 to amend the Calgary Traffic Bylaw 26M96; and
2. Direct Administration **to determine how and whether to invoke parking bans associated with spring clean-up activities, in targeted residential areas** city-wide.

CARRIED

INTRODUCE, Moved by Councillor Keating, Seconded by Councillor Chu, that Bylaw 28M2015, 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 Chu, that Bylaw 28M2015 be read a second time.

CARRIED

AUTHORIZATION, Moved by Councillor Keating, Seconded by Councillor Chu, that authorization now be given to read Bylaw 28M2015 a third time.

CARRIED UNANIMOUSLY

THIRD, Moved by Councillor Keating, Seconded by Councillor Chu, that Bylaw 28M2015, Being a Bylaw of The City of Calgary to Amend Bylaw 26M96, The Calgary Traffic Bylaw, be read a third time.

CARRIED

7.5 REPORT OF THE REGULAR MEETING OF THE EMERGENCY MANAGEMENT COMMITTEE

7.5.1 EMERGENCY MANAGEMENT BYLAW 25M2002 AND COMMITTEE TERMS OF REFERENCE, EM2015-0459

ADOPT, Moved by Councillor Colley-Urquhart, Seconded by Councillor Stevenson, that the Emergency Management Committee Recommendations contained in Report EM2015-0459 be adopted, as follows:

That Council:

1. Give three readings to proposed Bylaw 26M2015 to amend the Emergency Management Bylaw 25M2002 (Attachment 1); and
2. Approve revocation of the Disaster Services Committee Terms of Reference (Attachment 3).

CARRIED

INTRODUCE, Moved by Councillor Colley-Urquhart, Seconded by Councillor Stevenson, that Bylaw 26M2015, Being a Bylaw of The City of Calgary to Amend Bylaw 25M2002, The Emergency Management Bylaw, be introduced and read a first time.

CARRIED

SECOND, Moved by Councillor Colley-Urquhart, Seconded by Councillor Stevenson, that Bylaw 26M2015 be read a second time.

CARRIED

AUTHORIZATION, Moved by Councillor Colley-Urquhart, Seconded by Councillor Stevenson, that authorization now be given to read Bylaw 26M2015 a third time.

CARRIED UNANIMOUSLY

THIRD, Moved by Councillor Colley-Urquhart, Seconded by Councillor Stevenson, that Bylaw 26M2015, Being a Bylaw of The City of Calgary to Amend Bylaw 25M2002, The Emergency Management Bylaw, be read a third time.

CARRIED

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

8.1 NOTICE(S) OF MOTION

8.1.1 CONSTRUCTIVE USE OF COUNCIL & ADMINISTRATION'S TIME
(CLLR. DEMONG), NM2015-13 **(REVISED)**

ADOPT, Moved by Councillor Demong, Seconded by Councillor Keating, that Councillor Demong's Revised Motion, NM2015-13 be adopted, as follows:

NOW THEREFORE BE IT RESOLVED that the following be referred to the City Clerk:

- a. Scheduling of City Council Meetings from Monday 9:30 a.m. to 6:00 p.m. and if necessary continue on the following Tuesday morning from 9:30 a.m. until 6:00 p.m.;

To return with an option for incorporation in the 2016 Council Calendar along with any necessary Procedure Bylaw amendments at the 2015 October 19 Organizational Meeting of Council.

ROLL CALL VOTE

For:

S. Keating, J. Magliocca, R. Pootmans, E. Woolley, S. Chu, P. Demong

Against:

B. Pincott, J. Stevenson, W. Sutherland, G-C. Carra, A. Chabot, D. Colley-Urquhart,
D. Farrell, R. Jones, N. Nenshi

MOTION LOST

ADOPT, Moved by Councillor Demong, Seconded by Councillor Keating, that Councillor Demong's Revised Motion, NM2015-13 be adopted, **after amendment**, as follows:

NOW THEREFORE BE IT RESOLVED that the following be referred to the City Clerk:

- b. The idea of adding to future Council Calendars one Friday every quarter for potential **Wholly Owned Subsidiaries'** Annual General Meetings (AGMs) in order to efficiently schedule more than one AGM on a given day.

To return with an option for incorporation in the 2016 Council Calendar along with any necessary Procedure Bylaw amendments at the 2015 October 19 Organizational Meeting of Council.

CARRIED

ADOPT, Moved by Councillor Demong, Seconded by Councillor Keating, that Councillor Demong's Revised Motion, NM2015-13 be adopted, as follows:

AND FURTHER BE IT RESOLVED that the City Clerk investigate and consult with Council and Administration on combining the Standing Policy Committee on Utilities and Corporate Services and the Land & Asset Strategy Committee to form one committee and to report back to the Regular Meeting of Council 2015 July 27.

ROLL CALL VOTE

For:

J. Magliocca, B. Pincott, J. Stevenson, S. Chu, P. Demong, S. Keating, N. Nenshi

Against:

R. Pootmans, W. Sutherland, E. Woolley, G-C. Carra, A. Chabot, D. Colley-Urquhart, D. Farrell, R. Jones

MOTION LOST

8.1.2 SPORTS RAMPS (CLLR. WOOLLEY), NM2015-14

CHANGE TIME OF SCHEDULED RECESS, Moved by Councillor Chabot, Seconded by Councillor Pincott, that pursuant to Section 91(3) of the Procedure Bylaw 44M2006, as amended, the scheduled time of recess be changed in order to allow Council to complete NM2015-14 prior the afternoon recess.

CARRIED

ADOPT, Moved by Councillor Woolley, Seconded by Councillor Carra, that Councillor Woolley's Motion, NM2015-14 be adopted, as follows:

NOW THEREFORE BE IT RESOLVED:

- a) That Council direct Administration to engage with Calgarians on the following:
 - i. Confirmation that proposed maximum dimensions of 1.5 meters high x 5 meters wide x 6 meters long allowed for sport ramps on private property is appropriate;
 - ii. Confirmation that sport ramps within the allowable size should be exempt from the requirements of a development permit;
 - iii. Confirmation that proposed new amendments to the Community Standards Bylaw, as part of its comprehensive review, will address excessive noise related to sport ramp activities;
- b) That, based on its engagement on the aforementioned questions, Administration propose amendments to:
 - i. The Land Use Bylaw, including but not limited to, sections 344 (7) and 564 (7); and
 - ii. The Community Standards Bylaw, in order to address excessive and intermittent noise related to sports ramp activities.

AND FURTHER BE IT RESOLVED that Administration report back to Council through the Standing Policy Committee on Community and Protective Services with a collaborative report, including proposed amendments, no later than Q2 2016.

ROLL CALL VOTE

For:

B. Pincott, J. Stevenson, W. Sutherland, E. Woolley, G-C. Carra, D. Farrell, R. Jones, S. Keating, N. Nenshi,

Against:

J. Magliocca, R. Pootmans, A. Chabot, S. Chu, P. Demong

CARRIED

RECESS

Council recessed at 3:24 p.m. to reconvene at 3:54 p.m.

Council reconvened at 3:57 p.m. with Mayor Nenshi in the Chair.

8.1.3 CITY OF CALGARY ANNUAL PROMOTION OF PRIDE WEEK (CLLR. CHU),
NM2015-15

AMENDMENT, Moved by Councillor Pincott, Seconded by Councillor Woolley, that Councillor Chu's Motion NM2015-15 be amended as follows:

- in the NOW THEREFORE BE IT RESOLVED paragraph, by deleting the words "privately purchased", following the words "by annually installing"; and
- in the first AND FURTHER BE IT RESOLVED paragraph, by deleting the words "privately funded", following the words "Pride Week 2015, to install".

ROLL CALL VOTE

For:

E. Woolley, G-C. Carra, S. Chu, P. Demong, D. Farrell, B. Pincott, R. Pootmans, N. Nenshi

Against:

J. Stevenson, W. Sutherland, A. Chabot, D. Colley-Urquhart, R. Jones, S. Keating,
J. Magliocca

CARRIED

ADOPT, AS AMENDED, Moved by Councillor Chu, Seconded by Councillor Demong, that Councillor Chu's Motion, NM2015-15 be adopted, **after amendment**, as follows:

NOW THEREFORE BE IT RESOLVED that Council direct Administration to support Calgary Pride week by annually **installing pride flags** within existing City of Calgary infrastructure on 9th Avenue dependent on further consultation with Transportation;

AND FURTHER BE IT RESOLVED that Council direct Administration, two weeks prior to Pride Week 2015, to **install a rainbow patterned** crosswalk connecting Olympic Plaza and City Hall at 8th Avenue and Macleod Trail SE;

ROLL CALL VOTE

For:

B. Pincott, R. Pootmans, E. Woolley, G-C. Carra, S. Chu, P. Demong, D. Farrell, N. Nenshi

Against:

J. Stevenson, W. Sutherland, A. Chabot, D. Colley-Urquhart, R. Jones, S. Keating,
J. Magliocca

CARRIED

ADOPT, Moved by Councillor Chu, Seconded by Councillor Demong, that Councillor Chu's Motion, NM2015-15 be adopted, as follows:

AND FURTHER BE IT RESOLVED that Council direct Administration to annually reassess these initiatives as private funding dictates.

ROLL CALL VOTE

For:

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

Against:

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

CARRIED

9. BYLAW TABULATION(S)

9.1 TABULATION OF BYLAW TO AMEND VARIOUS BYLAWS BY REDUCING SURPLUS BORROWING AUTHORITY

9.1.1 BYLAW 5B2015, SECOND AND THIRD READING

SECOND, Moved by Councillor Chabot, Seconded by Councillor Demong, that Bylaw 5B2015 be read a second time.

CARRIED

THIRD, Moved by Councillor Chabot, Seconded by Councillor Demong, that Bylaw 5B2015, Being a Bylaw of The City of Calgary to Amend Various Bylaws by Reducing Surplus Borrowing Authority in the Total Amount of \$73,949,181, be read a third time.

CARRIED

10. URGENT BUSINESS

No items of Urgent Business were received at today's Meeting.

IN CAMERA, Moved by Councillor Chabot, Seconded by Councillor Demong, that, in accordance with Section 197 of the *Municipal Government Act* and Sections 16, 20(1)(m), 21, 23(1)(b), 24(1)(a)(c) & (g), 25(1)(b) & (c) and 27(1)(a) of the *Freedom of Information and Protection of Privacy Act*, Council now move into the Committee of the Whole, In Camera, at 4:21 p.m., in the Corporate Boardroom, in order to consider several confidential matters.

CARRIED

The Committee of the Whole recessed In Camera and reconvened in the Council Chamber at 6:06 p.m. with Mayor Nenshi in the Chair.

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

CARRIED

SUSPEND PROCEDURE BYLAW, Moved by Councillor Demong, Seconded by Councillor Colley-Urquhart, that Section 91(1)(c) of the Procedure Bylaw 44M2006, as amended, be suspended in order to allow Council to complete today's Agenda.

CARRIED

7.2.1 E-CIGARETTES UPDATE, CPS2015-0387
(Continued)

CLERICAL CORRECTION

At the request of the City Solicitor, a clerical correction was noted to proposed Bylaw 27M2015, as amended, on page 2 of 4, Section 4, Subsection 3.2 (a), by adding the word "or" following the words "(a) carries a lit cigarette, cigar or pipe, or burns tobacco;"

SECOND, Moved by Councillor Colley-Urquhart, Seconded by Councillor Carra, that Corrected Bylaw 27M2015 be read a second time, as amended.

Opposed: J. Stevenson

CARRIED

AUTHORIZATION, Moved by Councillor Colley-Urquhart, Seconded by Councillor Carra, that authorization now be given to read Corrected Bylaw 27M2015 a third time, as amended.

CARRIED UNANIMOUSLY

THIRD, Moved by Councillor Colley-Urquhart, Seconded by Councillor Carra, that Corrected Bylaw 27M2015, Being a Bylaw of The City of Calgary to Amend Bylaw 57M92, The Smoking Bylaw, be read a third time, as amended, as follows:

By adding a new Section 3.1 prior to Section 4, as follows:

'3.1 The following is added after section 3 as section 3.01:

"3.01. (1) Despite any other provision of this Bylaw a person may, inside an enclosed premises where the primary function of the premises is the sale of electronic smoking devices, use an electronic smoking device to sample a product prior to purchase.

(2) Section 3.2 does not apply to an employer, owner or proprietor who allows a person to use an electronic smoking device to sample a product prior to purchase inside an enclosed premises where the primary function of the premises is the sale of electronic smoking devices."

And further, that the In Camera discussions with respect to Bylaw 27M2015 remain confidential pursuant to Section 27(1)(a) of the *Freedom of Information and Protection of Privacy Act*.

Opposed: J. Stevenson

CARRIED

MOTION ARISING, Moved by Councillor Carra, Seconded by Councillor Colley-Urquhart, that with respect to Report CPS2015-0387, Council direct Administration to review and monitor the implications of exempting vape shops from the restrictions on the use of electronic smoking devices in public premises and workplaces, including:

- Consulting with key stakeholders and adjacent businesses regarding potential public nuisance impacts,
- Conducting a review of the exemption in relation to provincial and federal legislation, and
- Further reporting back to the SPC on Community and Protective Services on the findings as required.

And further, to report back no later than 2016 February with a Status Update.

CARRIED

11. IN CAMERA ITEMS

11.1 REGIONAL DRAINAGE UPDATE (VERBAL) , C2015-0539

ADOPT, Moved by Councillor Chabot, Seconded by Councillor Carra, that with respect to Report C2015-0539, the following be adopted:

That Council:

1. Receive the Verbal Report, Regional Drainage Update, for information; and
2. Direct that the Verbal Report, Presentation, and In Camera discussions remain confidential pursuant to Sections 24(1)(a)(c) & (g) of the *Freedom of Information and Protection of Privacy Act*, until the resolution of a regional drainage solution.

Opposed: D. Farrell

CARRIED

11.2 REGIONAL SERVICING UPDATE (VERBAL) , C2015-0544

RECEIVE FOR CORPORATE RECORD

At the request of Administration and with the concurrence of the Mayor, the City Clerk received for the Corporate Record, In Camera, a PowerPoint presentation with respect to Verbal Report C2015-0544, which is to remain confidential pursuant to Sections 24(1)(a) & (c) and 25(1)(c) of the *Freedom of Information and Protection of Privacy Act*.

ADOPT, Moved by Councillor Stevenson, Seconded by Councillor Chabot, that with respect to Report C2015-0544, the following be adopted:

That Council:

1. Adopt the Recommendations contained in the In Camera presentation received at today's Meeting; and
2. Direct that the Verbal Report, Presentation and In Camera discussions remain confidential pursuant to Sections 24(1)(a) & (c) and 25(1)(c) of the *Freedom of Information and Protection of Privacy Act*, until this matter is resolved.

ROLL CALL VOTE

For: J. Stevenson, A. Chabot, S. Chu, P. Demong, R. Jones, S. Keating, J. Magliocca

Against:

W. Sutherland, E. Woolley, G-C. Carra, D. Colley-Urquhart, D. Farrell, B. Pincott, N. Nenshi

MOTION LOST

ADOPT, Moved by Councillor Stevenson, Seconded by Councillor Chabot, that with respect to Report C2015-0544, the following be adopted:

That Council direct that the Verbal Report, Presentation and In Camera discussions remain confidential pursuant to Sections 24(1)(a) & (c) and 25(1)(c) of the *Freedom of Information and Protection of Privacy Act*, until this matter is resolved.

CARRIED

11.3 INTERMUNICIPAL PLANNING MATTER UPDATE (VERBAL), C2015-0570

RECEIVE FOR CORPORATE RECORD

At the request of Administration and with the concurrence of the Mayor, the City Clerk received for the Corporate Record, In Camera, a PowerPoint presentation with respect to Verbal Report C2015-0570, which is to remain confidential pursuant to Sections 23(1)(b) and 24(1)(a) & (c) of the *Freedom of Information and Protection of Privacy Act*.

ADOPT, Moved by Councillor Carra, Seconded by Councillor Chabot, that with respect to Report C2015-0570, the following be adopted:

That Council:

1. Receive the Verbal Report, Intermunicipal Planning Matter Update, for information;
2. Authorize the City Manager to file a Municipal Government Board appeal with respect to the Rocky View County Conrich Area Structure Plan (the "ASP") under section 690 of the Municipal Government Act should mediation fail, and Rocky View County Council adopt the ASP without amendments that adequately address the City's concerns,
3. Adopt Recommendation 3 contained in the In Camera presentation received at today's Meeting; and
4. Direct that the In Camera discussion, Presentation and Recommendation #3 remain confidential pursuant to Sections 23(1)(b) and 24(1)(a) & (c) of the *Freedom of Information and Protection Act*, until this matter is resolved.

CARRIED

11.4 AUTHORIZATION FOR JOINT RESOLUTION, M2015-0534

ADOPT, Moved by Councillor Farrell, Seconded by Councillor Stevenson, that with respect to Report M2015-0534, the following be adopted:

That Council:

1. Adopt the Recommendations contained in Report M2015-0534; and
2. Direct that the Report, Recommendations, Attachments and In Camera discussions remain confidential pursuant to Sections 16 and 21 of the *Freedom of Information and Protection of Privacy Act*, until the announcement of the signing of a Memorandum of Understanding.

CARRIED

12. URGENT BUSINESS IN CAMERA

- 12.1 PROPOSED EXERCISE OF OPTION TO REPURCHASE – (STARFIELD 61 AVENUE SE INDUSTRIAL LANDS) – WARD 09 (CLLR. GIAN-CARLO CARRA) FILE NO: 5495 61 AV SE (IWS), LAS2015-24

ADOPT, Moved by Councillor Carra, Seconded by Councillor Colley-Urquhart, that with respect to Report LAS2015-24, the following be adopted:

That Council:

1. Adopt the Land and Asset Strategy Committee Recommendations contained in Report LAS2015-24; and
2. Direct that the Recommendations, Report, Attachments and In Camera discussions remain confidential under 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*.

CARRIED

12.2 PROPOSED SALE OF INDUSTRIAL LAND – (STARFIELD 61 AVENUE SE INDUSTRIAL LANDS) – WARD 09 (CLLR. GIAN-CARLO CARRA) FILE NO: 5309 61 AV SE & 5353 61 AV SE (IWS), LAS2015-25

ADOPT, Moved by Councillor Carra, Seconded by Councillor Colley-Urquhart, that with respect to Report LAS2015-25, the following be adopted:

That Council:

1. Adopt the Land and Asset Strategy Committee Recommendations contained in Report LAS2015-25; and
2. Direct that the Recommendations, Report, Attachments and In Camera discussions remain 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 sale has closed, except for Attachments 4 and 6 which shall remain confidential.

CARRIED

12.3 ELECTRONIC FARE PAYMENT SYSTEM UPDATE (VERBAL), VR2015-0057

ADOPT, Moved by Councillor Keating, Seconded by Councillor Magliocca, that with respect to Report VR2015-0057, the following be adopted:

That Council:

1. Receive the Verbal Report, Electronic Fare Payment System Update, for information; and
2. Direct that the Report and the In Camera discussions remain confidential pursuant to Sections 24(1)(a) and (g) and 27(1)(a) of the *Freedom of Information and Protection of Privacy Act*.

CARRIED

12.4 SECURITY BRIEFING (VERBAL), VR2015-0058

ADOPT, Moved by Councillor Jones, Seconded by Councillor Colley-Urquhart, that with respect to Report VR2015-0058, the following be adopted:

That Council:

1. Receive the Verbal Report, Security Briefing, for information; and
2. Direct that the Report and the In Camera discussions, presentations and distributions remain confidential pursuant to Section 20(1)(m) of the *Freedom of Information and Protection of Privacy Act*.

CARRIED

13. ADMINISTRATIVE INQUIRIES

Railway Tracks (Councillor Chabot)

I have received several complaints from residents living close to railroad tracks. Are there any regulations governing noise and / or sound attenuation measures related to homes in close proximity to railroad tracks?

14. EXCUSING ABSENCE OF MEMBERS

All Members of Council were in attendance at today's meeting.

15. ADJOURNMENT

ADJOURN, Moved by Councillor Jones, Seconded by Councillor Magliocca, that this Council adjourn at 6:18 p.m.

CARRIED

CONFIRMED BY COUNCIL ON

MAYOR

CITY CLERK

UNCONFIRMED