



MINUTES

REGULAR MEETING OF COUNCIL HELD 2014 SEPTEMBER 22 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 S. Keating
Councillor J. Magliocca
Councillor R. Rootmans
Councillor J. Stevenson
Councillor E. Woolley

ALSO PRESENT:

City Manager J. Fielding
Chief Financial Officer E. Sawyer
General Manager S. Dalgleish
General Manager M. Logan
General Manager R. Pritchard
General Manager R. Stanley
General Manager B. Stevens
City Solicitor G. Cole
City Clerk S. Gray

This meeting was conducted in accordance with the Procedure Bylaw 44M2006, as amended.

1. OPENING PRAYER

Mayor Nenshi gave the opening prayer at today's meeting.

RECOGNITION

Mayor Nenshi informed Council that on the weekend he attended various events in several communities; the 50th Birthday celebration of Montgomery Community Association, the viewing of an incredible botanical garden in Silver Springs, as well as attending a number of other arts and cultural events throughout The City. He recognized the incredible job that the Church of Jesus Christ of Latter Day Saints did by collecting over 450,000 lbs. of food during their City Wide Food Bank Drive. The Mayor said he is inspired by the many people in our communities doing great things and also thanked City staff for the tremendous work they did to return the parks, pathways and other gathering places to normal after the recent summer snow storm.

2. QUESTION PERIOD

1) Urban Wildlife Strategy (Councillor Colley-Urquhart)

This summer citizens raised concerns over wild animal trapping in The City, as well as how we are managing the encroachment of bears and cougars within our urban environment. Recently, Dr. Lanthier Clement, of the Calgary Zoo commented that urban wildlife is becoming a reality in Calgary and that the Zoo have experts who could assist The City with an Urban Wildlife Strategy. Is it possible for The City to work with the Zoo, as well as Alberta Fish and Wildlife, to bring forward an Urban Wildlife Strategy?

Stuart Dalglish, General Manager, Community Services and Protective Services, responded that, through Animal and Bylaw Services, The City can be a better custodian of good animal welfare practice. He indicated that a meeting on an Urban Wildlife Strategy has already been planned with the Calgary Zoo and other agencies. Mr. Dalglish indicated they take a pro-active approach to avoid conflict with animals, for example with beavers, by planting trees along the river, placing wire around tree trunks and providing underdam drains to control water levels.

Councillor Colley-Urquhart commented that the recent incident of a cougar found prowling at the South Calgary Health Campus tied up many police officers for well over two hours, while waiting for the Alberta Fish and Wildlife officials to arrive. She expressed concern with respect to the potential for harm to the public.

Mayor Nenshi informed her that the Honourable Jonathan Denis, Minister of Justice and Solicitor General, has announced a review of the Provincial Government's response in this situation.

2) Cleanup from Summer Snow Storm (Councillor Pootmans)

Could I receive an update on the timelines for debris cleanup within our communities, following the summer snow storm experienced two weeks ago?

Stuart Dalglish, General Manager, Community Services and Protective Services, advised that their focus has been emergency tree response and aerial hazards needing specialized equipment. He indicated that the hardest hit communities are being dealt with first.

Mr. Dalgleish cautioned that although parks and pathways have re-opened the public should be aware that debris and hazards remain.

Stuart Dalgleish updated Council that within one to two weeks the parks, pathways, athletic parks and priority one routes were cleared of debris and community blitzes began. Within two to four weeks golf courses, small community parks and continuing community blitzes will occur and by early November all communities will have had their debris cleared at least once. Mr. Dalgleish provided that from late November through to May of 2015 the corrective pruning process will take place, with planting and re-planting where required. Awareness programs will be provided to the public.

Mayor Nenshi thanked the Waste and Recycling staff for their tremendous work in processing the debris resulting from the storm.

3) Concert Noise (Councillor G-C. Carra)

Last year at this time there was much concern about concert noise coming from various venues along the Bow River; in particular from Fort Calgary. This year I received complaints about one or two concerts where profanities were shouted from the stage and the sound made its way into the surrounding neighbourhoods. Please provide me with an update on what is being done to monitor the noise levels emanating from these concerts?

Stuart Dalgleish, General Manager, Community Services and Protective Services, responded that they are monitoring the noise levels at these concerts and that more pre and post event work is being done to ensure the noise levels are within the standards. He indicated that there is more multi-disciplinary coordination by Bylaw Services, Calgary Police Services and concert organizers with respect to both traffic and conduct issues. Mr. Dalgleish promised to follow up on this issue.

3. CONFIRMATION OF AGENDA

AMENDMENT, Moved by Councillor Farrell, Seconded by Councillor Carra, that the Agenda for today's meeting be amended by bringing forward and tabling Report, Secondary and Backyard Suites Policy & Other Housing Options, PUD2014-0671 to be dealt with prior to Tabled Report, Secondary Suites, (Councillor Farrell, Pincott, Woolley, Carra and Mayor Nenshi), NM2014-27.

Opposed: A. Chabot, S. Chu

CARRIED

AMENDMENT, Moved by Councillor Colley-Urquhart, Seconded by Councillor Farrell, that the Agenda for today's meeting, as amended, be further amended by bringing forward and tabling Report, Livery System Enhancements, CPS2014-0664 to be dealt with as the first item of business following the Consent Agenda.

CARRIED

AMENDMENT, Moved by Councillor Farrell, Seconded by Councillor Pootmans, that the Agenda for today's meeting, as amended, be further amended by adding the following items of Urgent Business:

- FLOOD RECOVERY TASK FORCE: ALBERTA COMMUNITY RESILIENCY PROGRAM PRIORITY PROJECTS, PFC2014-0604
- CAPITAL AND OPERATING BUDGET REVISIONS REPORT FOR THE PERIOD 2014 JANUARY 1 TO JUNE 30 (PFC2014-0625), C2014-0774
- 2014 MID-YEAR REPORT ON BUSINESS PLANS AND BUDGETS (PFC2014-0692), C2014-0776

And by adding the following Verbal Report as an item of Urgent Business, In Camera:

- VERBAL UPDATE – OLD CITY HALL CONSTRUCTION, VR2014-0066

CARRIED

CONFIRM AGENDA, AS AMENDED, Moved by Councillor Chu, Seconded by Councillor Stevenson, that the Agenda for the 2014 September 22 Regular Meeting of Council be confirmed, **as amended**, as follows:

BRING FORWARD AND TABLE TO BE DEALT WITH PRIOR TO TABLED REPORT, SECONDARY SUITES, (COUNCILLOR FARRELL, PINCOTT, WOOLLEY, CARRA AND MAYOR NENSHI), NM2014-27:

SECONDARY AND BACKYARD SUITES POLICY & OTHER HOUSING OPTIONS, PUD2014-0671

BRING FORWARD AND TABLE TO BE DEALT WITH AS THE FIRST ITEM OF BUSINESS FOLLOWING THE CONSENT AGENDA:

LIVERY SYSTEM ENHANCEMENTS, CPS2014-0664

ADD URGENT BUSINESS:

FLOOD RECOVERY TASK FORCE: ALBERTA COMMUNITY RESILIENCY PROGRAM PRIORITY PROJECTS, PFC2014-0604

CAPITAL AND OPERATING BUDGET REVISIONS REPORT FOR THE PERIOD 2014 JANUARY 1 TO JUNE 30 (PFC2014-0625), C2014-0774

2014 MID-YEAR REPORT ON BUSINESS PLANS AND BUDGETS (PFC2014-0692), C2014-0776

ADD URGENT BUSINESS, IN CAMERA:

VERBAL UPDATE – OLD CITY HALL CONSTRUCTION, VR2014-0066

CARRIED

4. CONSENT AGENDA

- 4.1 ACTION PLAN 2015-2018 - CIVIC PARTNER BUSINESS PLAN & 2013 ANNUAL REPORT, CPS2014-0504
- 4.2 ACTION PLAN 2015-2018 CALGARY POLICE SERVICE PREVIEW, CPS2014-0691
- 4.3 ACTION PLAN 2015-2018 COMMUNITY SERVICES & PROTECTIVE SERVICES BUSINESS PLAN PREVIEW, CPS2014-0643
- 4.4 CALGARY FIRE DEPARTMENT – 2013 ANNUAL REPORT, CPS2014-0597
- 4.8 GREEN LINE TRANSIT ORIENTED DEVELOPMENT SCOPING STUDY – STATUS REPORT, PUD2014-0675
- 4.9 LAND SUPPLY TARGETS – DEFERRAL REQUEST, PUD2014-0661
- 4.10 ROADS AND WATER SERVICES ZERO-BASED REVIEW DEFERRAL REPORT, PFC2014-0624
- 4.11 FLOOD RECOVERY EXPENDITURE AUDIT, AC2014-0734
- 4.12 PROPOSED COUNCIL POLICIES FOR RESCINDING, LGT2014-0699
- 4.13 LEGISLATIVE GOVERNANCE TASK FORCE 2014 Q3 WORK PLAN PROGRESS REPORT, LGT2014-0700

ADOPT, Moved by Councillor Pootmans, Seconded by Councillor Carra, that the Committee Recommendations contained in the following Reports, be adopted in an omnibus motion, as follows:

ACTION PLAN 2015-2018 - CIVIC PARTNER BUSINESS PLAN & 2013 ANNUAL REPORT, CPS2014-0504

ACTION PLAN 2015-2018 CALGARY POLICE SERVICE PREVIEW, CPS2014-0691

ACTION PLAN 2015-2018 COMMUNITY SERVICES & PROTECTIVE SERVICES BUSINESS PLAN PREVIEW, CPS2014-0643

CALGARY FIRE DEPARTMENT – 2013 ANNUAL REPORT, CPS2014-0597

GREEN LINE TRANSIT ORIENTED DEVELOPMENT SCOPING STUDY – STATUS REPORT, PUD2014-0675

LAND SUPPLY TARGETS – DEFERRAL REQUEST, PUD2014-0661

ROADS AND WATER SERVICES ZERO-BASED REVIEW DEFERRAL REPORT, PFC2014-0624

FLOOD RECOVERY EXPENDITURE AUDIT, AC2014-0734

PROPOSED COUNCIL POLICIES FOR RESCINDING, LGT2014-0699

LEGISLATIVE GOVERNANCE TASK FORCE 2014 Q3 WORK PLAN PROGRESS REPORT, LGT2014-0700

CARRIED

4.5 FESTIVAL AND EVENT POLICY – UPDATE ON IMPLEMENTATION, CPS2014-0694

ADOPT, Moved by Councillor Colley-Urquhart, Seconded by Councillor Stevenson, that the SPC on Community and Protective Services Recommendation contained in Report CPS2014-0694 be adopted, as follows:

That Council receive this report for information.

Opposed: D. Farrell

CARRIED

4.6 DIGITAL SIGN SEPARATION DISTANCE, PUD2014-0607

ADOPT, Moved by Councillor Chabot, Seconded by Councillor Pootmans, that the SPC on Planning and Urban Development Recommendation contained in Report PUD2014-0607 be adopted, as follows:

That Council receive this report for information.

CARRIED

4.7 CIVIC DISTRICT PUBLIC REALM STRATEGY – UPDATE, PUD2014-0618

ADOPT, Moved by Councillor Chabot, Seconded by Councillor Pootmans, that the SPC on Planning and Urban Development Recommendation contained in Report PUD2014-0618 be adopted, as follows:

That Council direct Administration to deliver the final Civic District Public Realm Strategy to the SPC on Planning and Urban Development no later than Q2 2015

CARRIED

END CONSENT AGENDA

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

5.1 SECONDARY SUITES (COUNCILLOR FARRELL, COUNCILLOR PINCOTT, COUNCILLOR WOOLLEY, COUNCILLOR CARRA AND MAYOR NENSHI), NM2014-27

REFER, Moved by Councillor Farrell, Seconded by Councillor Carra, that Councillor Farrell, Pincott, Woolley, Carra and Mayor Nenshi's Motion, NM2014-27, be referred to the Working Group adopted in the Motion Arising with respect to Report PUD2014-0671, for inclusion in their considerations for a report to Council returning no later than 2014 December.

Opposed: A. Chabot, J. Magliocca

CARRIED

5.2 **WORKPLACE ALCOHOL & BUSINESS EXPENSES OF CITY OF CALGARY ELECTED OFFICIALS (COUNCILLOR COLLEY-URQUHART), REVISED NM2014-37**

DISTRIBUTION

At the request of Councillor Colley-Urquhart, and with the concurrence of the Mayor, the City Clerk distributed copies of a Revised Motion, NM2014-37, Workplace Alcohol & Business Expenses of City of Calgary Elected Officials, NM2014-37, (Councillor Colley-Urquhart).

Mayor Nenshi left the Chair at 2:31 p.m. in order to participate in the debate with respect to Revised Motion, NM2014-37, and Deputy Mayor Magliocca assumed the Chair.

REFER, Moved by Councillor Demong, Seconded by Councillor Chabot, that Councillor Colley-Urquhart's Revised Motion, NM2014-37 be referred to the Coordinating Committee of the Councillor's Office for a Report to return to Council no later than 2014 December.

RECORDED VOTE:

For:

E. Woolley, A. Chabot, P. Demong, S. Chu, S. Keating, J. Stevenson

Against:

D. Farrell, G-C. Carra, D. Colley-Urquhart, J. Magliocca, R. Pootmans, N. Nenshi

MOTION LOST

ADOPT, Moved by Councillor Colley-Urquhart, Seconded by Councillor Farrell, that Councillor Colley-Urquhart's **Revised** Motion, NM2014-37, be adopted, as follows:

WHEREAS the City of Calgary Administrative Policy on the "*Reimbursement of Meal and Hosting Expenses*" implemented in 2010 May defines the business rules for allowable meals, hosting and alcohol expenses for all City employees and contract employees, and

WHEREAS the payment for meals, hosting and limited permitted alcohol expenses is subject to the provisions of this policy plus an additional nine (9) policies, and

WHEREAS the scope of this policy applies to those employees incurring expenses from attendance at meetings, events, or corporate functions that are related to City business, and

WHEREAS failure to adhere to this policy may result in the requirement for reimbursement to The City for any inappropriate expense incurred, and/or disciplinary action, and

WHEREAS Section 3.6 of the above noted policy states that "Alcohol expenses for business meetings can only be permitted with City funds in the event a meeting meets all of the following criteria"

- a. The meeting involves third parties (i.e. non-City), external agencies or organizations; and
- b. Alcohol consumption is reasonable, and

WHEREAS Section 3.7 states that "No alcohol expense will be paid by City funds for any meeting that is attended by only City staff. Any alcohol consumed will be at the attendees' own expense, cannot be claimed as an eligible expense and will not be reimbursed," and

WHEREAS the City of Calgary Administrative Policy on "*Substance Use*" implemented in 2008 April outlines The City's expectations and processes regarding the use of alcohol and/or legal or illegal substances that impact employees', contractors' or volunteers' ability to perform their duties professionally, safely and efficiently, and

WHEREAS neither of these policies currently apply to Members of City Council, and

WHEREAS it is common corporate/business practice to have a workplace alcohol policy,

NOW THEREFORE BE IT RESOLVED THAT:

1. **Section 3.6 and 3.7 of the "Reimbursement of Meal and Hosting Expenses" apply to all members of Council.**
2. **That breaches of either policy by a Member of Council would follow the same process as that outlined in the Ethical Conduct Policy for Members of Council and**
3. Members of Council may continue to host appreciation events for volunteers and/or members of the public service.
4. **The City Auditor in consultation with Administration be directed to review both current policies regarding use of alcohol during work hours and expensing of alcohol for all city employees, and in that analysis consider other leading best practices such as that applied by the City of London and examples from the private sector, and report back through the Priorities and Finance Committee no later than 2015 January with recommendations for Council consideration.**

RECORDED VOTE:

For:

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

Against:

S. Keating, J. Stevenson

CARRIED

Mayor Nenshi resumed the Chair at 2:59 p.m. and Councillor Magliocca returned to his regular seat in Council.

6. ITEMS FROM ADMINISTRATION AND COMMITTEES

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

6.1.1 E-CIGARETTES REVIEW WORK PLAN, CPS2014-0663

DISTRIBUTIONS

At the request of Councillor Colley-Urquhart, and with the concurrence of the Mayor, the City Clerk distributed the following letters, with respect to Report CPS2014-0663:

- Dated 2014 September 22, from Dan Holinda, MSW, Executive Director, Canadian Cancer Society, Alberta/NWT Division;
- Dated 2014 September 19, from Richard Musto, MD FRCPC, Medical Officer of Health, Calgary Zone and Brent Friesen, MD FRCPC, Medical Officer of Health, Tobacco Reduction Program, Safe & Healthy Environments.

AMENDMENT, Moved by Councillor Pootmans, Seconded by Councillor Chu, that Administration Recommendation 2 contained in Report CPS2014-0663 be amended as follows:

- by adding the words “partner with Alberta Health Services (AHS) on a shared approach to the work identified in the attachment, and” following the words “Direct Administration to”;
- and by adding the words “2014 December to Council, through” following the words “to report back”;
- and by deleting the words “by 2014 December” following the words “Phase 1 findings” and by substituting the words “and an AHS / City cost and resource sharing agreement for Phase 2 work”.

CARRIED

ADOPT, AS AMENDED, Moved by Councillor Colley-Urquhart, Seconded by Councillor Woolley, that the Administration Recommendations contained in Report CPS2014-0663 be adopted, **as amended**, as follows:

That Council:

1. Receive this report for information; and
2. Direct Administration to **partner with Alberta Health Services (AHS) on a shared approach to the work identified in the attachment, and to report back in 2014 December to Council, through** the SPC on Community and Protective Services with Phase 1 findings **and an AHS / City cost and resource sharing agreement for Phase 2 work.**

Opposed: J. Stevenson

CARRIED

6.1.2 LIVERY SYSTEM ENHANCEMENTS, CPS2014-0664

IN CAMERA, Moved by Councillor Colley-Urquhart, Seconded by Councillor Stevenson, that, in accordance with Section 197 of the *Municipal Government Act* and Sections 24(1)(a) 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 10:06 a.m., in the Council Lounge, in order to consider a legal matter with respect to Report CPS2014-0664.

CARRIED

The Committee of the Whole recessed In Camera and reconvened in the Council Chamber at 10:38 a.m. with Mayor Nenshi in the Chair.

RISE WITHOUT REPORTING, Moved by Councillor Colley-Urquhart, that the Committee of the Whole rise without reporting to Council and keep the verbal discussion confidential pursuant to Sections 24(1)(a) and 27(1)(a) of the *Freedom of Information and Protection of Privacy Act*.

CARRIED

INTRODUCTION

Councillor Woolley introduced a group of 30 students from Bow Valley College School of Business, Legal Assistant Program, in attendance in the public gallery, accompanied by their teacher, Cynthia Bandet.

AMENDMENT TO AMENDMENT, Moved by Councillor Chabot, Seconded by Councillor Magliocca, that Councillor Stevenson's proposed amendment to Recommendation 3 be amended by deleting the text "Q1" following the words "return to Council no later than" and by substituting the text "Q2".

ROLL CALL VOTE:

For:

S. Chu, S. Keating, J. Magliocca, J. Stevenson, A. Chabot

Against:

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

MOTION LOST

AMENDMENT, Moved by Councillor Stevenson, Seconded by Councillor Keating, that the Recommendations contained in Report CPS2014-0664 be amended by adding a new Recommendation 3 as follows, and by renumbering the Recommendations accordingly:

“3. Direct Administration to release one-third of the new plates in Bylaw 51M2014 (126 plates, 14 of which are accessible) immediately and to commence work on a report to Council detailing:

- data on dispatch service;
- feasibility of creating an insurance marketplace and any other mechanisms to enhance driver independence;
- a schedule for the release of the remaining new plates; and

return to Council no later than Q1 2015.”

ROLL CALL VOTE:

For:

A. Chabot, S. Chu, S. Keating, J. Magliocca, R. Pootmans, J. Stevenson, N. Nenshi

Against:

E. Woolley, G-C. Carra, D. Colley-Urquhart, R. Demong, D. Farrell

CARRIED

AMENDMENT, Moved by Councillor Carra, Seconded by Councillor Chu, that the Recommendations, contained in Report CPS2014-0664 as amended, be further amended by adding a Recommendation 6, as follows:

“6. That all 341 of the regular taxi plates be approved for use on Hybrid or other low emission vehicles that receive a fuel economy rating of less than 5L/100 km (city) in the Natural Resources Canada, Fuel Consumption Guide or on the Natural Resources Canada, Energuide label for new vehicles.”

ROLL CALL VOTE:

For:

G-C. Carra, S. Chu, D. Farrell, N. Nenshi

Against:

S. Keating, J. Magliocca, R. Pootmans, J. Stevenson, E. Woolley, A. Chabot, D. Colley-Urquhart, P. Demong

MOTION LOST

AMENDMENT, Moved by Councillor Carra, Seconded by Councillor Pootmans, that the Recommendations contained in Report CPS2014-0664 as amended, be further amended by adding a new Recommendation 4 as follows, and by renumbering the Recommendations accordingly:

“4. That the Report requested in Recommendation 3 should also include the current state of the Taxi fleet in regards to clean emission vehicles, including recommendations on how to “green” Calgary’s taxi fleet.”

ROLL CALL VOTE:

For:

G-C. Carra, S. Chu, D. Farrell, N. Nenshi

Against:

A. Chabot, D. Colley-Urquhart, P. Demong, S. Keating, J. Magliocca, R. Pootmans, J. Stevenson, E. Woolley

MOTION LOST

ADOPT, AS AMENDED, Moved by Councillor Colley-Urquhart, Seconded by Councillor Farrell, that the SPC on Community and Protective Services Recommendations contained in Report CPS2014-0664 be adopted, **as amended**, as follows:

That Council:

1. Give three readings to Bylaw 50M2014 to increase the taxi meter rate 8.1% (Attachment 1);
2. Give three readings to Bylaw 51M2014 (Attachment 2) to approve the release of 383 new plates, 42 of which are accessible;
3. **Direct Administration to release one-third of the new plates in Bylaw 51M2014 (126 plates, 14 of which are accessible) immediately and to commence work on a report to Council detailing:**
 - **data on dispatch service;**
 - **feasibility of creating an insurance marketplace and any other mechanisms to enhance driver independence;**
 - **a schedule for the release of the remaining new plates; and****return to Council no later than Q1 2015;**
4. Receive for information the Smartphone technology information; and

5. Receive for information the Citizen Satisfaction Survey (Attachment 3).

ROLL CALL VOTE:

For:

D. Farrell, S. Keating, J. Magliocca, R. Pootmans, J. Stevenson, E. Woolley, G-C. Carra, A. Chabot, S. Chu, D. Colley-Urquhart, P. Demong, N. Nenshi

Against:

None

CARRIED

INTRODUCE, Moved by Councillor Colley-Urquhart, Seconded by Councillor Farrell, that Bylaw 50M2014, Being a Bylaw of The City of Calgary to Amend Bylaw 6M2007, The Livery Transport Bylaw, be introduced and read a first time.

CARRIED

SECOND, Moved by Councillor Colley-Urquhart, Seconded by Councillor Farrell, that Bylaw 50M2014 be read a second time.

CARRIED

AUTHORIZATION, Moved by Councillor Colley-Urquhart, Seconded by Councillor Farrell, that authorization now be given to read Bylaw 50M2014 a third time.

CARRIED UNANIMOUSLY

THIRD, Moved by Councillor Colley-Urquhart, Seconded by Councillor Farrell, that Bylaw 50M2014, Being a Bylaw of The City of Calgary to Amend Bylaw 6M2007, The Livery Transport Bylaw, be read a third time.

CARRIED

INTRODUCE, Moved by Councillor Colley-Urquhart, Seconded by Councillor Farrell, that Bylaw 51M2014, Being a Bylaw of The City of Calgary to Amend Bylaw 6M2007, The Livery Transport Bylaw, be introduced and read a first time.

CARRIED

SECOND, Moved by Councillor Colley-Urquhart, Seconded by Councillor Farrell, that Bylaw 51M2014 be read a second time.

CARRIED

AUTHORIZATION, Moved by Councillor Colley-Urquhart, Seconded by Councillor Farrell, that authorization now be given to read Bylaw 51M2014 a third time.

CARRIED UNANIMOUSLY

THIRD, Moved by Councillor Colley-Urquhart, Seconded by Councillor Farrell, that Bylaw 51M2014, Being a Bylaw of The City of Calgary to Amend Bylaw 6M2007, The Livery Transport Bylaw, be read a third time.

CARRIED

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

6.2.1 DESIGNATION OF THE SCARBORO AVENUE UNITED CHURCH AND MANSE AS A MUNICIPAL HISTORIC RESOURCE, PUD2014-0659

ADOPT, Moved by Councillor Chabot, Seconded by Councillor Woolley, that the SPC on Planning and Urban Development Recommendation contained in Report PUD2014-0659 be adopted, as follows:

That Council give three readings to proposed Bylaw 54M2014 to designate the Scarboro Avenue United Church and Manse as a Municipal Historic Resource.

CARRIED

INTRODUCE, Moved by Councillor Chabot, Seconded by Councillor Woolley, that Bylaw 54M2014, Being a Bylaw of The City of Calgary to Designate the Scarboro Avenue United Church and Manse as a Municipal Historic Resource, be introduced and read a first time.

CARRIED

SECOND, Moved by Councillor Chabot, Seconded by Councillor Woolley, that Bylaw 54M2014 be read a second time.

CARRIED

AUTHORIZATION, Moved by Councillor Chabot, Seconded by Councillor Woolley, that authorization now be given to read Bylaw 54M2014 a third time.

CARRIED UNANIMOUSLY

THIRD, Moved by Councillor Chabot, Seconded by Councillor Woolley, that Bylaw 54M2014, Being a Bylaw of The City of Calgary to Designate the Scarboro Avenue United Church and Manse as a Municipal Historic Resource, be read a third time.

CARRIED

6.2.2 DESIGNATION OF THE BARNHART APARTMENTS AS A MUNICIPAL HISTORIC RESOURCE, PUD2014-0652

ADOPT, Moved by Councillor Chabot, Seconded by Councillor Woolley, that the SPC on Planning and Urban Development Recommendation contained in Report PUD2014-0652 be adopted, as follows:

That Council give three readings to proposed Bylaw 53M2014 to designate the Barnhart Apartments as a Municipal Historic Resource.

CARRIED

INTRODUCE, Moved by Councillor Chabot, Seconded by Councillor Woolley, that Bylaw 53M2014, Being a Bylaw of The City of Calgary to Designate the Barnhart Apartments as a Municipal Historic Resource, be introduced and read a first time.

CARRIED

SECOND, Moved by Councillor Chabot, Seconded by Councillor Woolley, that Bylaw 53M2014 be read a second time.

CARRIED

AUTHORIZATION, Moved by Councillor Chabot, Seconded by Councillor Woolley, that authorization now be given to read Bylaw 53M2014 a third time.

CARRIED UNANIMOUSLY

THIRD, Moved by Councillor Chabot, Seconded by Councillor Woolley, that Bylaw 53M2014, Being a Bylaw of The City of Calgary to Designate the Barnhart Apartments as a Municipal Historic Resource, be read a third time.

CARRIED

6.2.3 AIR CONDITIONER NOISE UPDATE, PUD2014-0658

ADOPT, Moved by Councillor Chabot, Seconded by Councillor Farrell, that the SPC on Planning and Urban Development Recommendation contained in Report PUD2014-0658 be adopted, as follows:

That Council give three readings to proposed Bylaw 52M2014 to amend the Community Standards Bylaw 5M2004 (Attachment 1).

CARRIED

INTRODUCE, Moved by Councillor Chabot, Seconded by Councillor Farrell, that Bylaw 52M2014, Being a Bylaw of The City of Calgary to Amend Bylaw 5M2004, The Community Standards Bylaw, be introduced and read a first time.

CARRIED

SECOND, Moved by Councillor Chabot, Seconded by Councillor Farrell, that Bylaw 52M2014 be read a second time.

CARRIED

AUTHORIZATION, Moved by Councillor Chabot, Seconded by Councillor Farrell, that authorization now be given to read Bylaw 52M2014 a third time.

CARRIED UNANIMOUSLY

THIRD, Moved by Councillor Chabot, Seconded by Councillor Farrell, that Bylaw 52M2014, Being a Bylaw of The City of Calgary to Amend Bylaw 5M2004, The Community Standards Bylaw, be read a third time.

CARRIED

6.2.4 SECONDARY AND BACKYARD SUITES POLICY & OTHER HOUSING OPTIONS,
PUD2014-0671

RECESS

Council recessed at 12:03 p.m. to reconvene at 1:17 p.m.

Council reconvened at 1:21 p.m. with Mayor Nenshi in the Chair.

INTRODUCTION

Councillor Magliocca introduced a group of 38 Grade 11 students from Robert Thirsk High School accompanied by their teacher, in attendance in the public gallery. He advised that this week the students would be exploring the question "How do perspectives of nationalism shape an individual, community, nation and the world?".

POINT OF PROCEDURE

Councillor Demong rose on a Point of Procedure with respect to the wording of his referral motion to Report PUD2014-0671.

REFER, Moved by Councillor Demong, Seconded by Councillor Keating, that Report PUD2014-0671 be referred to Administration to return with a Report that includes:

- (a) deleting references and recommendations regarding where suites should be located within Calgary;
- (b) incorporating the relevant elements of General Manager Rollin Stanley's presentation at the 2014 September 10, Standing Policy Committee on Planning and Urban Development that were not contained in the revised report;
- (c) developing options for a licensing regime for secondary suite landlords;
- (d) exploring the impact of allowing secondary suites as a discretionary use in R1, RC-1 and R-C1L land use districts, including preparing draft requirements, procedures, and citizen application forms to use in exercising such discretion, including the following:

- i. Neighbour consultation be deemed a key priority in exercising such discretion.
- ii. Such requirements include but not be limited to options for a minimum mandatory neighbour consultation within a specified relevant radius of the application; and

(e) return with a revised report to Council no later than December 2014.

ROLL CALL VOTE:

For:

S. Keating, E. Woolley, G-C. Carra, D. Colley-Urquhart, P. Demong, D. Farrell, N. Nenshi

Against:

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

CARRIED

MOTION ARISING, Moved by Councillor Demong, Seconded by Councillor Colley-Urquhart, that with respect to Report PUD2014-0671, Council direct:

1. Administration to establish a Working Group to explore all issues related to existing illegal/unsafe secondary suites, including compliance enforcement, reporting, incentives and penalties and that
 - a. the Working Group be comprised of three members of Council and include key Administrative support, and
 - b. City Clerk's consult with all Members of Council to seek their interest in participating on the Working Group; and
2. The Working Group report back directly to Council no later than December 2014 with recommendations on compliance and enforcement matters.

CARRIED

6.2.5 RESTAURANTS WITHIN THE CONTEXT OF NEIGHBOURHOODS,
PUD2014-0610

ADOPT, Moved by Councillor Chabot, Seconded by Councillor Carra, that the Administration Recommendation contained in Report PUD2014-0610 be adopted, as follows:

That Council:

1. Approve the recommended option of the creation of a new "Neighborhood" restaurant use definition as proposed in Attachment 2 with the inclusion of:
 - a) A better defined "Entertainment Area" definition."
2. Direct Administration to return to Calgary Planning Commission no later than the end of 2014 Q4 with proposed amendments to Land Use Bylaw 1P2007.
3. Direct Administration, with respect to Attachment 2 of Report PUD2014-0610, consider replacing bullet 4 "Mandated closing times" and explore mandating that the kitchen remains open until one hour before closing as an alternative regulatory approach.

CARRIED

6.3 REPORT OF THE REGULAR MEETING OF THE PRIORITIES AND FINANCE
COMMITTEE

6.3.1 NON-PROFIT TAX MITIGATION (REFERRAL) , PFC2014-0688

ADOPT, Moved by Councillor Farrell, Seconded by Councillor Woolley, that the Priorities and Finance Committee Recommendations contained in Report PFC2014-0688 be adopted, as follows:

That Council:

1. Direct Administration to prepare a report to Council including a draft Council policy describing the circumstances in which Council will consider providing tax cancellations for non-profit organizations with facilities under construction in Calgary, no later than 2014 December, including the following points:
 - i. Eligibility, for four years, begins when all of the following conditions have been met: (1) a building permit has been issued, (2) an application for cancellation has been submitted to the Assessment business unit within the tax year the cancellation is requested to begin;
 - ii. Tax cancellation occurs once the property is found to be exempt;
 - iii. Only municipal property taxes are subject to cancellation;

- iv. Administration to include tax cancellation requests in the semi-annual Assessment & Tax Circumstances Report;
- v. A transition time frame to allow organizations to qualify under the policy: (1) as if the policy were in place from 2013 January 01 and (2) if the organization has applied by 2015 December 31.

- 2. Direct Administration to issue a call for applications under the policy; and
- 3. Direct Administration to provide a refined estimate of program funding requirements for the tax cancellation policy using the information gathered from Recommendation 2.

CARRIED

6.4 REPORT OF THE REGULAR MEETING OF THE INTERGOVERNMENTAL AFFAIRS COMMITTEE

6.4.1 THE CITY OF CALGARY SUPPORT FOR THE AUMA RESOLUTION ON RESOURCE EXTRACTION WITHIN MUNICIPAL BOUNDARIES, IGA2014-0709

ADOPT, Moved by Councillor Stevenson, Seconded by Councillor Chabot, that the Administration Recommendations contained in Report IGA2014-0709 be adopted, as follows:

That Council:

- 1. Approve the proposed Alberta Urban Municipalities Association resolution with amendments, on Resource Extraction Within Municipal Boundaries (Attachment), and
- 2. Request that The City of Calgary elected officials who are attending the 2014 AUMA annual convention support the resolution with amendments.

CARRIED

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

7.1 NOTICE(S) OF MOTION

7.1.1 SUPPORTING CREATION OF A WELLNESS FOUNDATION IN ALBERTA (MAYOR NENSHI AND COUNCILLOR COLLEY-URQUHART), NM2014-38

Mayor Nenshi left the Chair at 3:12 p.m. in order to introduce Motion NM2014-38, and Deputy Mayor Magliocca assumed the Chair.

RECESS

Council recessed at 3:15 p.m. to reconvene at 3:45 p.m.

Council reconvened at 3:48 p.m. with Deputy Mayor Magliocca in the Chair.

PERMISSION TO ADDRESS COUNCIL, Moved by Councillor Colley-Urquhart, Seconded by Councillor Pootmans, that pursuant to Section 99 (1) of Procedure Bylaw 44M2006, as amended, Mr. Jim Gray, Campaign Chair, Wellness Alberta Foundation be permitted to address Council with respect to Motion NM2014-38.

CARRIED

ADOPT, Moved by Mayor Nenshi, Seconded by Councillor Colley-Urquhart, that Mayor Nenshi and Councillor Colley-Urquhart's Motion, NM2014-38 be adopted, as follows:

THEREFORE BE IT RESOLVED THAT The City of Calgary endorses the establishment of a Wellness Foundation and agrees that a letter of support will be provided to Wellness Alberta to indicate The City of Calgary's recognition of the value of such a Foundation to all citizens of our City and province and to encourage provincial funding to establish a Foundation.

CARRIED

Mayor Nenshi resumed the Chair at 4:03 p.m. and Councillor Magliocca returned to his regular seat in Council.

8. URGENT BUSINESS

8.1 FLOOD RECOVERY TASK FORCE: ALBERTA COMMUNITY RESILIENCY PROGRAM PRIORITY PROJECTS, PFC2014-0604

ADOPT, Moved by Councillor Farrell, Seconded by Councillor Pootmans, that the Priorities and Finance Committee Recommendation contained in Report PFC2014-0604 be adopted, as follows:

That Council:

1. Approve The City's priority projects for the 2014 Alberta Community Resiliency Program (ACRP) submission outlined in Attachment 1.
2. As outlined in Attachment 2:
 - a) Approve the cost share obligations for tax supported 2014 projects (including any projects with multiple phases);

- b) Approve the 2014 projects from Utilities and Environment Protection (including any multi-phased projects) to be self-funded within the 2015-2018 capital program.
3. Approve the Statement of Community Priorities prepared for The City of Calgary as noted in Attachment 3; and
4. Direct Administration to prioritize the ACRP candidate projects beyond 2014 and confirm funding sources for Council no later than 2015 Q1.

CARRIED

8.2 CAPITAL AND OPERATING BUDGET REVISIONS REPORT FOR THE PERIOD
2014 JANUARY 1 TO JUNE 30 (PFC2014-0625), C2014-0774

ADOPT, Moved by Councillor Farrell, Seconded by Councillor Chabot, that the Administration Recommendations contained in Report C2014-0774 be adopted, as follows:

That Council:

1. Approve a net \$117.247 million decrease to the currently approved 2012-2014 Capital Budget, as identified in Attachment 2, Schedules A & B - "Capital Budget Revisions Requiring Council Approval"; and
2. Receive for information Attachment 1 - "Summary of Capital and Operating Budget Revisions," and Attachment 3 - "Capital and Operating Budget Revisions Previously Approved by Council or Approved by Administration."
3. Approve all Provincial Disaster Recovery Program reimbursement of 2013 flood operating costs received, to be transferred into the Reserve for Future Capital. These funds will be used as the City's share in cost share resiliency funding programs to fund future resiliency capital projects.

CARRIED

8.3 2014 MID-YEAR REPORT ON BUSINESS PLANS AND BUDGETS
(PFC2014-0692), C2014-0776

ADOPT, Moved by Councillor Farrell, Seconded by Councillor Pootmans, that the Administration Recommendation contained in Report C2014-0776 be adopted, as follows:

That Council receive for information Attachment 1 – 2014 Mid-Year Report on Business Plans and Budgets.

CARRIED

9. URGENT BUSINESS IN CAMERA

WAIVE NOTICE, Moved by Councillor Colley-Urquhart, Seconded by Councillor Pootmans, that Notice of Motion be waived in order to introduce the following items of Urgent Business, In Camera, to today's Agenda:

- Regional Servicing Update (Verbal), VR2014-0067
- Green Sheet Re: LAS2014-32 – Reconsideration

CARRIED

IN CAMERA, Moved by Councillor Chabot, Seconded by Councillor Colley-Urquhart, that, in accordance with Section 197 of the *Municipal Government Act* and Sections 16(1), 18(1)(a)(b), 19(1), 23(1)(b), 24(1), 24(1)(a), 24(1)(b), 24(1)(c), 24(1)(g), 25(1)(b) and 25(1)(c) of the *Freedom of Information and Protection of Privacy Act*, Council now move into the Committee of the Whole, In Camera, at 4:07 p.m., in the Council Lounge, in order to consider several confidential matters.

CARRIED

The Committee of the Whole recessed In Camera and reconvened in the Council Chamber at 5:18 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

9.1 VERBAL UPDATE – OLD CITY HALL CONSTRUCTION, VR2014-0066

ADOPT, Moved by Councillor Pootmans, Seconded by Councillor Stevenson, that with respect to Report VR2014-0066, the following be adopted:

That Council:

1. Receive the Verbal Update, Old City Hall Construction, for information, and
2. Direct that the In Camera discussions remain confidential pursuant to Section 18(1)(a)(b) of the *Freedom of Information and Protection of Privacy Act*, until this matter is resolved.

CARRIED

9.2 REGIONAL SERVICING UPDATE (VERBAL), VR2014-0067

ADOPT, Moved by Councillor Stevenson, Seconded by Councillor Chabot, that with respect to Report VR2014-0067, the following be adopted:

That Council:

1. Receive the Verbal Report, Regional Servicing Update, for information;
2. Direct Administration to prepare an update to the 2014 October 27 Strategic Planning Meeting of Council; and
3. Direct that the Verbal discussions remain confidential pursuant to Sections 24(1)(a) and (c) and 25(1)(b) and (c) of the *Freedom of Information and Protection of Privacy Act*.

CARRIED

9.3 GREEN SHEET RE: LAS2014-32 – RECONSIDERATION

DISTRIBUTION

At the request of Administration, and with the concurrence of the Mayor, the City Clerk distributed copies of a confidential document, Green Sheet, Re: LAS2014-32 Reconsideration, which is to remain confidential pursuant to Sections 23(1)(b), 24(1)(a), 24(1)(g) and 25(1)(b) of the *Freedom of Information and Protection of Privacy Act*.

ADOPT, Moved by Councillor Carra, Seconded by Councillor Magliocca, that with respect to Green Sheet Re: LAS2014-32 – Reconsideration, the following be adopted:

That Council:

1. Reconsider their decision contained in the Minutes of the 2014 June 26 Regular Meeting of Council, with respect to Report LAS2014-32, Recommendation 2(b).

CARRIED

ADOPT, Moved by Councillor Carra, Seconded by Councillor Chabot, that with respect to Green Sheet Re: LAS2014-32 – Reconsideration, the following be adopted:

That Council:

2. Direct the Administration to proceed with the Revised Recommendation 2(b), as amended, as distributed at today's In Camera meeting; such Recommendation to remain confidential pursuant to Sections 23(1)(b), 24(1)(a), 24(1)(g) and 25(1)(b) of the *Freedom of Information and Protection of Privacy Act*.

CARRIED

10. IN CAMERA ITEMS

- 10.1 (TABLED) PROPOSED METHOD OF DISPOSITION – (SHAGANAPPI) – WARD 08 (CLLR. EVAN WOOLLEY) FILE NO: 3320 14 AV SW (ME), LAS2014-42

ADOPT, Moved by Councillor Woolley, Seconded by Councillor Carra, that with respect to Report LAS2014-42, the following be adopted:

That Council:

1. Authorize the direct sale of the property and market value as determined by an exchange of appraisals; and
2. Direct that the Report, all Attachments and In Camera discussions remain confidential pursuant to 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* until the transaction is complete.

Opposed: P. Demong, S. Keating

CARRIED

10.2 REGIONAL SERVICING UPDATE DEFERRAL REPORT (IN-CAMERA),
C2014-0735

ADOPT, Moved by Councillor Stevenson, Seconded by Councillor Chabot, that with respect to Report C2014-0735, the following be adopted:

1. That the Administration Recommendations contained in Report C2014-0735 be adopted; and
2. Direct that the Report, Recommendations, Attachments and Verbal discussions remain confidential pursuant to Sections 24(1)(a) and (c) and 25(1)(b) and (c) of the *Freedom of Information and Protection of Privacy Act*.

CARRIED

10.3 VERBAL UPDATE – TRANSITION, C2014-0763

ADOPT, Moved by Councillor Colley-Urquhart, Seconded by Councillor Farrell, that with respect to Report C2014-0763, the following be adopted:

That Council:

1. Receive the Verbal Update, Transition, for information; and
2. Direct that the In Camera discussions remain confidential pursuant to Section 24(1) of the *Freedom of Information and Protection of Privacy Act*, until this matter is resolved.

Opposed: A. Chabot

CARRIED

10.4 WORKPLACE VIOLENCE POLICY, PFC2014-0707

DISTRIBUTIONS

At the request of Administration, and with the concurrence of the Mayor, the City Clerk distributed the following documents, in public, with respect to Report PFC2014-0707:

- Revised Attachment 1 to Report PFC2014-0707 indicating the following corrections; on Page 2 of 6, Definitions, 4. "Violence", second paragraph, first sentence, by adding the words "threats or" following the words "It is not possible to describe every instance of" and in the second sentence by adding the words "threats and/or", following the words "Workplace violence encompasses a range of"; and
- A powerpoint presentation entitled "Workplace Violence Policy and Procedures".

ADOPT, Moved by Councillor Farrell, Seconded by Councillor Keating, that the Priorities and Finance Committee Recommendation 1 a. contained in Report PFC2014-0707 be adopted, **after amendment**, as follows:

That Council:

1. a. Extend the application of the Workplace Violence Policy and Procedures (**Revised** Attachment 1, **as distributed at today's Meeting**, and 2), and include the Workplace Violence Policy and Procedures in the Ethical Conduct Policy for Members of Council (Attachment 3), with respect to Members of Council, as contained in Attachment 4.

CARRIED

ADOPT, Moved by Councillor Farrell, Seconded by Councillor Keating, that the Priorities and Finance Committee Recommendation 1 b. contained in Report PFC2014-0707 be adopted, **after amendment**, as follows:

That Council:

1. b. Extend the application of the Workplace Violence Policy and Procedures (**Revised** Attachment 1, **as distributed at today's Meeting**, and 2), and include the Workplace Violence Policy and Procedures in the Ethical Conduct Policy for Members of Council (Attachment 3), with respect to Council Members' employees, as contained in Attachment 4.

Opposed: A. Chabot

CARRIED

10.5 EXTERNAL AUDITOR 2013 PERFORMANCE ASSESSMENT, AC2014-0728

ADOPT, Moved by Councillor Pootmans, Seconded by Councillor Woolley, that the Audit Committee Recommendations contained in Report AC2014-0728 be adopted, as follows:

That Council:

1. Receive Report AC2014-0728 for information; and
2. Direct that the Report, Attachments and In Camera discussions remain confidential pursuant to Sections 16(1) and 19(1) of the *Freedom of Information and Protection of Privacy Act*.

CARRIED

11. ADMINISTRATIVE INQUIRIES

No Administrative Inquiries were received.

12. EXCUSING ABSENCE OF MEMBERS

EXCUSE, Moved by Councillor Chabot, Seconded by Councillor Pootmans, that Councillors Jones and Sutherland be excused from attendance at today's Meeting without reason by courtesy of Council and further that Councillor Pincott be excused by reason of other Council business.

CARRIED

13. ADJOURNMENT

ADJOURN, Moved by Councillor Colley-Urquhart, Seconded by Councillor Stevenson, that this Council adjourn at 5:28 p.m.

CARRIED

CONFIRMED BY COUNCIL ON

MAYOR

CITY CLERK