

Infrastructure Services Report to
Executive Committee
2025 March 11

ISC: UNRESTRICTED
EC2025-0042

2025 Local Improvement Bylaws for Stephen Avenue Mall and Barclay Mall

PURPOSE

The purpose of this report is to seek Council approval of proposed Bylaws 1L2025 and 2L2025 for the undertaking of enhanced maintenance of Stephen Avenue Mall and Barclay Mall as local improvements in 2025 (the “**Local Improvements**”).

PREVIOUS COUNCIL DIRECTION

Council annually approves these Bylaws. The last approval was for Bylaws 1L2024 and 2L2024 for the enhanced maintenance of Stephen Avenue Mall and Barclay Mall in 2024 as local improvements (Attachment 1) on 2024 March 19.

RECOMMENDATION(S):

That Executive Committee recommend that Council:

- Give three readings to proposed Bylaw 1L2025; and
- Give three readings to proposed Bylaw 2L2025.

That Executive Committee:

- Forward this report to 2025 March 18 Regular Council Meeting.
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CHIEF ADMINISTRATIVE OFFICER/GENERAL MANAGER COMMENTS

General Managers Doug Morgan and Michael Thompson concur with this report.

HIGHLIGHTS

- Since the 1980's, The City of Calgary (“**The City**”) has used the enhanced mall maintenance program to deliver enhanced maintenance to portions of Stephen Avenue Mall (8 Avenue between 1 Street SE and 4 Street SW) and Barclay Mall (3 Street SW between Barclay Parade and 9 Avenue SW) (the “**Program**”).
- It is proposed that the cost of the Program for 2025 is to be shared equally by The City and adjacent property owners through the local improvement tax Bylaws 1L2025 and 2L2025.
- The Program enables The City to improve the condition of street furniture including surface repairs, to perform additional snow and ice control, and to provide enhanced street cleaning and street lighting. Also, it helps to attract business, residents, and tourism to downtown Calgary and contribute to Calgary's overall economy.
- Stephen Avenue Mall and Barclay Mall are important pedestrian corridors in downtown Calgary. The proposed Local Improvements will allow The City to continue to provide a vibrant, attractive, and safe space for visitors, businesses and Calgarians while encouraging sustainable modes of transportation.

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DISCUSSION

The Local Improvements are proposed to prevent deterioration of existing infrastructure, maintain, or improve accessibility, and enhance the appearance of Stephen Avenue Mall and Barclay Mall.

The costs of the Local Improvements are to be shared equally (50/50) between The City and the adjacent property owners. This aligns with the Calgary Transportation Plan by helping to facilitate and provide mobility choices in the City Centre while promoting safety for all transportation system users. A council may by law require the municipality to pay the cost of any part of a local improvement that the council considers to be of benefit to the whole municipality. The proposed Local Improvements will improve safety, cleanliness, and accessibility of the said two malls, encourage social interaction, pedestrian travel by means of walking and promotes the use of other modes of transportation such as bikes, scooters, and transit and will contribute to the heritage perseverance and vitality of downtown Calgary. Also, it helps to attract business, residents, and tourism to downtown Calgary and contribute to Calgary's overall economy.

The *Municipal Government Act*, R.S.A. 2000 c. M-26, as modified by The City of Calgary Charter, 2018 Regulation, governs the local improvement process. As required by section 396 of the *Municipal Government Act*, a Notice of Intention to Undertake a Local Improvement ("**Notice**") is mailed to each affected property owner outlining the type of proposed construction, the estimated construction cost, the annual rate per metre and the property owner's estimated share of the cost. It also provides an instruction on how to file a petition against if they object to the proposed local improvement ("**Petition Against**"), to be filed within 30 days from the date of the Notice. Petition Against form can be obtained by calling The City of Calgary Operations Centre at 311.

To be considered sufficient, a Petition Against must be signed by at least two-thirds of the affected property owners representing at least half of the assessed property value. If a sufficient Petition Against is filed within 30 days from the sending of the Notice, Council must not proceed with the local improvement (Section 396(3) of the *Municipal Government Act*). If a sufficient Petition Against is not filed within 30 days from the sending of the Notice, Council may undertake the local improvement and impose the local improvement tax at any time in the 5 years following the sending of the Notice (Section 396(4) of the *Municipal Government Act*, as modified by The City of Calgary Charter, 2018 Regulation).

A local improvement tax bylaw must be passed by Council in respect of each local improvement.

EXTERNAL ENGAGEMENT AND COMMUNICATION

- | | |
|---|--|
| <input checked="" type="checkbox"/> Public engagement was undertaken | <input type="checkbox"/> Dialogue with interested parties was undertaken |
| <input checked="" type="checkbox"/> Public/interested parties were informed | <input type="checkbox"/> Public communication or engagement was not required |

Notices for the Local Improvements were sent to affected property owners on 2024 November 12. No Petition Against forms were requested and filed by any affected property owner(s).

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IMPLICATIONS

Social

The Program assists in encouraging social interaction along Stephen Avenue Mall and Barclay Mall by improving safety, area cleanliness and accessibility. This contributes to the heritage perseveration and vitality of downtown Calgary.

Environmental

Because the Program improves safety, cleanliness and accessibility of Stephen Avenue Mall and Barclay Mall, it encourages pedestrian travel by means of walking and promotes the use of other modes of transportation such as bikes, scooters, and transit.

Economic

Attracting visitors and business to Stephen Avenue Mall and Barclay Mall foster economic activity. The cost-sharing for the Program delivers a more desirable space while limiting costs to both The City and adjacent property owners.

Service and Financial Implications

Existing operating funding - base

For 2025, the estimated cost of the local Improvement for Stephen Avenue Mall is \$404,762 and the estimated cost for Barclay Mall is \$282,942 (see Table 1 below), with an estimated total amount of \$687,704. The normal maintenance costs of the said two malls (estimated at \$91,406 in 2025), will be deducted from the estimated total of \$687,704 and the residual costs will be shared equally between The City and the adjacent property owners benefitting from the Local Improvements. The normal maintenance cost and The City's portion of the Local Improvements will continue to be funded through the Mobility operating budget. The costs are comparable to those in 2024.

Table 1: Maintenance Costs – Stephen Avenue Mall and Barclay Mall

| Maintenance Costs | 2025 Stephen Avenue Mall Budget | 2025 Barclay Mall Budget |
|-----------------------------|--|---|
| Total | \$404,762 | \$282,942 |
| Less: Normal Maintenance | \$40,476 | \$50,930 |
| Shareable Costs | \$364,286 | \$232,012 |
| Property Owners Share (50%) | \$182,143 | \$116,006 |
| City Share (50%) | \$182,143 | \$116,006 |

The costs of the Local Improvements for 2025 are set forth in Schedule “1” of Bylaws 1L2025 (Attachment 2) and 2L2025 (Attachment 3). Maintenance related to the walking and wheeling

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lane on THE WEST END OF 8 AVENUE SW is not part of these Local Improvements and is funded separately through the Winter Operations budget.

The local improvement tax will be levied in 2026.

RISK

The City's ability to complete the enhanced maintenance of Stephen Avenue Mall and Barclay Mall, which is highly visited by many people frequenting the downtown corridor, could be negatively impacted if the proposed Bylaws 1L2025 and 2L2025 are not approved.

ATTACHMENT(S)

1. Background and Previous Council Direction
2. Proposed Bylaw 1L2025
3. Proposed Bylaw 2L2025
4. Presentation

Department Circulation

| General Manager/Director | Department | Approve/Consult/Inform |
|--------------------------|---------------------------------|------------------------|
| Michael Thompson | Infrastructure Services | Approve |
| Doug Morgan | Operational Services | Inform |
| Kerensa Fromherz | Infrastructure Services | Approve |
| Ravi Seera (Acting) | Operational Services | Approve |
| Thom Mahler | Planning & Development Services | Inform |

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