

# **CITY COUNCIL**

## **AGENDA**

Monday, May 30, 2011 – Council Chambers, City Hall

Call to Order:	3:00 PM
Recess:	5:00 PM to 6:00 PM
Public Hearing(s):	6:00 PM

### **I. MINUTES**

1.1. Confirmation of the Minutes of the May 16, 2011 Regular Council Meeting

(Agenda Pages 1 – 39)

### **2. POINT OF INTEREST**

### **3. UNFINISHED BUSINESS**

3.1. Snow and Ice Control Operational and Policy Review - Terms of Reference  
Department: Public Works

(Agenda Pages 40 – 46)

3.2. Response to Notice of Motion - Vehicle Noise Attenuation  
Interim Report - Success of City of Edmonton's Vehicle Noise Bylaw  
Department: Planning Services

(Agenda Pages 47 – 94)

3.3. Offer to Exchange a Portion of Road Adjacent to 5310 - 54 Street  
For a Portion of Lot 31, Plan 72NY to be incorporated into 55th Street  
Extension Project  
Departments: Land & Economic Development & Planning Services

(Agenda Pages 95 – 102)

3.3.a. Road Closure Bylaw 3469/2011 - Closure of Section of 53rd Avenue  
Consideration of First Reading of the Bylaw

Department: Land & Economic Development & Planning Services  
(Agenda Pages 103 – 104)

- 3.3.b. Land Use Bylaw Amendment 3357/M-2011 - Rezoning of Road Closure to Direct Control District (DC 28)  
Consideration of First Reading of the Bylaw  
Department: Land & Economic Development and Planning Services  
(Agenda Pages 105 – 106)

- 3.4. Cancellation of Initiation of Expropriation Proceedings of Lands Owned By Bucci Inv. Corp. for the North Highway Connector (NHC) Project  
Department: Land & Economic Development and Engineering Services  
(Agenda Pages 107 – 110)

#### **4. REPORTS**

- 4.1. 2010 Reserve Report  
Department: Financial Services  
(Agenda Pages 111 – 119)
- 4.2. 2010 Operating Budget Variances Report  
Department: Financial Services  
(Agenda Pages 120 – 125)
- 4.3. Capital Project Information Report - for Year Ended December 31, 2010  
Department: Financial Services  
(Agenda Pages 126 – 129)
- 4.4. Directional Signage for Kerry Wood Nature Centre  
Department: Culture Services  
(Agenda Pages 130 – 141)
- 4.5. Heritage Preservation Committee 2010 Annual Report  
Department: Legislative & Governance Services  
(Agenda Pages 142 – 147)
- 4.6. Lawn Bowling Club Request for Financial Assistance for Maintenance of Lawn Bowling Green Adjacent to Golden Circle Seniors Centre  
Department: Recreation, Parks and Culture  
(Agenda Pages 148 – 154)
- 4.7. Central Alberta Aquatics Centre - Multi-Use Aquatics Centre Concept Model Presentation  
Department: Recreation, Parks & Culture  
(Agenda Pages 155 – 187)

- 4.8. Change in Start Time - June 13, 2011 Regular Council Meeting  
Department: Legislative & Governance Services  
(Agenda Pages 188 – 189)

- 4.9. Functional Planning Study QE II  
Department: City Manager  
(Agenda Pages 190 – 200)

**5. BYLAWS**

- 5.1. Increase in Parking Penalties and Early Payment Reduction  
Traffic Bylaw Amendment 3186/A-2011  
General Penalty Bylaw Amendment 3036/A-2011  
Consideration of Three Readings of the Bylaws  
Department: Inspections & Licensing  
(Agenda Pages 201 – 243)

**6. PUBLIC HEARINGS**

- 6.1. Offer to Purchase a Portion of Surplus Land Adjacent to 5016 - 55 Street for  
Future Parking  
Department: Land & Economic Development and Planning Services  
(Agenda Pages 244 – 250)
- 6.1.a. Land Use Bylaw Amendment 3357/N-2011 - Rezoning Portion of Land  
Adjacent to Pedestrian Railway Bridge and 55th Street  
From P1 Parks and Recreation District to Direct Control DC(3) District  
Consideration of Second and Third Readings of the Bylaw  
Department: Land & Economic Development & Planning Services  
(Agenda Pages 251 – 252)

**7. CORRESPONDENCE**

**8. PETITIONS AND DELEGATIONS**

**9. NOTICES OF MOTION**

- 9.1. Notice of Motion Submitted by Councillor Tara Veer  
20th Avenue Intersection Options  
Department: Legislative & Governance Services  
(Agenda Pages 253 – 254)

**10. ADMINISTRATIVE INQUIRIES**

**11. IN CAMERA MEETING**

11.1. Land Matters

Department: Land & Economic Development

**12. ADJOURNMENT**



**UNAPPROVED - M I N U T E S**  
**of the REGULAR MEETING of RED DEER CITY COUNCIL**  
**held on Monday, May 16, 2011**  
**in the Council Chambers of City Hall,**  
**commenced at 1:05 p.m.**

**Present:**

Mayor Morris Flewwelling  
Councillor Buck Buchanan  
Councillor Paul Harris  
Councillor Lynne Mulder  
Councillor Chris Stephan  
Councillor Tara Veer  
Councillor Frank Wong  
Councillor Dianne Wyntjes

City Manager, Craig Curtis  
Director of Community Services, Colleen Jensen  
Director of Corporate Services, Lorraine Poth  
Director of Development Services, Paul Goranson  
Acting Director of Planning Services, Joyce Boon  
Legislative & Governance Services Manager (City Clerk), Elaine Vincent  
Deputy City Clerk, Frieda McDougall  
City Solicitor, Don Simpson  
City Solicitor, Michelle Baer  
Engineering Services Manager, Frank Colosimo  
Information Technology Services, Dan Newton  
Recreation, Parks & Culture Manager, Greg Scott  
Social Planning Manager, Scott Cameron  
Social Planning Supervisor - Resource & Capacity Development, Linda Boyd  
Financial Services Manager, Dean Krejci  
Asset Management Program Coordinator, Russell Crooks  
Parks Superintendent, Trevor Poth  
Planning & Technical Services Supervisor, David Matthews  
Acting Planning Manager, Angus Schaffenburg  
Senior Planner, Orlando Toews



Oil & Gas Liaison Consultant, Jim Benum  
Planner, Haley Mountstephen  
Planner, Quincy Brown  
Divisional Strategist, Jim Jorgenson

**Absent:**

Councillor Cindy Jefferies

**IN CAMERA MEETING**

Moved by Councillor Buck Buchanan, seconded by Councillor Dianne Wyntjes

**“Resolved** that Council of The City of Red Deer agrees to enter into an In-Camera meeting of Council on Monday, May 16, 2011 at 1:06 p.m. and hereby agrees to exclude the following:

- All members of the media; and
- All members of the public.”

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

**MOTION CARRIED**

Councillor Buck Buchanan left Council Chambers at 1:37 p.m. and returned at 1:39 p.m.

Councillor Buck Buchanan left Council Chambers at 2:58 p.m. and returned at 2:59 p.m.

Moved by Councillor Lynne Mulder, seconded by Councillor Paul Harris

**“Resolved** that Council of the City of Red Deer hereby agrees to revert to an open meeting of Council on Monday, May 16, 2011 at 3:03 p.m.”



IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

Council recessed at 3:04 p.m. and reconvened at 3:09 p.m. Councillor Buck Buchanan was not in attendance when Council reconvened.

## MINUTES

Moved by Councillor Dianne Wyntjes, seconded by Councillor Lynne Mulder

**“Resolved** that the Wednesday, April 27, 2011 Special Meeting of Red Deer City Council be approved as presented.”

IN FAVOUR: Mayor Morris Flewwelling, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

ABSENT: Councillor Buck Buchanan

MOTION CARRIED

Moved by Councillor Lynne Mulder, seconded by Councillor Tara Veer

**“Resolved** that the Monday, May 2, 2011 Regular Council Meeting Minutes of Red Deer City Council be approved as presented.”



IN FAVOUR: Mayor Morris Flewwelling, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

ABSENT: Councillor Buck Buchanan

MOTION CARRIED

### POINTS OF INTEREST

On a Point of Interest Councillor Paul Harris shared that as a member of Council he participated in **Green Deer** and that they had great success in cleaning up the area assigned. Councillor Harris also brought greetings on behalf of The City to the **High Risk Youth Workshop** which was also attended by Councillors Wong and Wyntjes. Councillor Harris was also pleased to bring greetings to the **Alberta Student Leadership Conference**. Councillor Harris shared that Red Deer is currently 794 points behind Grande Prairie and that the **Green Grouch website** is predicting that Red Deer will take the lead this week.

Councillor Buck Buchanan returned to Council Chambers at 3:11 p.m.

On a Point of Interest Councillor Chris Stephan indicated his pleasure at attending the **Alberta Downtowns Conference** held in Red Deer last week.

On a Point of Interest Councillor Lynne Mulder indicated she and Councillor Dianne Wyntjes had the pleasure of participating in the **'Woman Build'** program of **Habitat for Humanity**. Councillor Mulder also shared the success of the recent **SPCA fundraiser** at which the Mayor was kennelled for the benefit of the SPCA and raised \$5,000 of the total \$20,000 raised.

On a Point of Interest Councillor Buck Buchanan shared that he, along with Councillor Dianne Wyntjes, had the pleasure of attending the **AUMA Energy & Infrastructure workshop** in Fort McMurray.

On a Point of Interest Councillor Dianne Wyntjes expressed her pleasure at being able to attend the **Aspen Heights School Micro-Society**. Councillor Wyntjes also had the pleasure



of being a judge at the **Central Alberta Heritage School Fair** held last week.

Councillor Tara Veer had the privilege of bring greetings to the **Heritage School Fair** on behalf of The City. Councillor Veer shared that **other public bodies within the city have been challenged to participate in Green Deer** and this challenge has been accepted by the Red Deer College Student's Association, the Red Deer Catholic Regional School Board, the Red Deer Labour Council, and the Red Deer Chamber of Commerce. Councillor Veer expressed her confidence that Red Deer City Council will win the challenge. Councillor Tara Veer also attended the **Aspen Heights School Micro-Society** and expressed her pleasure at being able to attend and participate in this event at her former elementary school.

Mayor Morris Flewwelling then shared the following proclamations:

- May Cerebral Palsy Awareness Month
- May CNIB Vision Health Month
- 40<sup>th</sup> Anniversary Red Deer Family Services Bureau – Family Services of Central Alberta
- Elks & Royal Purple Hearing and Speech Month
- May 16 – 21 Public Works Week

## REPORTS

### Scotties Tournament of Hearts Tournament Funding Request

Department: Recreation, Parks & Culture

Ms. Sherri Ryckman, Chair of the 2012 Scotties Host Committee and Mr. Alan Redell spoke to Council in support of this application.

Moved by Councillor Lynne Mulder, seconded by Councillor Harris

**“Resolved** that Council of The City of Red Deer having considered the report from the Recreation, Parks & Culture Manager and the Financial Services Manager, dated May 3, 2011, Re: Scotties Tournament of Hearts Funding Request, hereby:

1. Approves a sponsorship to the 2012 Tournament of Hearts in the amount of \$100,000, and



2. Approves an amendment to the 2011 operating budget in the amount of \$100,000 to be funded from the Tax Stabilization Reserve.”

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

**Westerner Park Request for Funding for Centrium Seats and Luxury Suite Expansion Program**

Department: Recreation, Parks & Culture

Mr. John Harms, Executive Director of the Westerner Association, was in attendance to speak to this request.

Moved by Councillor Dianne Wyntjes, seconded by Councillor Lynne Mulder

**“Resolved** that Council of The City of Red Deer having considered the report from the Recreation, Parks and Culture Manager and Financial Services Manager, dated May 3, 2011, Re: Westerner Park Request, hereby approves an operational grant of \$1million to Westerner Park for the Centrium seat and luxury suite expansion program subject to the Province’s approval of the \$1.75 million Community Facility Enhancement Program Grant.”

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED



## **PRESENTATION**

### **Presentation Regarding Enterprise Asset Management Project**

Department: IT Services

The above project summary was presented for Council's information.

## **UNFINISHED BUSINESS**

### **Greater Downtown Action Plan Vision – Market and Artisan Space Development**

Department: Legislative & Governance Services

Moved by Councillor Buck Buchanan, seconded by Councillor Chris Stephan

**“Resolved** that Council of The City of Red Deer hereby agrees to lift from the table consideration of the Year Round Market and Artisan Space Development Report.”

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

**MOTION TO LIFT FROM TABLE CARRIED**

Moved by Councillor Dianne Wyntjes, seconded by Councillor Buck Buchanan

**“Resolved** that Council of The City of Red Deer having considered the report from the Legislative & Governance Services Manager, dated May 10, 2011, Re: Year Round Market and Artisan Spaces Report, hereby agrees to table consideration of this item to the Monday, June 13, 2011 Council meeting.”



IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION TO TABLE CARRIED

**Initiation of Expropriation Proceedings of Lands Owned by Bucci Inv. Corp. for the North Highway Connector (NHC) Project**

Department: Legislative & Governance Services

Moved by Councillor Lynne Mulder, seconded by Councillor Buck Buchanan

**“Resolved** that Council of The City of Red Deer hereby agrees to lift from the table consideration of the Initiation of Expropriation proceedings for lands required for the North Highway Connector (NHC) (BUCCI Corp.).”

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION TO LIFT FROM TABLE CARRIED

Moved by Councillor Buck Buchanan, seconded by Councillor Chris Stephan

**“Resolved** that Council of The City of Red Deer having considered the report from the Legislative & Governance Services Manager, dated May 10, 2011, re: Initiation of Expropriation Proceedings for Lands Required for the North Highway Connector (NHC) (Bucci Corp) hereby agrees to table this item to the Monday, May 30, 2011 Council meeting.”



IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION TO TABLE CARRIED

## REPORTS

### **South Red Deer Wastewater Commission Construction of Regional Sewer: Land Use Agreement between The City of Red Deer and Red Deer County**

Department: City Manager

Moved by Councillor Lynne Mulder, seconded by Councillor Dianne Wyntjes

**“Resolved** that Council of The City of Red Deer having considered the report from the City Manager, dated May 10, 2011, Re: South Red Deer Wastewater Commission, Construction of Regional Sewer: Land Use Agreement between City of Red Deer and Red Deer County, hereby:

1. Approves the Wastewater Supply Agreement between The City of Red Deer and Red Deer County regarding wastewater servicing, as presented to Council on May 16, 2011,
2. Agrees that all other development issues be resolved through the joint planning process in the context of the current IDP and future revisions.
3. That the current Council Policy 4313C be withdrawn and The City's interests be protected through alternative means. Administration is to draft a replacement policy which reflects Council's objectives only (ENDS).
4. That the wastewater agreement between The City and the South Red Deer Wastewater Commission (SRDWC) be brought forward as a separate item for review and approval by Council.”



IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

### **South Regional Wastewater Agreement**

Directorate: Development Services

Moved by Councillor Dianne Wyntjes, seconded by Councillor Lynne Mulder

**“Resolved** that Council of The City of Red Deer having considered the report from the Director of Development Services, dated May 6, 2011, Re: South Region Wastewater Agreement, hereby agrees in principle with the conditions of the agreement and authorizes the City Manager to execute the South Region Wastewater Agreement.”

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

### **Alto Reste Cemetery – Multicultural Inclusion and Site Plan**

Department: Recreation, Parks & Culture

Ms. Eve Holberg of peter j. smith company inc. was in attendance to review the proposed plan with Council.

Moved by Councillor Buck Buchanan, seconded by Councillor Paul Harris



**“Resolved** that Council of The City of Red Deer having considered the report from the Parks Superintendent and Recreation Parks & Culture Manager, dated May 4, 2011, Re: Alto Reste Cemetery – Multicultural Inclusion and Expansion Plan, hereby:

1. Adopts the Alto Reste Cemetery Multicultural Inclusion and Expansion Plan as a planning tool.
2. Directs Administration to do a review of the perpetual care model and identify any issues with a report back to the appropriate governing authority by September 30, 2011.”

IN FAVOUR: Mayor Morris Flewelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

### **Riverside Drive Utility Contract and Budget**

Department: Engineering Services

Moved by Councillor Dianne Wyntjes, seconded by Councillor Frank Wong

**“Resolved** that Council of The City of Red Deer having considered the report from the Engineering Services Manager, dated May 9, 2011, Re: Riverside Drive Utility Contract and Budget, hereby approves revising the 2011 Capital Budget as follows:

Riverside Drive Trunk Twinning (Civic Yards to Waste Water Treatment Plant)

Revised Budget: \$3,350,000

Source of Funding: Sanitary Offsite Reserves

NHC Water Crossing on Riverside Drive

Revised Budget: \$1,725,000

Source of Funding: Water Offsite Reserves. “



IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

OPPOSED: Councillor Paul Harris

MOTION CARRIED

## **UNFINISHED BUSINESS**

### **Implementation of a Bylaw Complaint Line**

Department: Inspections & Licensing

Council agreed to accept the report as information.

Council recessed at 5:01 p.m. and reconvened at 6:06 p.m.

## **PUBLIC HEARINGS**

### **Road Closure Bylaw 3466/2011 – 67 Street & Orr Drive / Golden West Avenue Intersection Modifications**

#### **Consideration of Second and Third Readings of the Bylaw**

Department: Land & Economic Development

Mayor Morris Flewwelling declared open the Public Hearing for Road Closure Bylaw 3466/2011 which provides for the closure of 67 Street Close at Orr Drive. Ms. Elsie Matther was in attendance to speak to this item. As no one else was present to speak for or against this item Mayor Morris Flewwelling declared the Public Hearing closed.

Council agreed to consider second reading of Road Closure Bylaw 3466/2011 at this time.

Moved by Councillor Chris Stephan, seconded by Councillor Dianne Wyntjes



That Bylaw 3466/2011 (Road Closure Bylaw regarding closing 67 Street Close at Orr Drive consisting of 1397m<sup>2</sup> more or less) be read a second time

IN FAVOUR: Mayor Morris Flewwelling, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

OPPOSED: Councillor Buck Buchanan

MOTION CARRIED

Moved by Councillor Chris Stephan, seconded by Councillor Dianne Wyntjes

That Bylaw 3466/2011 be read a third time

IN FAVOUR: Mayor Morris Flewwelling, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

OPPOSED: Councillor Buck Buchanan, Councillor Paul Harris

MOTION CARRIED

### **Lancaster / Vanier East Neighbourhood Area Structure Plan 3217/B-2011**

#### **Consideration of Second and Reading of the Bylaw**

Department: Planning Services

Mayor Morris Flewwelling declared open the Public Hearing for Lancaster / Vanier East Neighbourhood Area Structure Plan 3217/B-2011 which establishes the land use framework and development objectives for the Lancaster/Vanier East Neighbourhoods. Mr. Gord Bontje, Laebon Homes; Mr. Phil Neufeld, True-Line Contracting Ltd.; Mr. Tony Blake and Mr. Phil McKay were in attendance to speak to this item. As no one else was present to speak for or against this item Mayor Morris Flewwelling declared the Public Hearing closed.



Council agreed to consider second reading of Lancaster / Vanier East Neighbourhood Area Structure Plan Amendment 3217/B-2011 at this time.

Moved by Councillor Paul Harris, seconded by Councillor Lynne Mulder

That Bylaw 3217/B-2011 (Lancaster / Vanier East Neighbourhood Area Structure Plan) be read a second time

Prior to consideration of second reading, the following resolution was introduced and passed.

Moved by Councillor Tara Veer, seconded by Councillor Paul Harris

**“Resolved** that Council of The City of Red Deer hereby agree that a report be prepared for Council’s consideration outlining options respecting the dedication of place of worship and social care sites and the alternate use of space as inferred previously as a ‘shadow’ plan to respond to expectations of property owners.”

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

A subsequent resolution was introduced as this time.

Moved by Councillor Frank Wong, seconded by Councillor Buck Buchanan

**“Resolved** that Council of The City of Red Deer hereby agrees that Bylaw 3217/B-2011 be amended by limiting RIG as a pilot within this Plan and that no further RIG’s be permitted until this land use is evaluated.”

Upon the agreement of the mover and seconder this motion was withdrawn.

Second Reading of Bylaw 3217/B-2011 as originally introduced was then on the floor.



IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

A further resolution was introduced at this time.

Moved by Councillor Frank Wong, seconded by Councillor Tara Veer

**“Resolved** that Council hereby agrees that the RIG land use serve as a pilot within the Lancaster/Vanier East Neighbourhood Area Structure Plan and that Council review our Neighbourhood Standards and Guidelines and has a workshop to establish our vision for housing options prior to consideration of RIG zoning within other Plan areas.”

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

### **East Hill Major Area Structure Plan Bylaw Amendment 3207/A-2011**

#### **Consideration of Second Reading of the Bylaw**

Department: Planning Services

Mayor Morris Flewwelling declared open the Public Hearing for East Hill Major Area Structure Plan Bylaw Amendment 3207/A-2011 which provides for a mix of residential land uses and contains 123 hectares (302 acres) of land and is located in the southeast corner of Red Deer. As no one was in attendance to speak to the amendment Mayor Morris Flewwelling declared the Public Hearing closed.

Council agreed to consider second reading of East Hill Major Area Structure Plan Amendment 3207/A-2011 at this time.



Moved by Councillor Lynne Mulder, seconded by Councillor Paul Harris

That Bylaw 3207/A-2011 (an amendment to the East Hill Major Area Structure Plan / a mix of residential land uses in the southeast corner of Red Deer) be read a second time

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

### **Municipal Development Plan Bylaw Amendment 3404/A-2011**

#### **Consideration of Second Reading of the Bylaw**

Department: Planning Services

Mayor Morris Flewwelling declared open the Public Hearing for the Municipal Development Plan Bylaw Amendment 3404/A-2011 which provides for the inclusion of recently annexed lands in the Municipal Development Plan. As no one was in attendance to speak to the amendment Mayor Morris Flewwelling declared the Public Hearing closed.

Council agreed to consider second reading of Municipal Development Plan Bylaw Amendment 3404/A-2011 at this time.

Moved by Councillor Dianne Wyntjes, seconded by Councillor Chris Stephan

That Bylaw 3404/A-2011 (an amendment to the Municipal Development Plan including the provision of recently annexed lands) be read a second time

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED



**Land Use Bylaw Amendment 3357/J-2011 – Lancaster / Vanier East Rezoning  
for Phase 1 and 2**

**Consideration of Second Reading of the Bylaw**

Department: Planning Services

Mayor Morris Flewwelling declared open the Public Hearing for Land Use Bylaw 3357/J-2011 which provides for the rezoning of Phase 1 and 2 of the Lancaster/Vanier East neighbourhood. As no one was in attendance to speak to the amendment Mayor Morris Flewwelling declared the Public Hearing closed.

Council agreed to consider second reading of Land Use Bylaw Amendment 3357/J-2011 at this time.

Moved by Councillor Buck Buchanan, seconded by Councillor Tara Veer

That Bylaw 3357/J-2011 (an amendment for the rezoning of the Lancaster /Vanier East Rezoning for Phase 1 and 2) be read a second time

Prior to consideration of second reading, the following amending motion was introduced and passed.

Moved by Councillor Chris Stephan, seconded by Councillor Buck Buchanan

**“Resolved** that Bylaw 3357/J-2011 be amended by deleting the place of worship site from the plan.”

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION TO AMEND CARRIED

Second reading of Bylaw 3357/J-2011, as amended, was then on the floor.



IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Dianne Wyntjes

OPPOSED: Councillor Frank Wong

MOTION CARRIED

Council recessed at 8:39 p.m. and reconvened at 8:44 p.m.

## UNFINISHED BUSINESS

**Glendale NW Neighbourhood Area Structure Plan Bylaw Amendment 3217/A-2011 and**

**Land Use Bylaw Amendment 3357/C-2011 - 7410 and 7510 - 59 Avenue (Lot 11, Plan 982-2249) Former Dentoom's Greenhouse Site, and 7475 Taylor Drive (Lot 9, Plan 982-2243) and**

**Land Exchange in Glendale West (Dentoom's Site)**

Departments: Planning Services

Moved by Councillor Paul Harris, seconded by Councillor Lynne Mulder

**"Resolved** that Council of The City of Red Deer hereby agrees to lift from the table consideration of second and third readings of the Glendale Northwest Neighbourhood Area Structure Plan Bylaw Amendment 3217/A-2011 and Land Use Bylaw Amendment 3357/C-2011 and consideration of the Land Exchange."

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION TO LIFT FROM TABLE CARRIED



Moved by Councillor Buck Buchanan, seconded by Councillor Tara Veer

That Bylaw 3217/A-2011 (Glendale Neighbourhood Area Structure Plan Amendment to allow for development on the former Dentoom's site) be read a second time.

IN FAVOUR: Mayor Morris Flewwelling, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Frank Wong, Councillor Dianne Wyntjes

OPPOSED: Councillor Buck Buchanan, Councillor Tara Veer

MOTION CARRIED

Prior to consideration of third reading the following amendment was introduced and passed.

Moved by Councillor Dianne Wyntjes, seconded by Councillor Paul Harris

**"Resolved** that Council of The City of Red Deer agrees to amend Bylaw 3217/A-2011 by adding the word 'site' following the words 'former Dentoom' in section 1 of the bylaw amendment."

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION TO AMEND CARRIED

Moved by Councillor Buck Buchanan, seconded by Councillor Tara Veer

That Bylaw 3217/A-2011 be read a third time

IN FAVOUR: Mayor Morris Flewwelling, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Frank Wong, Councillor Dianne Wyntjes



OPPOSED: Councillor Buck Buchanan, Councillor Tara Veer

MOTION CARRIED

The related Land Use Bylaw Amendment was considered at this time.

Moved by Councillor Frank Wong, seconded by Councillor Tara Veer

That Land Use Bylaw Amendment 3357/C-2011 (Rezoning of land within the Glendale Neighbourhood to provide for 35 dwelling units consisting of up to 5 detached dwellings and 30 duplex dwelling units on the former Dentoom's site) be read a second time.

IN FAVOUR: Mayor Morris Flewwelling, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Frank Wong, Councillor Dianne Wyntjes

OPPOSED: Councillor Buck Buchanan, Councillor Tara Veer

MOTION CARRIED

Moved by Councillor Frank Wong, seconded by Councillor Tara Veer

That Bylaw 3357/C-2011 be read a third time

IN FAVOUR: Mayor Morris Flewwelling, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Frank Wong, Councillor Dianne Wyntjes

OPPOSED: Councillor Buck Buchanan, Councillor Tara Veer

MOTION CARRIED

Council agreed to give consideration to the Land Exchange at this time.

Moved by Councillor Tara Veer, seconded by Councillor Buck Buchanan



**“Resolved** that Council of The City of Red Deer having considered the report from the Land Services Specialist, dated February 2, 2011, Re: Land Exchange in Glendale West (Dentooms Site), hereby approves the Land Exchange of approximately 0.331 hectares of the developers northeast portion of lands for an approximate 0.413 hectare south west portion of The City of Red Deer’s lands subject to:

1. All necessary development and subdivision approvals being received through the City’s normal development/subdivision approval processes.
2. The condition that any shortfall in the lands being exchanged (0.082 hectares) will be compensated for by the Developer at fair market value and in accordance with the *Municipal Government Act*.
3. The funds received from the sale of excess land will be credited to the Land Bank Account.”

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

## BYLAWS

### Land Use Bylaw Amendment 3357/L-2011 – Revision to Item 6.1 – Trade School Definition

#### Consideration of First Reading of the Bylaw

Department: Planning Services

Moved by Councillor Dianne Wyntjes, seconded by Councillor Frank Wong

That Bylaw 3357/L-2011 (Land Use Bylaw Amendment /Addition of new definitions for “Commercial School” and “Industrial Trade School”) be read a first time.



IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

**River Bend Golf and Recreation Society Loan Bylaw Amendment 3391/A-2011**  
**Consideration of First Reading of the Bylaw**

Department: Financial Services

Moved by Councillor Paul Harris, seconded by Councillor Buck Buchanan

That Bylaw Amendment 3391/A-2011 (deleting and replacing the section regarding Repayment of the loan) be read a first time

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

**UNFINISHED BUSINESS**

**Organizational Sustainability Definitions**

Department: City Manager

Moved by Councillor Paul Harris, seconded by Councillor Dianne Wyntjes

**“Resolved** that Council of The City of Red Deer hereby agrees to lift from the table consideration of the Organizational Sustainability Definitions.”



IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

#### MOTION TO LIFT FROM TABLE CARRIED

Moved by Councillor Paul Harris, seconded by Councillor Buck Buchanan

**“Resolved** that Council of The City of Red Deer having considered the report from the Communications & Strategic Planning Manager, dated March 9, 2011, hereby:

- I. Adopts the following pillar definitions and The City’s overall role for environmental, social, economic and cultural sustainability in principle as a framework for organizational sustainability thinking:

#### **Environmental**

Red Deer actively enhances its rich natural environment and minimizes its ecological footprint through City leadership, community collaboration and active stewardship. We are a leading example of a resilient community in which urban and natural systems are effectively integrated to the benefit of both.

The City’s role: The City explores and implements environmentally efficient solutions and plans for the continued functionality of the municipality and the community, while reducing reliance on non-renewable resources.

#### **Social**

Authentic engagement, social cohesion and broad participation among its citizens characterize Red Deer. Through leadership, support and partnerships, quality of life is improved and opportunities are available for people’s basic needs to be met. Equality, social well-being, a sense of belonging and the appreciation of diverse groups are supported and decisions made are equitable and just.

The City’s role: The City provides leadership, policies and processes to assist in the facilitation and support of Red Deer’s social fabric.

**Economic**

Strategic analysis promotes economic vitality and a strong, resilient environment for business health. To meet the current and future financial needs of Red Deer, resources are managed through decision-making processes which consider and regularly assess both long and short term financial effect on the organization and the community.

The City's role: Fostering a healthy economic environment for the organization and community through creating policies and adopting best practices that promote and foster economic health.

**Cultural**

Red Deer is a vibrant city with an authentic identity where history is honoured, spaces and places help people connect, diversity is valued and respected, creative expression and innovation is encouraged, and citizens have a sense of pride and belonging.

The City's role: The City of Red Deer provides leadership and supports the community in developing our community's identity and character through placemaking, celebrating heritage and providing opportunities for creative expression.

2. Receives the information on the Governance sustainability pillar as information only pending development of an organizational governance definition."

Prior to voting on the preceding resolution, the following resolution was introduced and passed.

Moved by Councillor Chris Stephan, seconded by Councillor Lynne Mulder

**"Resolved** that Council of The City of Red Deer having considered the sustainability definitions hereby agrees that the Economic definition be amended by adding to the final sentence the phrase "through operating within our financial means."



IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION TO AMEND CARRIED

The original motion, as amended, was then on the floor.

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

#### **Resolution for Consideration at the 2011 AUMA Conference**

Department: Legislative & Governance Services

Moved by Councillor Dianne Wyntjes, seconded by Councillor Lynne Mulder

**“Resolved** that Council of The City of Red Deer having considered the report from the Corporate Leadership Team, dated April 27, 2011, Re: AUMA Resolutions, hereby agrees to forward the following resolution to the Alberta Urban Municipalities Association (AUMA) for consideration at the 2011 AUMA Conference to be held on September 28 – 30, 2011 in Calgary:

#### **Alberta Seniors Specialized Transportation**

**Whereas** the population of Alberta seniors represents the fastest growing demographic in the province; and

**Whereas** seniors with poor health and disability status are the largest group of seniors to state difficulty with current access to existing mobility and



transportation options; and

**Whereas** the reasons for senior's requesting specialized transportation are out of necessity; and

**Whereas** municipalities are already heavily subsidizing specialized transportation needs of seniors, but with an increasing number of seniors with specialized transportation needs, municipalities will be unable to keep up with the costs of these demands; and

**Whereas** Alberta villages, towns and cities collaborate with other orders of government and stakeholders to ensure appropriate supports for seniors to remain as independent as much as possible; and

**Whereas**, as per the Provincial Government's Aging Population Policy Framework (November 2010), the Province states one of its eight outcomes as, 'Albertans have access to safe, affordable, appropriate and accessible transportation options during their senior years'; and

**Whereas**, part of the first strategy in Alberta's Continuing Care Strategy – Aging in the Right Place (December 2008) document is to 'Invest in Community Supports';

**Therefore be it resolved that** the Alberta Urban Municipalities Association urge the Province of Alberta to provide financial support to municipalities so that they can continue to provide specialized transportation for the increasing number of seniors who require this service.

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED



Moved by Councillor Buck Buchanan, and seconded by Councillor Lynne Mulder

**“Resolved** that Council of The City of Red Deer having considered the report from the Corporate Leadership Team, dated April 27, 2011, Re: AUMA Resolutions, hereby agrees to forward the following resolution to the Alberta Urban Municipalities Association (AUMA) for consideration at the 2011 AUMA Conference to be held on September 28 – 30, 2011 in Calgary:

### **Regulated Recyclables**

**Whereas** ensuring the sustainability of resources is the concern of all Albertans; and

**Whereas** the Province of Alberta has taken a leadership role in the creation of provincial wide recycling programs including electronics, tires and beverage containers; and

**Whereas** the Province’s leadership has enabled a greener environment and secured recycling facilities for the betterment of all Albertans and the Province as a whole; and

**Whereas** Alberta villages, towns and cities collaborate with other orders of government and stakeholders to ensure the sustainability of future resources; and

**Whereas** many commodities are not recycled or are recycled at significant costs to municipalities due to the commodity market volatility; and

**Whereas**, it is in everyone’s interest that the maximum amount of recycled materials are recycled;

**Therefore be it resolved that** the Alberta Urban Municipalities Association urge the Province of Alberta to create means to stabilize and develop predictable markets for additional recycled material including paper, cardboard, plastics, steel, drywall, glass etc.”



IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

Moved by Councillor Lynne Mulder, and seconded by Councillor Frank Wong

**“Resolved** that Council of The City of Red Deer having considered the report from the Corporate Leadership Team, dated April 27, 2011, Re: AUMA Resolutions, hereby agrees to forward the following resolution to the Alberta Urban Municipalities Association (AUMA) for consideration at the 2011 AUMA Conference to be held on September 28 – 30, 2011 in Calgary:

#### **One Time Off Sites Re Annexation**

**Whereas** the *Municipal Government Act* states that an off-site levy imposed may be collected only once in respect of land that is the subject of a development or a subdivision; and

**Whereas** municipalities may have different standards of servicing of lands in which off-site levies are imposed; and

**Whereas** when annexations occur the prior levying of off-site levies limits the annexing municipality's ability to impose off-site levies to install or upgrade infrastructure;

**Therefore be it resolved that** the AUMA request that the Government of Alberta amend section 648 of the *Municipal Government Act* so as to allow the imposition of additional off-site levies following annexation.”

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED



Moved by Councillor Buck Buchanan, seconded by Councillor Lynne Mulder

**“Resolved** that Council of The City of Red Deer having considered the report from the Corporate Leadership Team, dated April 27, 2011, Re: AUMA Resolutions, hereby agrees to forward the following resolution to the Alberta Urban Municipalities Association (AUMA) for consideration at the 2011 AUMA Conference to be held on September 28 – 30, 2011 in Calgary:

### **Landfill Setback Processes**

**Whereas** the *Municipal Government Act* Subdivision & Development Regulations states that a subdivision authority shall not approve an application for subdivision for school, hospital, food establishment or residential use if the application would result in the creation of a building site for any of those uses:

- (a) within 450 metres of the working area of an operating landfill, or
  - (b) within 300 metres of the disposal area of an operating or non-operating landfill;
- and

**Whereas** up until the past decade, setbacks from non-operating landfills were set at 30 metres and were changed to 300 metres; and

**Whereas** requirements for setbacks may only be varied with the written consent of the Deputy Minister of Environment; and

**Whereas** the setback distances have varied from time to time and are currently not justified from a Health or Safety perspective; and

**Whereas** Alberta Environment does not approve setbacks to landfill sites and requires municipalities to issue stop orders which are then appealable to local Subdivision & Development Appeal Boards which are not bound by setbacks; and

**Whereas** this is a sub delegation of provincial responsibility to a local body;



**Therefore be it resolved that** the AUMA request the Government of Alberta to immediately review the provisions of the *Municipal Government Act* with respect to non-operating landfill setbacks

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

Moved by Councillor Chris Stephan seconded by Councillor Paul Harris

**“Resolved** that Council of The City of Red Deer having considered the report from the Corporate Leadership Team, dated April 27, 2011, Re: AUMA Resolutions, hereby agrees to forward the following resolution to the Alberta Urban Municipalities Association (AUMA) for consideration at the 2011 AUMA Conference to be held on September 28 – 30, 2011 in Calgary:

### **High Speed Rail Corridor**

**Whereas** there is increasing use and safety pressures on our highways and an increasing public desire for alternative transportation system that is efficient and cost-effective; and

**Whereas** High Speed Rail as discussed in the 2009 FCM Report, Sustainable Community Planning in Canada: Status & Best Practices has been identified as a feature of Sustainable Community Planning; and

**Whereas** High Speed Rail, is an alternative transportation method that is sustainable and supports environmental stewardship; and

**Whereas** High Speed Rail could provide a source of economic development and diversity; and

**Whereas** there have now been plans and proposals put forward with respect to high



speed linkages between:

- Vancouver - Seattle
- Edmonton – Red Deer - Calgary
- Windsor to Quebec via London, Toronto, Ottawa and Montreal; and

**Whereas** municipalities in Alberta are increasingly caught in a financial vice as other orders of government are transferring greater responsibilities in areas such as regional transportation systems without accompanying financial transfers; and

**Whereas** provincial governments hold back funding for municipal transportation while actively funding highway expansion that is not supporting municipalities' planning goals;

**Therefore be it resolved that** the Alberta Urban Municipalities Association urge the Provincial Government to take the lead in developing integrated strategies, policies and funding frameworks to support the development of high-speed rail links and/or alternative transportation systems.

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

Moved by Councillor Dianne Wyntjes, seconded by Councillor Buck Buchanan

**“Resolved** that Council of The City of Red Deer having considered the report from the Corporate Leadership Team, dated April 27, 2011, Re: AUMA Resolutions, hereby agrees to forward the following resolution to the Alberta Urban Municipalities Association (AUMA) for consideration at the 2011 AUMA Conference to be held on September 28 – 30, 2011 in Calgary:

### **Integration of Land Use and Water Planning**

**Whereas** the Government of Alberta has established an important process to develop high level planning principles and policy for regions, through the use of the Land Use



Frameworks; and

**Whereas** the study areas are split into areas defined as Land Use Planning Areas, and the studies will make planning policy related to each area including policy on or that will impact water use and allocation; and

**Whereas** the Province has chosen to proceed with development of Land Use Planning Areas in some regions ahead of others; and

**Whereas** the Land Use Planning Areas may cross watersheds from other Land Use Planning Areas; and

**Whereas** the decisions of one land use planning area can impact other land use planning areas especially in the instance of water use and allocation;

**Therefore be it resolved that** the AUMA work with the Province of Alberta to ensure that consultation between land use planning areas must be completed prior to any formal plan being approved; and

**Further it be resolved that** in the absence of the land use planning areas being established that consultation occur with the impacted municipalities.”

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

## UNFINISHED BUSINESS

### Report on Councillor Buchanan's Notice of Motion

Directorate: Development Services

Moved by Councillor Buck Buchanan, seconded by Councillor Lynne Mulder



**“Resolved** that Council of The City of Red Deer hereby agrees to lift from the table consideration of Councillor Buchanan’s Notice of Motion – Fluoridation of Water.”

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

#### MOTION TO LIFT FROM TABLE

The following Notice of Motion from Councillor Buck Buchanan was then on the floor.

”Whereas Council of The City of Red Deer recognizes the public debate regarding fluoridation of drinking water; and

Whereas there are many conflicting opinions as to the benefits and detriments to this practice; and

Whereas, in the mid 1950s, The City of Red Deer by way of plebiscite heard from electors and instituted the practice of adding fluoride to drinking water;

Therefore be it resolved that Council directs administration to prepare a question for consideration by the electorate, in conjunction with the 2013 municipal election, to acquire Red Deer citizens’ direction with respect to the practice of adding fluoride to drinking water.”

Following discussion, the resolution was withdrawn by Councillor Buck Buchanan and the following resolution was introduced and passed.

Moved by Councillor Buck Buchanan, seconded by Councillor Paul Harris



**“Resolved** that Council of The City of Red Deer, having considered the report from the Director of Development Services dated May 16, 2011, Re: Report on Notice of Motion regarding Fluoridation of Water, recognizes the public debate regarding the fluoridation of drinking water and agrees to enter into public conversation with respect

to determining what process the public wants to address the question of fluoridation within the city’s water supply, to be followed by Council debate and determination of next steps.”

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

## **ADDITION TO THE AGENDA**

### **Additional Items re:**

**Board Governance – Arising from the In-Camera Meeting**

**Potential AUMA Resolution re Business Revitalization Zones**

**Potential AUMA Resolution re Regional Trail Linkages**

**Proposed Resolution in Support of Slave Lake**

Department: Legislative & Governance Services

Moved by Councillor Dianne Wyntjes, seconded by Councillor Buck Buchanan

**“Resolved** that Council of The City of Red Deer hereby agrees to add to the May 16, 2011 Council Agenda consideration of the following items:

1. Report from the Legislative & Governance Services Manager, dated May 2, 2011, re: Board Governance;
2. Potential Alberta Urban Municipalities Association resolution re Business Revitalization Zones as presented by Councillor Chris Stephan;



3. Potential Alberta Urban Municipalities Association resolution re Regional Trail Linkages as presented by Councillor Chris Stephan; and
4. Resolution re Slave Lake as presented by Councillor Paul Harris."

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION TO ADD TO THE AGENDA CARRIED

## REPORTS

### Board Governance

Department: Legislative & Governance Services

Moved by Councillor Lynne Mulder, seconded by Councillor Dianne Wyntjes

**"Resolved** that Council of The City of Red Deer hereby endorses the in-camera recommendations of the Legislative & Governance Services Manager, dated May 2, 2011."

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

### Potential AUMA Resolution re Business Revitalization Zone Levies

Department: Legislative & Governance Services on behalf of Councillor Chris Stephan

Moved by Councillor Chris Stephan, seconded by Councillor Buck Buchanan



### **Business Revitalization Zone Levies**

**Whereas** the *Municipal Government Act* (MGA) allows municipalities to designate areas as Business Revitalization Zones; and

**Whereas** the municipalities may issue a levy on business owners within a Business Revitalization Zone; and

**Whereas** municipalities may find it more favourable to issue a levy on a property owner rather than business owners in order to meet its goals within a Business Revitalization Zone;

**Now therefore be it resolved that** the Alberta Urban Municipalities Association request immediate legislative change to allow municipalities the option to levy property owners within a Business Revitalization Zone.

Following discussion it was agreed that this issue be forwarded to the next provincial City Manager's meeting and referred for further advocacy. As a result, Councillor Chris Stephan and Councillor Buck Buchanan agreed that the resolution be withdrawn.

### **Potential AUMA Resolution re Regional Trail Linkages**

Department: Legislative & Governance Services on behalf of Councillor Chris Stephan

Moved by Councillor Chris Stephan, seconded by Councillor Paul Harris

### **Regional Trail Linkages Outside of Trans Canada Trail Network**

**Whereas** there are opportunities for regional trail development which fall outside trail routes designated as Trans Canada Trail; and

**Whereas** Trans Canada Trail funding is only available for sections of trails designated as Trans Canada Trail; and

**Whereas** waterways and abandoned railways connect many of our communities and hold historical significance and heritage and environmental value; and



**Whereas** regional trail development along waterways and abandoned railways resolve safety issues regarding trail development along highway right of ways and provides for a more enjoyable trail connection;

**Therefore be it resolved that** the Alberta Urban Municipalities request funding from the province for regional trail development along waterways and abandoned rail right of ways.

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

### **Proposed Resolution in Support of Slave Lake**

Department: Legislative & Governance Services on behalf of Councillor Paul Harris

Moved by Councillor Paul Harris, seconded by Councillor Buck Buchanan

**Whereas** massive wildfires sweeping across parts of central and north-central Alberta have caused significant damage and forced the evacuation of dozens of communities, including the Town of Slave Lake and surrounding communities; and

**Whereas** approximately 7,000 people have been forced from their homes and it is estimated that half of the town has been destroyed, including the police station library, hospital, radio station and up to 40% of other buildings within the community; and

**Whereas** The City recognizes the hardship experienced by the Town of Slave Lake and its citizens; and

**Whereas** The City of Red Deer is known for its leadership and caring; and

**Whereas** The City of Red Deer now has an opportunity to be mobilize resources and enabling our citizens and others throughout the region to provide for the needs in Slave



Lake; and

**Whereas** the Canadian Red Cross and the local Red Cross office have mobilized to respond to the situation in Slave Lake;

**Therefore be it resolved that** Red Deer City Council encourages all Red Deer and Central Alberta citizens to support our counterparts in Slave Lake and encourage our citizens to provide financially aide through the Canadian Red Cross, the Red Deer District Community Foundation and any other community agencies for the people of Slave Lake.”

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

## NOTICE OF MOTION

The following Notice of Motion was submitted by Councillor Tara Veer

**Whereas** The City is basing planning and other decisions on the identified 20 Avenue alignment and intersection options; and

**Whereas** ring roads have the potential to move traffic in an efficient manner; and

**Whereas** many of our citizens express concern about traffic lights and the impact they have on the flow of traffic; and

**Whereas** it is preferable from a safety perspective to plan transportation corridors that reduce driver aggression; and

**Whereas** it is desirable for the city to reduce idling by ensuring efficient transportation flow;



**Therefore be it resolved that** Red Deer City Council requests a report from City administration outlining possible options to reduce the number of proposed traffic lights for the future 20 Avenue expressway with such a report to be presented by September 30, 2011.

## ADJOURNMENT

Moved by Councillor Buck Buchanan, seconded by Councillor Paul Harris

**“Resolved** that the Monday, May 16, 2011, regular meeting of The City of Red Deer Council be adjourned at 10:37 p.m.”

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

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MAYOR

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CITY CLERK



**Legislative & Governance Services**

**DATE:** May 24, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Review of The City's Snow & Ice Control Policy

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**History**

At the January 12, 2011 Council Budget Meeting the following resolution was passed:

**"Resolved** that Council of The City of Red Deer hereby directs that a plan for the complete review of The City's Snow & Ice Control Policy, including public consultation, be brought back to Council for approval within two months."

Administration requested more time to complete the plan and the following tabling resolution was passed:

**"Resolved** that Council of The City of Red Deer having considered the report from the Legislative & Governance Services Manager, March 1, 2011, Re: Review of The City's Snow & Ice Control Policy, hereby agrees to table consideration of the report to the Monday, April 18, 2011 Council meeting."

Administration again requested more time to complete the plan and the following tabling resolution was passed:

**"Resolved** that Council of The City of Red Deer having considered the report from the Legislative & Governance Services Manager, dated April 12, 2011, re: Review of The City's Snow & Ice Control Policy hereby agrees to table consideration of the plan for a complete review of The City's Snow & Ice Control Policy including public consultation to the Monday, May 30, 2011 Council Meeting."

**Discussion**

A report from Administration regarding The City's Snow & Ice Control Policy is attached.

**Recommendation**

That Council:

- I. Lift from the table consideration of the plan for a complete review of The City's Snow & Ice Control Policy including public consultation.

A handwritten signature in cursive script, appearing to read 'Elaine Vincent'.

Elaine Vincent  
Manager

**Public Works Department**

**Date:** May 25, 2011  
**To:** Craig Curtis, City Manager  
**From:** Greg Sikora, Public Works Manager  
**Re:** **Snow & Ice Control Operational and Policy Review – Terms of Reference**

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**Background:**

During operational budget discussions with Council in January 2011, Council identified the need for a review of the Snow and Ice Control Policy, and as such Public Works was directed to develop a Terms of Reference (TOR) for Council approval.

A workshop was held on March 28, 2011 to discuss with Council the schedule and TOR for the review. At this time Council required more information regarding the existing Snow and Ice Control Policy, procedures, and performance.

Subsequently, another session was held on May 16, 2011 where Council was presented with additional information to help gain a better understanding of the current Policy, current procedures, and performance. Council then identified overall objectives of the review, which have been used to develop the attached draft TOR.

**Discussion:**

As a result of the above noted workshops, several key objectives were identified as focus points for the 2011 Snow and Ice Control Review. These objectives have been included in the attached Terms of Reference and are captured in the following 'expected outcomes' list:

1. Policy updates: to expand, provide definition, and further clarify the desired level of service.
2. Baseline resources and costs: required to meet the targets set out in the existing Snow and Ice Control Policy.
3. Options and costs: for increased level of service for residential snow and ice control.
4. Options and costs: for increased level of service for sidewalks. (Trails and transit stops will follow via coordination with the Recreation, Parks and Culture and Transit Departments)

**Recommendation:**

That Council approves the attached Terms of Reference for the 2011 Snow and Ice Control Review.

Greg Sikora, M.Sc., P.Eng.  
Public Works Manager

Cc: Director of Development Services  
Director of Corporate Services  
Policy and Research Coordinator



## TERMS OF REFERENCE Snow and Ice Control

January 2011 – November 2011

### A. INTRODUCTION and BACKGROUND:

Snow and ice control is an essential service offered to the citizens of Red Deer. A review related to snow and ice control occurred in 2005 through 2008 and resulted in the current Council policy: 'Snow and Ice Control – Roads'. Public Works has fully implemented the policy along with the related corporate policy and procedures. The 'Sidewalk Snow Clearing' Council policy is in need of an update as the last update was in 1999.

During the 2011 winter, Council received concerns from the public regarding the City's snow and ice control practices. At the January 12, 2011 operating budget meeting, Council passed a resolution directing administration to develop a plan (terms of reference) for the complete review of the snow and ice control policy and practices.

On May 16, 2011 Council was presented with the results of a comprehensive operational review of current performance for snow and ice control. A Council workshop was also conducted to help determine the major objectives for the policy review. Some key objectives were identified by Council as follows (in no particular order):

<i>Snow Storage</i>	<i>Policy definitions/clarity</i>	<i>Safety</i>	<i>Seniors</i>
<i>Sidewalks/Trails</i>	<i>Multi-Modal Transport</i>	<i>Environment</i>	<i>Windrows</i>
<i>Budget</i>	<i>Residential</i>	<i>Innovation</i>	<i>Communication</i>
<i>Frequency/Timeliness</i>	<i>Alternative Business/Equipment</i>		

The Recreation Parks and Culture department is currently undertaking a pilot project for snow and ice control on trails. While including trails in the overall snow and ice review has been identified by Council as a desirable outcome, inclusion at this time may not be practical. Upon conclusion of the pilot project, administration will be in a better position to review and evaluate future courses of action and how best to address snow and ice control for trails as part of a multi-modal approach.

### B. PURPOSE

This review is being undertaken so that we may:

1. Clarify and confirm Council's position on snow and ice control.
2. Engage stakeholders.
3. Further improve on snow and ice control level of service.
4. Establish operational and fleet changes required to support policy direction.
5. Understand and communicate budget implications.
6. Identify trail and transit stop snow and ice control objectives.

**C. DELIVERABLES:**

The Public Works department will submit a report to Council recommending options for possible policy revisions, resource requirements, budget impacts, and future consideration of trails and transit stops as part of a more coordinated approach to snow and ice control in Red Deer.

Administration recognizes community and Council expectations that operational and policy changes will be implemented in the upcoming snow and ice season: fall 2011 – winter 2012. However, due to the short time lines there is a requirement to ensure the focus of this review remains on objectives that are achievable in the time available. With this in mind, Council's input from the May 16<sup>th</sup> workshop was categorised and grouped together to help establish some key, overall expected outcomes.

The framework for the review is based on two main categories of **EXPECTED OUTCOMES:**

**A. Policy Clarity**

- Clearly define Triggers (i.e. discretionary)
- Clearly define Targets (i.e. duration)
- Address policy voids
- Expand on aspects of Safety in establishing priority levels
- Simplify language – Communication

**B. Service Level Options and Requirements**

- Requirements to meet current policy targets
  - Establish reasonable benchmarks
- Residential options
  - Consider options for windrows
- Multi-Modal options (i.e. Sidewalks, Trails, Transit stops)
  - Revise the existing policy to address public and City expectations

While all input received may not be dealt with directly in this phase of the review, the intent is that ongoing review and improvement of our policies will address outstanding items in addition to new developments. In many cases, Council's feedback applies broadly across several areas of Snow and Ice Control. This can provide some of the filters by which these outcomes will be assessed, such as:

- Safety – standards
- Level of Service – Public Expectations
- Environmental Impact
- Financial / Budget Implications
- Overall impact on snow storage; and
- Potential impact to seniors and other vulnerable citizens

**D. SCOPE:**

**Phase I:** Recommendations and options for Policy Revision and Development for Snow & Ice Control focusing on:

- Roads
- Sidewalks

**Phase II:** Establish direction and consult with Transit and Recreation Parks and Culture with regard to:

- Trails
- Transit Stops

**E. STAKEHOLDERS and ENGAGEMENT:**

Stakeholders consist of all citizens within the city of Red Deer and any day users of our multiple transportation modes within the city.

External Communication:

- Consultations with residents have occurred through various means in early 2011
- Communication will occur through open Council meetings

Internal Consultation:

- Other City departments will be consulted
- The Parks Superintendent will be consulted with regard to the trails pilot project.

**F. PROJECT TEAM:**

Public Works:

Public Works Manager  
Divisional Strategist, Development Services  
Internship Engineer  
Public Works Technologist

Communications:

Communications Consultant

Corporate Services:

Policy and Research Coordinator

Additional Resources may be identified, as required.

**G. ROLES and RESPONSIBILITIES:**

Council:

- Approve Terms of Reference
- Choice of options with report(s) to Council
- Approve policy revisions

City Manager:

- Review options and make recommendations to Council

Development Services Division:

- Undertake Review
- Prepare report to Council

**H. TENTATIVE PROJECT SCHEDULE:**

<b>Project Phase</b>	<b>Item Detail</b>	<b>Timeframe</b>
Phase I	Council Workshop	May 16, 2011
	Approval of Terms of Reference: Report to Open Council	May 30, 2011
	Project Execution: based on approved Terms of Reference and expected outcomes of the Option Assessments	May to September 2011
	Report to Open Council : Options	October 2011
	Policy Revisions based on Council direction from options presented	November 2011
Phase II	Coordination and review of Recreation, Parks and Culture Pilot Project Coordination with Transit	2011 / 2012

**Comments:**

I support the recommendation that Council approves the Terms of Reference for the Snow and Ice Control Review.

“Craig Curtis”  
City Manager

ORIGINAL



Council Decision - May 30, 2011

**DATE:** June 2, 2011  
**TO:** Greg Sikora, Public Works Manager  
**FROM:** Elaine Vincent, Legislative & Governance Services Manager  
**SUBJECT:** Snow & Ice Control Operational and Policy Review – Terms of Reference

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**Reference Report:**

Public Works Manager, dated May 25, 2011.

**Resolution:**

The following resolution was passed during the regular Council meeting held on Monday, May 30, 2011:

**“Resolved** that Council of The City of Red Deer having considered the report from the Public Works Manager, dated May 24, 2011 re: Snow and Ice Control Terms of Reference, hereby approves the Terms of Reference for the 2011 Snow and Ice Control Review as presented at the May 30, 2011 Regular Council Meeting and further request that administration report back to Council on the trail clearing pilot and how this is pilot will be included within the overall review.”

**Report back to Council:** Yes

**Comments/Further Action:**

Administration to implement Snow and Ice Control Terms of Reference and to prepare a report for Council's consideration, as noted in the timeframe in the Terms of Reference report (October 2011) on the trail clearing pilot and implementation into the overall review.

A handwritten signature in black ink, appearing to read 'Elaine Vincent'.

Elaine Vincent  
Legislative & Governance Services Manager

c Director of Development Services  
Director of Corporate Services  
Policy and Research Coordinator  
Corporate Meeting Coordinator



## Submission Request For Inclusion on a Council Agenda

Requests to include a report on a Council Agenda must be received by 4:30pm two Wednesdays prior to the scheduled Council meeting.

**PLEASE NOTE:** If reports are not received by two Wednesdays prior to the scheduled meeting/hearing the report may be moved to the next Agenda.

CONTACT INFORMATION			
Name of Report Writer:	Greg Sikora, Public Works Manager		
Department & Telephone Number:	Public Works / 8241		
REPORT INFORMATION			
Preferred Date of Agenda:	May 30, 2011		
Subject of the Report (provide a brief description)	Snow and Ice Control Terms of Reference		
Is this Time Sensitive? Why?	Yes – the last tabling resolution was to the May 30 2011 Council Mtg		
What is the Decision/Action required from Council?	Approval of Terms of Reference		
Please describe Internal/ External Consultation, if any.	Full Council engagement, Communications, Policy, Parks		
Is this an In-Camera item?	No		
Is Advertising Required?	No		
How does the Report link to the Strategic Plan and other existing Plans & Policies? Existing Council Policy: 4602 – C Snow and Ice Control Roads and 4603 – C Sidewalks			
Has Legal Counsel been consulted? Are there any outstanding issues? Please describe. No			
Are there any financial/budget implications? Please describe. Are there other organizational implications? Please describe.			
Presentation: (10 Min Max.)	YES	<input type="checkbox"/> NO	Presenter Name and Contact Information:
COMMUNITY IMPACT			
Should External Stakeholder(s) be advised of the Agenda item? (e.i. Community Groups, Businesses, Community Associations) If Yes, please provide the Contact Information for the External Stakeholder(s)		<input type="checkbox"/> YES	<input type="checkbox"/> NO
External Stakeholder(s) Contact Information: (please provide, name, mailing address, telephone number and e-mail address)			
FOR LEGISLATIVE & GOVERNANCE SERVICES USE ONLY			
Has this been to CLT / City Manager Briefings/ Committees: MPC, EAC, CPAC (Please circle those that apply)			
<b>CLT</b>	<b>City Manager Briefings</b>	<b>Board(s) / Committee(s)</b>	
When/describe: _____	When/Describe: _____	When/Describe: _____	
Do we need Communications Support?		<input type="checkbox"/> YES	<input type="checkbox"/> NO

Please return completed form, along with report and any additional information to Legislative & Governance Services.

**Legislative & Governance Services**

**DATE:** May 24, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Review of The City's Snow & Ice Control Policy

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**History**

At the January 12, 2011 Council Budget Meeting the following resolution was passed:

**"Resolved** that Council of The City of Red Deer hereby directs that a plan for the complete review of The City's Snow & Ice Control Policy, including public consultation, be brought back to Council for approval within two months."

Administration requested more time to complete the plan and the following tabling resolution was passed:

**"Resolved** that Council of The City of Red Deer having considered the report from the Legislative & Governance Services Manager, March 1, 2011, Re: Review of The City's Snow & Ice Control Policy, hereby agrees to table consideration of the report to the Monday, April 18, 2011 Council meeting."

Administration again requested more time to complete the plan and the following tabling resolution was passed:

**"Resolved** that Council of The City of Red Deer having considered the report from the Legislative & Governance Services Manager, dated April 12, 2011, re: Review of The City's Snow & Ice Control Policy hereby agrees to table consideration of the plan for a complete review of The City's Snow & Ice Control Policy including public consultation to the Monday, May 30, 2011 Council Meeting."

**Discussion**

A report from Administration regarding The City's Snow & Ice Control Policy is attached.

**Recommendation**

That Council:

- I. Lift from the table consideration of the plan for a complete review of The City's Snow & Ice Control Policy including public consultation.



Elaine Vincent  
Manager

**Public Works Department**

**Date:** May 25, 2011  
**To:** Craig Curtis, City Manager  
**From:** Greg Sikora, Public Works Manager  
**Re:** **Snow & Ice Control Operational and Policy Review – Terms of Reference**

---

**Background:**

During operational budget discussions with Council in January 2011, Council identified the need for a review of the Snow and Ice Control Policy, and as such Public Works was directed to develop a Terms of Reference (TOR) for Council approval.

A workshop was held on March 28, 2011 to discuss with Council the schedule and TOR for the review. At this time Council required more information regarding the existing Snow and Ice Control Policy, procedures, and performance.

Subsequently, another session was held on May 16, 2011 where Council was presented with additional information to help gain a better understanding of the current Policy, current procedures, and performance. Council then identified overall objectives of the review, which have been used to develop the attached draft TOR.

**Discussion:**

As a result of the above noted workshops, several key objectives were identified as focus points for the 2011 Snow and Ice Control Review. These objectives have been included in the attached Terms of Reference and are captured in the following 'expected outcomes' list:

1. Policy updates: to expand, provide definition, and further clarify the desired level of service.
2. Baseline resources and costs: required to meet the targets set out in the existing Snow and Ice Control Policy.
3. Options and costs: for increased level of service for residential snow and ice control.
4. Options and costs: for increased level of service for sidewalks. (Trails and transit stops will follow via coordination with the Recreation, Parks and Culture and Transit Departments)

**Recommendation:**

That Council approves the attached Terms of Reference for the 2011 Snow and Ice Control Review.

Greg Sikora, M.Sc., P.Eng.  
Public Works Manager

Cc: Director of Development Services  
Director of Corporate Services  
Policy and Research Coordinator

**TERMS OF REFERENCE  
Snow and Ice Control****January 2011 – November 2011****A. INTRODUCTION and BACKGROUND:**

Snow and ice control is an essential service offered to the citizens of Red Deer. A review related to snow and ice control occurred in 2005 through 2008 and resulted in the current Council policy: 'Snow and Ice Control – Roads'. Public Works has fully implemented the policy along with the related corporate policy and procedures. The 'Sidewalk Snow Clearing' Council policy is in need of an update as the last update was in 1999.

During the 2011 winter, Council received concerns from the public regarding the City's snow and ice control practices. At the January 12, 2011 operating budget meeting, Council passed a resolution directing administration to develop a plan (terms of reference) for the complete review of the snow and ice control policy and practices.

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<i>Snow Storage</i>	<i>Policy definitions/clarity</i>	<i>Safety</i>	<i>Seniors</i>
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The Recreation Parks and Culture department is currently undertaking a pilot project for snow and ice control on trails. While including trails in the overall snow and ice review has been identified by Council as a desirable outcome, inclusion at this time may not be practical. Upon conclusion of the pilot project, administration will be in a better position to review and evaluate future courses of action and how best to address snow and ice control for trails as part of a multi-modal approach.

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This review is being undertaken so that we may:

1. Clarify and confirm Council's position on snow and ice control.
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## **C. DELIVERABLES:**

The Public Works department will submit a report to Council recommending options for possible policy revisions, resource requirements, budget impacts, and future consideration of trails and transit stops as part of a more coordinated approach to snow and ice control in Red Deer.

Administration recognizes community and Council expectations that operational and policy changes will be implemented in the upcoming snow and ice season: fall 2011 – winter 2012. However, due to the short time lines there is a requirement to ensure the focus of this review remains on objectives that are achievable in the time available. With this in mind, Council's input from the May 16<sup>th</sup> workshop was categorised and grouped together to help establish some key, overall expected outcomes.

The framework for the review is based on two main categories of **EXPECTED OUTCOMES:**

### **A. Policy Clarity**

- Clearly define Triggers (i.e. discretionary)
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### **B. Service Level Options and Requirements**

- Requirements to meet current policy targets
  - Establish reasonable benchmarks
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## **D. SCOPE:**

**Phase I:** Recommendations and options for Policy Revision and Development for Snow & Ice Control focusing on:

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Stakeholders consist of all citizens within the city of Red Deer and any day users of our multiple transportation modes within the city.

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**F. PROJECT TEAM:**

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Public Works Technologist

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Additional Resources may be identified, as required.

**G. ROLES and RESPONSIBILITIES:**

Council:

- Approve Terms of Reference
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**H. TENTATIVE PROJECT SCHEDULE:**

<b>Project Phase</b>	<b>Item Detail</b>	<b>Timeframe</b>
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- Transit Stops

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**F. PROJECT TEAM:**

Public Works:

Public Works Manager  
Divisional Strategist, Development Services  
Internship Engineer  
Public Works Technologist

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Communications Consultant

Corporate Services:

Policy and Research Coordinator

Additional Resources may be identified, as required.

**G. ROLES and RESPONSIBILITIES:**

Council:

- Approve Terms of Reference
- Choice of options with report(s) to Council
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- Review options and make recommendations to Council

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<b>Project Phase</b>	<b>Item Detail</b>	<b>Timeframe</b>
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	Policy Revisions based on Council direction from options presented	November 2011
Phase II	Coordination and review of Recreation, Parks and Culture Pilot Project Coordination with Transit	2011 / 2012

**I. RESOURCES:**

The 2011 Public Works service plan did not identify or plan for resources for this review.

At this time, no additional funds are requested. However, operational funding is still required to conduct this review and will be taken from the snow and ice control operational budget and is estimated to be in the order of \$100,000.

BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

**Bev Greter**

---

**From:** Cory Edinga  
**Sent:** Wednesday, May 25, 2011 3:46 PM  
**To:** Christine Kenzie; Bev Greter; Elaine Vincent; Paul Goranson  
**Cc:** Jim Jorgensen; Kim Woods; Greg Sikora  
**Subject:** 2011 Snow and Ice Control Review - Council Report and Terms of Reference  
**Attachments:** 1094310 - May 30 2011 Report to council re terms of reference snow and ice control review - 1.DOC; 1067915 - 2011 Policy Development Plan for Snow and Ice Control Review - T of R - 8.DOC

Hello All,

Please find attached the Council Report and Terms of Reference for the 2011 Snow and Ice Control Review, which is to go to Council on May 30, 2011. I apologize for the delay in receiving the final version of these documents; I hope it hasn't caused anyone too much trouble.

Thanks for all the input!

Regards,

**CORY EDINGA, E.I.T.**  
The City of Red Deer  
Public Works

5/25/2011

**Christine Kenzie**

BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

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**From:** Cory Edinga  
**Sent:** May 20, 2011 1:24 PM  
**To:** Christine Kenzie; Bev Greter; Paul Goranson; Jim Jorgensen  
**Cc:** Greg Sikora; Kim Woods  
**Attachments:** 1067915 - 2011 Policy Development Plan for Snow and Ice Control Review - T of R - 6.DOC;  
1094310 - May 30 2011 Report to council re terms of reference snow and ice control review -  
1.DOC

Hello All,

Please see the attached DRAFT copy of the Terms of Reference for the 2011 Snow and Ice Control Review, and the associated cover letter. A final copy will follow once Paul has had a chance to review and comment when he returns on Tuesday May 26, 2011.

Please let me know if there are any other comments.

Thanks!

CORY EDINGA, E.I.T.  
The City of Red Deer  
Public Works

2011/05/20



BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

Path: Public Works\Snow & Ice\0115 - Policies & Procedures\0115 - Policies &  
Procedures - Snow & Ice Policy Review 2011\REPORT\TOR\  
Master File: City\_Mgr\_Ltr-TOR\_approval\_20110518

**Public Works Department**

**Date:** May 20, 2011  
**To:** Craig Curtis, City Manager  
**From:** Greg Sikora, Public Works Manager  
**Re:** **Snow & Ice Control Operational and Policy Review – Terms of Reference**

---

***Background:***

During operational budget discussions with Council in January 2011, Council identified the need for a review of the Snow and Ice Control Policy, and as such Public Works was directed to develop a Terms of Reference (TOR) for Council approval.

A workshop was held on March 28, 2011 to determine a Council approved schedule and TOR for the review. At this time Council required more information regarding the existing Snow and Ice Control Policy, procedures, and performance in order to finalize the scope for the TOR.

Subsequently, another session was held on May 16, 2011 where Council was presented with Snow and Ice Control 101, an internal (Public Works) performance review and an external (Public Survey) performance review of the 2010 / 2011 winter season. Through an exercise to determine the main objectives of the review, Council provided administration with direction in respect to the TOR.

***Discussion:***

As a result of the above noted workshops, several key objectives were identified as focus points for the 2011 Snow and Ice Control Review. These objectives have been included in the attached Terms of Reference and are captured in the following 'expected outcome' list:

1. Policy updates: to expand, provide definition, and further clarify the desired level of service.
2. Baseline resources and costs: required to meet the targets set out in the existing Snow and Ice Control Policy.
3. Options and costs: for increased level of service for residential snow and ice control.
4. Options and costs: for increased level of service for sidewalks. (Trails and transit stops will follow via coordination with the Recreation, Parks and Culture and Transit Departments)

***Recommendation:***

That Council approves the attached Terms of Reference for the 2011 Snow and Ice Control Review.

Greg Sikora, M.Sc., P.Eng.  
Public Works Manager

Cc: Director of Development Services  
Director of Corporate Services  
Policy and Research Coordinator

## TERMS OF REFERENCE Snow and Ice Control

January 2011 – November 2011

### A. INTRODUCTION and BACKGROUND:

Snow and ice control is an essential service offered to the citizens of Red Deer. A review related to snow and ice control occurred in 2005 through 2008 and resulted in the current Council policy: 'Snow and Ice Control – Roads'. Public Works has fully implemented the policy along with the related corporate policy and procedures. The 'Sidewalk Snow Clearing' Council policy is in need of an update as the last update was in 1999.

During the 2011 winter, Council received concerns from the public regarding the City's snow and ice control practices. At the January 12, 2011 operating budget meeting, Council passed a resolution directing administration to develop a plan (terms of reference) for the complete review of the snow and ice control policy and practices.

On May 16, 2011 Council was presented with results from a public consultation survey and a comprehensive operational review of current performance on snow and ice targets and triggers. A Council workshop was also conducted to help determine the major objectives for the policy review. Some key objectives were identified by Council as follows (in no particular order):

<i>Snow Storage</i>	<i>Policy definitions/clarity</i>	<i>Safety</i>	<i>Seniors</i>
<i>Sidewalks/Trails</i>	<i>Multi-Modal Transport</i>	<i>Environment</i>	<i>Windrows</i>
<i>Budget</i>	<i>Residential</i>	<i>Innovation</i>	<i>Communication</i>
<i>Frequency/Timeliness</i>	<i>Alternative Business/Equipment</i>		

The Recreation Parks and Culture department is currently undertaking a pilot project for snow and ice control on trails. While including trails in the overall snow and ice review has been identified by Council as a desirable outcome, inclusion at this time may not be practical. Upon conclusion of the pilot project, administration will be in a better position to review and evaluate future courses of action and how best to address snow and ice control for trails as part of a multi-modal approach.

### B. PURPOSE

This review is being undertaken so that we may:

1. Clarify and confirm Council's position on snow and ice control.
2. Engage stakeholders.
3. Further improve on snow and ice control level of service.
4. Establish operational and fleet changes required to support policy direction.
5. Understand and communicate budget implications.
6. Identify trail and transit stop snow and ice control objectives.

### **C. DELIVERABLES:**

The Public Works department will submit a report to Council recommending options for possible policy revisions, resource requirements, budget impacts, and future consideration of trails and transit stops as part of a more coordinated approach to snow and ice control in Red Deer.

Administration recognizes community and Council expectations that operational and policy changes will be implemented in the upcoming snow and ice season: fall 2011 – winter 2012. However, due to the short time lines there is a requirement to ensure the focus of this review remains on objectives that are achievable in the time available. With this in mind, Council's input from the May 16<sup>th</sup> workshop was categorised and grouped together to help establish some key, overall expected outcomes.

While all input received may not be dealt with directly in this phase of the review, the intent is that ongoing review and improvement of our policies will address outstanding items in addition to new developments.

The framework for the review is based on four main categories of **EXPECTED OUTCOMES:**

#### **A. Policy Clarity**

- Clearly define Triggers (i.e. discretionary)
- Clearly define Targets (i.e. duration)
- Address policy voids
- Expand on aspects of Safety in establishing priority levels
- Simplify language – Communication

#### **B. Options for Resource Requirements to Meet Policy Targets and Triggers**

- Establish reasonable benchmarks
- Are triggers and targets appropriate?
- Ensure adequate resources to meet policy targets (budget)
- Improve performance of meeting targets
- Innovative approaches

#### **C. Options for Residential Level of Service**

- Consider options for windrows
- Consider impact on snow storage
- Consider revised target(s)
- Frequency and timeliness
- Innovative approaches

#### **D. Options for Multi-Modal Transportation: Sidewalks, Trails, Transit stops**

- Sidewalks – revise the existing policy to address public and City expectations
- Frequency and timeliness
- Winter accessibility
- Identify future opportunities for integrating snow and ice control for Trails and Transit Stops with the City's overall efforts
- Investigate options for seniors and vulnerable citizens

The filters by which these outcomes will be assessed are:

- **Safety – standards**
- **Level of Service – Public Expectations**
- **Environmental Impact**
- **Financial / Budget Implications**

**D. SCOPE:**

**Phase I:** Recommendations and options for Policy Revision and Development for Snow & Ice Control focusing on:

- Roads
- Sidewalks

**Phase II:** Establish direction and consult with Transit and Recreation Parks and Culture with regard to:

- Trails
- Transit Stops

**E. STAKEHOLDERS and ENGAGEMENT:**

Stakeholders consist of all citizens within the city of Red Deer and any day users of our multiple transportation modes within the city.

External Communication:

- Consultations with residents have occurred through various means in early 2011
- Communication will occur through open Council meetings

Internal Consultation:

- Other City departments will be consulted
- The Parks Superintendent will be consulted with regard to the trails pilot project.

**F. PROJECT TEAM:**

Public Works:

Public Works Manager  
Divisional Strategist, Development Services  
Internship Engineer  
Public Works Technologist

Communications:

Communications Consultant

Corporate Services:

Policy and Research Coordinator

Additional Resources may be identified, as required.

**G. ROLES and RESPONSIBILITIES:**

Council:

- Approve Terms of Reference
- Choice of options with report(s) to Council
- Approve policy revisions

City Manager:

- Review options and make recommendations to Council

Development Services Division:

- Undertake Review
- Prepare report to Council

**H. TENTATIVE PROJECT SCHEDULE:**

<b>Project Phase</b>	<b>Item Detail</b>	<b>Timeframe</b>
Phase I	Council Workshop	May 16, 2011
	Approval of Terms of Reference: Report to Open Council	May 30, 2011
	Project Execution: based on approved Terms of Reference and expected outcomes of the Option Assessments	May to September 2011
	Report to Open Council : Options	October 2011
	Policy Revisions based on Council direction from options presented	November 2011
Phase II	Coordination and review of Recreation, Parks and Culture Pilot Project Coordination with Transit	2011 / 2012

**I. RESOURCES:**

The 2011 Public Works service plan did not identify or plan for resources for this review.

At this time, no additional funds are requested. However, operational funding is still required to conduct this review and will be taken from the snow and ice control operational budget and is estimated to be in the order of \$100,000.



**Council Decision - April 18, 2011**

**DATE:** April 20, 2011  
**TO:** Greg Sikora, Public Works Manager  
**FROM:** Elaine Vincent, Legislative & Governance Services Manager  
**SUBJECT:** Review of The City's Snow & Ice Control Policy

---

**Reference Report:**

Legislative & Governance Services Manager, dated April 12, 2011.

**Resolution:**

The following resolution was passed during the regular Council meeting held on Monday, April 18, 2011:

**"Resolved** that Council of The City of Red Deer having considered the report from the Legislative & Governance Services Manager, dated April 12, 2011, re: Review of The City's Snow & Ice Control Policy hereby agrees to table consideration of the plan for a complete review of The City's Snow & Ice Control Policy including public consultation to the Monday, May 30, 2011 Council Meeting."

**Report back to Council:** Yes

**Comments/Further Action:**

Administration to bring this item forward to the May 30, 2011 Regular Council meeting for further consideration.

A handwritten signature in black ink, appearing to read 'Elaine Vincent'.

Elaine Vincent  
Legislative & Governance Services Manager

- c Director of Development Services, Paul Goranson  
Policy & Research Coordinator, Kim Woods  
Corporate Meeting Coordinator



**Council Decision – March 7, 2011**

**DATE:** March 9, 2011

**TO:** Lorraine Poth, Director of Corporate Services  
Paul Goranson, Director of Development Services

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Review of The City's Snow & Ice Control Policy

---

**Reference Report:**

Legislative & Governance Services department dated March 1, 2011

**Resolution:**

The following resolution was passed during the regular Council meeting held on Monday, March 7, 2011:

**“Resolved** that Council of The City of Red Deer having considered the report from the Legislative & Governance Services Manager, March 1, 2011, Re: Review of The City's Snow & Ice Control Policy , hereby agrees to table consideration of the report to the Monday, April 18, 2011 Council meeting.”

**Report back to Council:** Yes

**Comments/Further Action:**

Administration to provide an updated report in response to the Tabling Resolution at the April 18, 2011 Regular Council Meeting.

A handwritten signature in black ink, appearing to read 'Elaine Vincent'.

Elaine Vincent  
Legislative & Governance Services Manager

c Greg Sikora, Public Works Manager  
Kim Woods, Policy & Research Coordinator  
Christine Kenzie, Corporate Meeting Coordinator

**Christine Kenzie**

BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

**From:** Elaine Vincent  
**Sent:** February 18, 2011 12:57 PM  
**To:** Greg Sikora  
**Cc:** Kim Woods; Christine Kenzie  
**Subject:** RE: Revision to Resolution

Based on your crystal ball then we will table to the 18th... just to be sure.

Thanks,

Elaine

*Elaine Vincent*  
Manager, Legislative and Governance Services  
The City of Red Deer  
Phone: 403-342-8134  
Fax: 403-346-6195  
elaine.vincent@reddeer.ca

---

**From:** Greg Sikora  
**Sent:** Friday, February 18, 2011 10:20 AM  
**To:** Elaine Vincent  
**Cc:** Kim Woods; Christine Kenzie  
**Subject:** RE: Revision to Resolution

Elaine,

In consultation with my crystal ball....

Seriously, I would like to think that our revised scope 'program' has been completed and is rolling ahead as we speak. So with that being said, the discussion with Council on the 28<sup>th</sup>, as I expect, will be a notice of revised scope (pilot and monitoring program to address residential clearing and sidewalks) in order to meet a very aggressive Fall 2011 deliverable time line. The wildcard (no disrespect intended) is Council. If Council accepts the proposed revised scope, then we could very well present in a couple days because we will have TOR completed well before that date. If council requires changes to the program scope, then it will take some time to address the revisions.

GJS

**Greg Sikora M.Sc., P.Eng.**  
Public Works Manager  
The City of Red Deer  
w 1.403.342.8241  
c 1.403.348.1888

---

**From:** Elaine Vincent  
**Sent:** February 18, 2011 9:24 AM  
**To:** Greg Sikora  
**Cc:** Kim Woods; Christine Kenzie  
**Subject:** RE: Revision to Resolution

Hi Greg...

We will prepare a lift and table motion for you... It will retable to either April 4th or April 18th.

Do you think you will be able to turnaround the information from the workshop in 2 days?? If not we can table to the 18th and if you can bring it back earlier then it's a bonus...

Let me know what you're thinking..

Elaine

*Elaine Vincent*

Manager, Legislative and Governance Services  
The City of Red Deer  
Phone: 403-342-8134  
Fax: 403-346-6195  
elaine.vincent@reddeer.ca

---

**From:** Greg Sikora  
**Sent:** Friday, February 18, 2011 9:20 AM  
**To:** Elaine Vincent  
**Cc:** Kim Woods  
**Subject:** Revision to Resolution

Elaine,

I am guessing that the attached resolution will be need to be revised in light of the workshop deferral. How does April 2014 sound?

<< File: 20110218083926873.pdf >>

**Greg Sikora M.Sc., P.Eng.**

Public Works Manager  
The City of Red Deer  
w 1.403.342.8241  
c 1.403.348.1888

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**From:** Elaine Vincent  
**Sent:** February 17, 2011 12:30 PM  
**To:** Greg Sikora  
**Subject:** Workshop date

Sorry Greg...

To confirm the workshop on ice control will move from Feb 28th to March 28th...

Hope your doing well...

E

*Elaine Vincent*

Manager, Legislative and Governance Services  
The City of Red Deer  
Phone: 403-342-8134  
Fax: 403-346-6195  
elaine.vincent@reddeer.ca

## Christine Kenzie

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*Table to  
April 18<sup>th</sup>?*

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**Subject:** RE: Revision to Resolution

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Let me know what you're thinking..

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elaine.vincent@reddeer.ca

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**To:** Elaine Vincent  
**Cc:** Kim Woods  
**Subject:** Revision to Resolution

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**Greg Sikora M.Sc., P.Eng.**  
Public Works Manager  
The City of Red Deer  
w 1.403.342.8241  
c 1.403.348.1888

---

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**Sent:** February 17, 2011 12:30 PM  
**To:** Greg Sikora  
**Subject:** Workshop date

Sorry Greg...

To confirm the workshop on ice control will move from Feb 28th to March 28th...

Hope your doing well...

E

B/K



Council Decision – January 12, 2011

**DATE:** February 14, 2011  
**TO:** Greg Sikora, Public Works Manager  
**FROM:** Elaine Vincent, Legislative & Governance Services Manager  
**SUBJECT:** Snow & Ice Control Policy

---

A reminder for you regarding a resolution passed at the January 12, 2011 Operating Budget Meeting:

***Resolution:***

The following resolution was passed during the January 12, 2011 Operating Budget Meeting held on Monday, January 12, 2011

**"Resolved** that Council of The City of Red Deer hereby directs that a plan for the complete review of The City's Snow & Ice Control Policy, including public consultation, be brought back to Council for approval within two months."

***Report Back to Council: Yes***

A report is to be brought back for Council's consideration by the March 7, 2011 Council meeting.

A handwritten signature in black ink, appearing to read 'Elaine Vincent', written over a horizontal line.

Elaine Vincent  
Legislative & Governance Services Manager

c     Director of Development Services  
      Policy & Research Coordinator  
      Corporate Meeting Coordinator



*Sent to OLT*

**Public Works Department**

**Date:** May 24, 2011  
**To:** City of Red Deer Stakeholders  
**From:** Greg Sikora, Public Works Manager  
**Re:** **Snow & Ice Control Review – Internal Stakeholder Consultations**

---

***Background:***

In early 2011, City Council has passed a resolution directing the Public Works Department to develop a plan for a review of the snow and ice control policies and procedures. As a result of a workshop held on Monday May 16, Council has asked administration to review and present level of service options for snow and ice control on roads, sidewalks, trails and transit stops.

This review will include consultations with various stakeholders throughout the process. External stakeholders consist of all citizens within the city of Red Deer and any day users of our multiple modes of transportation within the city. Several external stakeholder consultations have been completed in early 2011.

Public Works recognizes that there are also many internal stakeholders within the organization of The City of Red Deer.

***Invitation:***

Public Works would like input from your department with respect to any concerns you may have regarding snow and ice control and how it affects your operations.

An example could be that Emergency Services requires access to fire hydrants located along streets and sidewalks throughout the city. Snow clearing operations could hinder access to these fire hydrants and therefore we are required to clear any windrows or accumulated snow that prevents access to the hydrants.

Your feedback is important to the development of snow and ice control policies and procedures that provide the best service to the city of Red Deer and its citizens.

We would ask that you reply within the next two weeks (by Friday June 3, 2011) and that you appoint a representative from your department to be the contact throughout the review process.

Thank you for your cooperation.

Regards,

Greg Sikora, M.Sc., P.Eng.  
Public Works Manager



Legislative & Governance Services

**DATE:** May 24, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Vehicle Noise Attenuation – Response to Notice of Motion

---

**History**

At the October 4, 2010 Council Meeting the following resolution was passed:

**“Resolved** that Council of the City of Red Deer having considered the report from the Bylaw Research Coordinator dated September 24, 2010 re: Vehicle Noise Attenuation hereby agrees to delay making any amendments to the Community Standards Bylaw until further information is received regarding the success of the City of Edmonton’s Vehicle Noise Bylaw with an interim report to be brought back to Council in this regard by June 1, 2011 and a final report and potential bylaw amendments to be brought back by November 1, 2011.”

**Discussion**

A report from Administration is attached.

**Recommendation**

That Council:

- I. Lift from the table consideration of an interim report regarding the success of the City of Edmonton’s Vehicle Noise Bylaw.

A handwritten signature in cursive script, appearing to read 'Elaine Vincent'.

Elaine Vincent  
Manager

**Planning Department**

**DATE:** May 18, 2011  
**TO:** Craig Curtis, City Manager  
**FROM:** Julia Townell  
**SUBJECT:** Vehicle Noise Attenuation

---

**BACKGROUND**

On June 14, 2010, a Notice of Motion was put forth by Councilors Jefferies, Parks and Pimm to have The City of Red Deer review its policy and practices in regard to vehicle noise, and consider establishing standards, regulations and restrictions on vehicle noise. Further, it was requested that Administration provide a report to Council outlining measures needed to reduce disturbances due to vehicle noise. In response, Administration provided a report on September 24, 2010 (see Attachment 1: Vehicle Noise Report). The report recommended that Council delay any bylaw amendments until Administration had evaluated Edmonton's approach, including how the Alberta Courts and public in Edmonton responded to the new legislation.

**"Resolved** that Council of the City of Red Deer having considered the report from the Bylaw Research Coordinator dated September 24, 2010 re: Vehicle Noise Attenuation hereby agrees to delay making any amendments to the Community Standards Bylaw until further information is received regarding the success of the City of Edmonton's Vehicle Noise Bylaw with an interim report to be brought back to Council in this regard by June 1, 2011 and a final report and potential bylaw amendments to be brought back by November 1, 2011."

**EDMONTON**

In evaluating The City of Edmonton's approach Administration considered the following questions:

- 1) How many complaints were received regarding excessive vehicle noise in Edmonton?

The City of Edmonton reported having a high number of complaints each year regarding excessive vehicle noise. However, there were 28 complaints received on the police complaints line in 2009 and 30 in 2010.

A brief audit was completed by the Red Deer RCMP detachment concerning noise complaints. Of those complaints, slightly less than 2.6% are related to vehicle noise (see Attachment 3: OIC RCMP Memorandum from the Government of Canada). The RCMP noted that the statistical scoring does not capture data as it

specifically relates to vehicle noise. A detailed complaint analysis would be very time-consuming requiring a manual review of each individual file.

- 2) Were there specific areas in The City of Edmonton that were targeted, which seemed to have a significant problem?

Edmonton has approximately 13,000 registered motorcycles; however, the concentration along specific roadways appears to be the main concern. Edmonton identified that certain areas in the city are "hot beds" for inappropriate motorcycle use. These areas include Whyte Avenue, Jasper Avenue, Groat Road and Anthony Henday. Driver behavior most often encountered involved such offences as speeding, stunting and causing unnecessary noise.

As of March 31, 2010 there were 3,105 motorcycles and 24 mopeds registered to clients with a mailing address in the City of Red Deer. These counts exclude off-highway motorcycles and dirt bikes.

**\*\*Source:** Based on March 31, 2010 vehicle registration statistics, Service Alberta - Registries Services SDGEO030.

- 3) What mechanisms were used to control excessive noise of motor vehicles in Edmonton?

Current enforcement mechanisms used by Edmonton Police Services to deter excessive motor vehicle noise are found in provisions under the *Traffic Safety Act* and the *Community Standards Bylaw 14600* (see Attachment 2: Legislation). Pertinent sections of the *Traffic Safety Act* regulate the unnecessary manipulation of exhaust mufflers and restrict the production of loud and/or excessive noise without stating maximum limits. Sub-sections 18(a) and 18(b) of *Community Standards Bylaw 14600*, which were enacted in June 2010, placed measureable restrictions on permissible decibel levels produced by motorcycle vehicles (See Attachment 2).

\* Edmonton Police Services carried out 16 shifts dedicated to noise enforcement from July to October as part of the 2010 *Excessive Noise Program*. These shifts produced 69 of the 115 bylaw charges as well as 1,333 *Traffic Safety Act* charges including speeding, equipment, documentation and other infractions.

Edmonton Police Services continue to take enforcement action using the existing provincial legislation in the *Traffic Safety Act – Rules Of the Road and Vehicle Regulations*, against cars and light duty trucks. 58 percent of all noise related charges were laid against cars and light trucks in 2010, which is consistent with 2009 where they comprised of 56 percent of charges.

- 4) What effect did the new motorcycle noise bylaw have on the noise issue within Edmonton?

#### **Prior to the bylaw**

The Edmonton Police Services Traffic Section enforcement program ran from May 1, 2009, to October 31, 2009. Motorcycle and safety and noise infractions were specifically targeted in July. (The public feedback was seen as mixed as many supported the crackdown while others felt motorcycles were unfairly targeted.)

- Charges: Enforcement produced **383** excessive noise related charges representing a 75 percent increase from 2008.
  - Complaints: Edmonton Police Service began tracking complaints specific to traffic noise on June 28, 2009. In 2009, there were **28** complaints from June 28, 2009, to October 31, 2009.
- \* The Traffic Section assigned dedicated shifts and added six new positions to carry out noise enforcement.
- \*\* See attached Edmonton Council reports.

### After the bylaw

Section 18.1 of the *Community Standards Bylaw* 14600, was enacted in June 2010, to address excessive noise emitted from motorcycles. Edmonton Police Service began enforcing the bylaw on July 1, 2010.

- Charges: From July 1, 2010, to October 31, 2010, **115** bylaw charges were laid as part of the *Excessive Noise Program*.
  - Complaints: There were very few traffic noise related complaints reported through the police complaint line in 2010. There were **30** complaints from May 1, 2010, to October 31, 2010.
- \* An analysis revealed that most complaints were from noise sources at a fixed location that had been noted to be ongoing for extended periods of time. These situations included car alarms, idling vehicles during early morning and late night hours and loud stereos from stationary motor vehicles.
- \*\* See attached Edmonton Council reports.

### 5) How did the new bylaw stand up to court challenges?

292 traffic noise related charges were laid in 2010 compared to 383 in 2009. Of the 292 charges, Edmonton Police services laid 115 noise bylaw infraction charges from July to October.

As of January 11, 2011, 60 of the 115 charges have dispositions specific to the new noise bylaw. Twenty violators did not show up for court and were convicted in absence. 31 pled guilty and paid the fine and 8 charges were dismissed, quashed or withdrawn for reasons including, wrong charge section, unsworn or illegible documents, or court scheduling errors. One charge was dismissed at trial.

In general, 77 percent of charges (224 of the 292) had dispositions. Of the 224 violators, 111 did not show up for court and were convicted in absence. 87 pled guilty and paid a fine, and 26 charges were dismissed, quashed or withdrawn due to a variety of reasons including, wrong charge section, unsworn or illegible documents, or court scheduling errors.

\*\* Administration is also monitoring what the City of Calgary is doing in terms of noise attenuation. Calgary bylaw officers have proposed becoming the first in

Canada to use a Noise Snare, which is a different tool than what Edmonton uses. The Noise Snare captures a video image, audio recording and decibel level.

**RECOMMENDATION**

This report has been provided to Council for information only. Administration will work with the RCMP and Legal Counsel to prepare a follow-up report, which will provide more analysis related to Red Deer and examine the options available to Red Deer.

Respectfully submitted by,

---

Julia Townell  
Bylaw Research  
Coordinator,  
Planning Department

---

Angus Schaffenburg  
Acting Manager,  
Planning Department

/attach.

- c. Paul Meyette, Director, Planning Services  
Colleen Jensen, Director, Community Services  
Ray Noble, Operations Officer, RCMP

APPENDIX A:**Traffic Safety Act**

The following sections of the *Traffic Safety Act* (TSA) Vehicle Equipment Regulations (VER) or *Traffic Safety Act* (TSA) Use of Highway and Rules of the Road Regulations (ROR) pertain to excessive vehicle noise.

In summary they state:

- Section 61 TSA- VER refers to a motor vehicle propelled by an internal combustion engine. It says that the exhaust muffler must not produce excessive noise or flames and sparks. It goes on to say that the exhaust outlet cannot be widened or have a device attached to it that increases noise. The fine is \$115.00.
- Section 82 TSA- ROR states a person shall not create or cause the emission of any loud and unnecessary noise from a vehicle or any part of it, or from anything or substance that the vehicle or a part of the vehicle comes into contact with. The fine for this section is \$115.00.
- Section 87 TSA- ROR relates to driving a motor vehicle in a residential area between 10:00 p.m. and 7:00 a.m. that disturbs residents. This section requires a complaint from a resident. The fine for excessive noise under this section is \$115.00. A complainant must appear in court as a witness if charges are laid under this section.
- Section 115 (2)(f) TSA says a person shall not do any of the following: drive a vehicle as to perform or engage in any stunt or other activity on a highway that is likely to distract, startle or interfere with other users of the highway. The fine for this section is \$402.00 and carries 3 demerit points.

\*\* Source: Edmonton Police Service

**Red Deer Community Standards Bylaw**

The *Community Standards Bylaw* prohibits certain activities in order to prevent and compel the abatement of noise..."

- 3 (1) No person shall cause or permit any noise that annoys or disturbs the peace of any other person.
- (2) No person shall permit property that they own or control to be used so that noise from the property annoys or disturbs the peace of any other person.
- (4) In determining what constitutes noise likely to annoy or disturb the peace of other persons, consideration may be given, but is not limited to:
- a) type, volume and duration of the sound;
  - b) time of day and day of the week;
  - c) nature and use of the surrounding area.

**CITY OF EDMONTON NOISE BYLAW**

The City of Edmonton - bylaw 15442

Edmonton City Council enacts:

1. Bylaw 14600, the Community Standards Bylaw, is amended by this bylaw.
2. Section 13 is amended by adding after clause (c):  
(c.1) "motor cycle" has the same meaning as in the *Traffic Safety Act*, as amended;
3. Section 13 is amended by deleting clause (e) and inserting:  
(e) "sound level meter" means a device used to measure sound pressure which meets the American National Standards Institute S1.4-1983 (R2006), or the International Electro-Technical Council Standard No. 123, or the British Standard no. 3539 Part 1, or the U.S.A. Standard S1.4-1961.
4. Part III is amended by adding after section 18:  
  
18.1 A person shall not operate a motor cycle that is capable of:
  1. emitting any sound exceeding 92 db(A), as measured at 50 centimetres from the exhaust outlet, while the engine is at idle; or
  2. emitting any sound exceeding 96 db(A), as measured at 50 centimetres from the exhaust outlet, while the engine is at any speed greater than idle.

**6.  
1**

## Community Standards Bylaw Amendment - Update on Effectiveness

Bylaw 14600

### Recommendation:

That the March 7, 2011, Edmonton Police Service report 2011POSC03, be received for information.

### Report Summary

This report advises on the effectiveness of Bylaw 14600 Section 18.1 (Motorcycle Noise Bylaw), the appropriateness of the amount of fine and information on the status of related provincial legislation.

### Previous Council/Committee Action

At the June 3, 2010, Community Services Committee meeting, the following motion was passed:

That Administration provide a report to Community Services Committee in the spring of 2011, with an update on the effectiveness of Bylaw 15442 - To Amend the Community Standards Bylaw 14600, including the appropriateness of the amount of the fine and information on the status of related provincial legislation.

### Report

Section 18.1 of the Community Standards Bylaw 14600, was enacted in June 2010, to address excessive noise emitted from motorcycles.

Edmonton Police Service began enforcing the bylaw on July 1, 2010.

From July 1, 2010, to October 31, 2010, 115 bylaw charges were laid.

There is no indication that the amount of the \$250 fine is not appropriate.

Public awareness of the noise issue was highlighted through media coverage as well as the Edmonton Police Service website. Edmonton Police Service provided free motorcycle noise testing clinics to motorcyclists on June 19, 2010, and June 20, 2010. Over 1,000 motorcycle owners took advantage of free noise testing clinics to see if their motorcycles were compliant. It has not been determined if the fine amount was a motivating factor in the participation.

### COMPLAINTS

There were very few traffic noise related complaints reported through the police complaint line in 2010. Edmonton Police Service began tracking complaints specific to traffic noise on June 28, 2009. In 2009, there were 28 complaints from June 28, 2009, to October 31, 2009, compared to 30 complaints from May 1, 2010, to October 31, 2010.

An analysis revealed that most complaints were from noise sources at a fixed location that had been noted to be ongoing for extended periods of time. These situations included car alarms, idling vehicles during early morning and late night hours and loud stereos from stationary motor vehicles.

Although Edmonton Police Service does not have any hard data, anecdotal information from citizen comments would indicate that the noise issue in 2010 has been somewhat alleviated from previous years.

## Community Standards Bylaw Amendment - Update on Effectiveness – Bylaw 14600

Edmonton Police Service will continue to monitor the amount and nature of complaints in 2011.

### ENFORCEMENT

Two hundred and ninety-two traffic noise related charges were laid in 2010 compared to 383 in 2009. Fifty-eight percent of charges were laid against cars and light trucks in 2010, which is consistent with 2009 where they comprised 56 percent of charges. Members continue to take enforcement action using the existing provincial legislation in the *Traffic Safety Act* - Rules Of the Road and Vehicle Equipment Regulations, against cars and light duty trucks.

The Motorcycle Noise Bylaw has been a great enhancement as an enforcement tool to deal with noisy motorcycles. Of the 292 charges, Edmonton Police Service laid 115 noise bylaw infraction charges from July to October. Motorcyclists had the opportunity, through the noise testing clinics, to determine if their bikes were compliant with the bylaw and had the opportunity to adjust their equipment accordingly prior to commencement of enforcement action. Edmonton Police Service carried out 16 shifts dedicated to noise enforcement from July to October. These shifts produced 69 of the 115 bylaw charges as well as 1,333 *Traffic Safety Act* charges including speeding, equipment, documentation and other infractions.

With the bylaw in place, Police have an objective measure and tool to enforce noise violations and will find in 2011 continued dedication in carrying out

noise enforcement. In addition to roadside checks, Edmonton Police Service intends to carry out enhanced patrols in problem areas seeking out gross offenders

### COURT DISPOSITIONS

As of January 11, 2011, 77 percent of charges (224 of the 292) have dispositions. Of the 224 violators, 111 did not show up for court and were convicted in absence. Eighty-seven pled guilty and paid a fine, and 26 charges were dismissed, quashed or withdrawn due to a variety of reasons including, wrong charge section, unsworn or illegible documents, or court scheduling errors.

Specific to the new noise bylaw, 60 of the 115 charges have dispositions. Twenty violators did not show up for court and were convicted in absence. Thirty-one pled guilty and paid the fine and eight charges were dismissed, quashed or withdrawn for the same reasons as previously mentioned. One charge was dismissed at trial.

As of the writing of this report, the status of the proposed Provincial motorcycle noise legislation is undetermined.

### Others Reviewing this Report

- Edmonton Police Commission

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## Vehicle Noise Enforcement Outcomes

### Recommendation:

That the February 16, 2010, Planning and Development Department report 2010PCS002 be received for information.

### Report Summary

This report provides information on outcomes and discussions with the Province of Alberta and enforcement activity regarding enforcement of excessive vehicle noise on roadways in 2009.

### Previous Council/Committee Action

At the May 4, 2009, Community Services Committee meeting, the following motion was passed:

That Administration, in consultation with the Edmonton Police Commission, provide a report to Community Services Committee by November 19, 2009, on:

- a) outcomes of discussions with the Province of Alberta, and;
- b) enforcement activity, including court disposition results, regarding enforcement of excessive vehicle noise on roadways in 2009.

### Report

- The Edmonton Police Service identifies excessive vehicle noise as a community disorder issue. In general, complaints centre on noise

from non-commercial vehicles in the form of motorcycles, passenger cars and light duty trucks. In particular, noise generated from aftermarket exhaust systems.

- The attached Edmonton Police Service report identifies both short and long term action plans in response to this issue. The short term initiative focused on a public and education drive that commenced in May 2009. The goal was to reduce the incidence of excessively noisy vehicles and track enforcement actions to gauge whether present laws adequately deal with the problem.
- The long term plan was to allow the Motorcycle and Moped Industry Council to present a proposal to the Canadian Council of Motor Transport Administrators regarding acceptable levels of noise emissions and a method of measuring those levels. The Canadian Council of Motor Transport Administrators in conjunction with Alberta Transportation would determine if the proposal was workable to establish a provincial standard for noise emissions.
- The Edmonton Police Services Traffic Section enforcement program ran from May 1, 2009, to October 31, 2009. The public feedback was seen as mixed as many supported the crackdown while others felt motorcyclists were unfairly targeted. Enforcement produced 383 excessive noise related charges representing a 75 percent increase from 2008.
- Previous Edmonton Police Service noise tracking complaint processes did not distinguish between noisy vehicle, people or property concerns. As a consequence, a special

**Vehicle Noise Enforcement Outcomes**

category has now been created to aid in the accurate tracking of future traffic related noise concerns, measure the extent of the problem and effectiveness of future programs.

**Others Reviewing this Report**

- R. G. Klassen, General Manager, Planning and Development Department

**Conclusion**

- In 2009, Edmonton Police Service worked with Canadian Council of Motor Transport Administrators, Motorcycle and Moped Industry Council and Alberta Transportation to establish testing procedures and workable legislative changes that have the potential to come forward at the spring sitting of the Legislature.
- Should the proposed provincial legislation pass, Edmonton Police Service will carry out enforcement under the new law, armed with the appropriate noise testing equipment and enforcement procedures.
- Edmonton Police Service intends to run the Excessive Noise Program again in 2010's 'Cruising Season'. This effort will be coupled with an education component to alert the public to the problem and enforcement intentions.
- Additional staff will be assigned to carry out the noise enforcement program with a concentration on motorcycle safety and noise infractions.

**Attachment**

1. Edmonton Police Service - Excessive Vehicle Noise Program Update

## Excessive Vehicle Noise Program Update



## EDMONTON POLICE SERVICE

**REPORT TO THE EDMONTON POLICE COMMISSION**

DATE: 2010 January 28

SUBJECT: Excessive Vehicle Noise Program Update

**RECOMMENDATION(S):**

The Community Services Committee had requested through the Police Commission a response to the issue of excessive vehicle noise on city roadways. This report summarizes the issue and updates the short and long term action plans. It also presents the results of the 2009 Excessive Noise Program, the analysis of the court disposition study, and contingencies for 2010. Request that this report be received as information.

**INTRODUCTION:**

Excessive vehicle noise from motor vehicles on city roadways has been identified as a community disorder issue. Complaints center on vehicle noise generally from non commercial vehicles in the form of motorcycles, passenger cars and light duty trucks. Particularly, noise from aftermarket exhaust systems on the noted vehicles.

Vehicles equipped with aftermarket exhaust systems that do not conform to the laws intended to keep vehicles from emitting excessive noise are major contributors to the problem. This equipment on motorcycles tend to be "straight pipes" and "drag pipes" on "cruiser" type motorcycles, unbaffled exhaust systems on "chopper" style motorcycles and "racing" or "performance" exhaust pipes on sport bikes. It is also characterized by aftermarket exhaust systems with enlarged openings used on passenger cars and light duty trucks.

**BACKGROUND:**

The Edmonton Police Service response identified short and long term action plans as a response to this issue.

**Short Term:**

The short term action plan was to commence a public education and enforcement drive beginning in May 2009. Media, through the use of radio and newspaper ads, were to inform the public of the issue and advise of our intent to commence enforcement action. The goal here was to reduce the incidence of community disorder from excessively noisy vehicles on our roadways during the summer "cruising season" and to obtain information through tracking the charges on whether our present laws were adequate to deal with the problem.

**Attachment 1****Long Term:**

The long term action plan was to allow the Motorcycle and Moped Industry Council (MMIC) to present a proposal to the Canadian Council of Motor Transport Administrators (CCMTA) in May 2009 regarding acceptable levels of noise emissions and a method of measuring those levels. The CCMTA in conjunction with their provincial counterpart, Alberta Transportation, would determine if the proposal was workable to establish a provincial standard for noise emissions.

**COMMENTS/DISCUSSION:****Education Segment:**

The program ran from 1 May 2009 to 31 October 2009. The public education segment ran from 11 May to 8 June 2009. Public feedback to our Traffic Communications Specialist was mixed. Some supported the crackdown on excessive noise while others complained that motorcyclists were being unfairly targeted.

**Enforcement Segment:**

The enforcement segment produced 383 excessive noise related charges compared to 218 charges in 2008, an increase of 75%.

The enforcement segment was a city wide effort with Traffic Section dedicating 14 full shifts solely for the Excessive Noise Program. Those shifts only produced 63 excessive noise charges out of the 1,635 charges laid. This is indicative of the difficulty in laying excessive noise charges as police are required to personally observe and/or hear infractions. The presence of police drastically reduces noise violations and generally only the most flagrant violators are identified and charged. This exemplifies the need for identified maximum noise levels (in decibels) and approved measuring devices so that checks for adequate equipment can be carried out on equipment regardless of how it is being operated.

**Court Dispositions:**

Of the 216 offenders that have been processed through the courts to date, 86% were penalized by the court. Dispositions included 93 being convicted in absence, 57 paid fine, 35 pled guilty and 2 were found guilty. Of the remaining charges, 21 were withdrawn, 4 dismissed and 4 were quashed. This was as a result of offenders pleading guilty to other charges, wrong charge sections being used or as a result of court scheduling issues.

It is notable that 93 individuals, 43% of offenders, didn't even show up for court and were convicted in absence. Offenders appear willing to pay the designated \$115.00 fine but there is no way to determine if this is a deterrent for future behavior.

**Performance Measures:**

In reviewing the excessive noise issue in 2009 there was an attempt to establish how many traffic noise complaints the Service received in previous years. It was found that our tracking system did not distinguish between noise complaints that occurred on a highway or on private property such as noisy parties. Therefore a special category for traffic noise complaints was programmed into the system. This came on line on June 28<sup>th</sup> 2009 and between then and 31 October 2009 EPS received 28 Traffic Noise complaints. It is anticipated that this will allow us to accurately track future traffic noise

**Attachment 1**

complaints and place some measurement on the extent of the problem and effectiveness of the program.

**CONCLUSION:**

EPS worked with CCMTA, MMIC and Alberta Transportation throughout 2009 to achieve workable testing procedures and legislation. Motorcycle exhaust noise testing was carried out in Edmonton and Calgary in August of 2009. Society of Automotive Engineers test procedures were used resulting in what is believed to be workable noise limits (decibel levels) and noise testing equipment. In December 2009 CCMTA and Alberta Transportation were drafting a model law to address excessive noise. It is anticipated that the draft law will be available for review by the end of January 2010. It is the goal of Alberta Transportation to have the law ready to be presented at the Spring sitting of the Legislature sometime in March 2010. Should everything proceed as planned police services in the province will have legislation which will allow for non subjective enforcement of exhaust equipment regulations that will allow us to identify and remove non compliant vehicles from our roadways.

**Contingencies for 2010:**

EPS intends to run the Excessive Noise Program again in the 2010 "cruising season". It will again have an education and enforcement component. Members will use the present legislation to carry out enforcement until transition to new legislation can be completed.

**Education Segment:**

As in 2009 a media messaging and public information campaign will alert the public to the problem and our enforcement intentions.

**Enforcement Segment:**

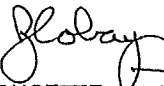
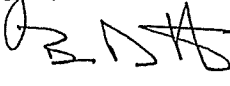

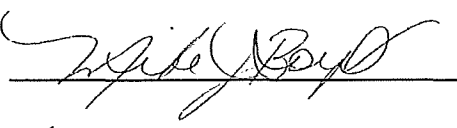
As in 2009 Traffic Section will assign dedicated shifts to carry out noise enforcement. The addition of 6 new Traffic Section positions will bolster our squad strength to assist with this. Patrol Division will again be solicited to deal with enforcement in areas of concern within the respective Divisions and joint operations will include Traffic Section and Divisional personnel manning enforcement sites. The Strategic Traffic Enforcement Program for July will concentrate on motorcycle safety and noise infractions.

Should the legislation pass, we hope to carry out enforcement armed with identified regulations (decibel levels) and approved noise testing equipment.

Should the proposed legislation be defeated then it will be the intention of the EPS to use the model law to draft an Edmonton Bylaw to address the excessive noise issue. Research across Canada by Alberta Transportation has determined that existing provincial laws in most provinces are similar to Alberta's in that they are very subjective. The terms "excessive" and "unnecessary" noise negatively affect law enforcements ability to carry out enforcement as these terms are subject to interpretation by police officers. Winnipeg was the only jurisdiction found to have a vehicle noise bylaw; however, the Winnipeg Police have expressed the same concerns as other jurisdictions regarding enforcement. City of Edmonton Community Standards personnel have been briefed and are aware of this contingency.

**\*\*It should be noted that at present the noise legislation is being proposed to deal with noise emissions from motorcycles. Passenger cars and light truck legislation is intended to follow.**

Attachment 1

Written by: Inspector B. LOBAY   
Reviewed By: Superintendent B. DOUCETTE   
Approved by: Deputy Chief D. da COSTA, Specialized Community Support Bureau   
Chief of Police:   
Date: 10 February 01

**Motorcycle Usage (M. Phair)****D  
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b****Recommendation:**

That the August 26, 2004, Edmonton Police Service report 2004POPC09 be received for information.

**Report Summary**

This report responds to an inquiry regarding motorcycle use in Edmonton.

**Previous Council/Committee Action**

At the July 13, 2004, City Council meeting, Councillor M. Phair made the following inquiry:

“Over the past couple of years the number of complaints I have received regarding motorcycle – speed and noise – has significantly increased. I would like the following information from Administration, the Edmonton Police Service, and the Edmonton Police Commission:

1. Over the last ten years, has the ownership of motorcycles in Edmonton increased? Is there any information available on the demographics of ownership?
2. Over the past five years are there numbers from the police regarding complaints about motorcycles, charges/fines related to speeding and noise?
3. Are there particular streets or areas that seem to have significant problem behaviours regarding motorcycle usage (Jasper Avenue, Whyte Avenue, High Level Bridge, Groat Road, etc.)?
4. What actions has the Edmonton Police Service initiated to reduce speeding and excessive noise of motorcycles? Do the police have any suggestions for future actions?
5. Any other information on motorcycle usage that may be pertinent.”

**Report**

Over the last ten years the number of motorcycles purchased and registered in the city has increased. The average growth in popularity as expressed in motorcycle purchases between 1998 and 2004 is approximately 10% per year. Steady growth is expected in this industry for the foreseeable future. Data obtained from Alberta Registries indicates that there are currently 8,959 motorcycles registered in Edmonton.

Motorcycles are popular with just about every driver age group regardless of gender. Currently there are nearly 35,000 licensed motorcycle operators in the city. The largest group of riders fall within the age group 45–54, both male and female. Contrasting this, there are over 6,000 licensed motorcyclists in the age group 21–24 years.

Edmonton Police Service (EPS) does not currently track the number of complaints specific to motorcycles as this very specific category does not exist on our database. Complaints most often fall into either general traffic complaints, trouble with person complaints, or noise complaints. However, anecdotal evidence indicates there has been a steady increase in the number of citizen complaints in relation to motorcycles.

Experience has shown us that there are certain areas in the city that are “hot beds” for inappropriate motorcycle use. These areas include Whyte Avenue, Jasper Avenue, Groat Road and Anthony Henday. Driver behaviour most often encountered involves such offences as speeding, stunting and causing unnecessary noise.

**Motorcycle Usage (M. Phair)**

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EPS has initiated a number of strategies to combat this growing concern over inappropriate motorcycle use in our city.

1. Traffic section is moving towards a greater use of "SLICKS" or unmarked patrol cars, as well as disguised vehicles. We have also deployed five moving radar sets for use in these police vehicles. The combination of unmarked vehicles and moving mode radar is intended to create greater caution on the part of potential violators in our hot spot areas. We have also stepped up the deployment of traditional radar and laser enforcement operations.
2. From an educational standpoint we have recently begun discussions with motorcycle dealers and industry representatives to design and implement a program to raise awareness of the dangers inherent to high speed driving. This initiative is in the formative stages.
3. There are also a number of initiatives involving legislative changes that will enhance our ability to effectively deal with problem motorcyclists. From an enforcement perspective, new and improved legislative tools are being developed that would see irresponsible riders taken off the street.

Collision data provided by Edmonton Transportation in a report dated August 19, 2004, indicates the number of motorcycle collisions peaked in 1989 at 216. Motorcycle crashes declined in the 1990s to a low of 84 in 1996. Since that time we have experienced approximately 100 to 150 injury collisions involving motorcycles per year. More importantly, the number of motorcycle fatalities has remained relatively constant over the years at less than 5 per year since 1989. In the first 8 months of

2004 there have been 13 serious injury collisions and 5 fatalities involving motorcycles. The most predominant factor in the vast majority of these crashes has been excessive speed.

**Background Information Attached**

1. Number of Registered Motorcycles in Edmonton as of March 31 of Each Year
2. Number of Motorcycle Operator Licences in Edmonton By Age Group and Sex

**Others Approving this Report**

- R. Millican, General Manager, Transportation and Streets Department
- Edmonton Police Commission (J. Acheson)

**Number of Registered Motorcycles In Edmonton as of March 31 of Each Year**

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Number of Registered Motorcycles\* in Edmonton  
As of March 31 of Each Year

	Number	% Change from Previous Year
2004	8959	15.6%
2003	7751	10.3%
2002	7027	5.1%
2001	6684	10.1%
2000	6072	7.0%
1999	5676	2.1%
1998	5557	10.4%
1997	5032	-6.7%
1996	5396	-8.8%
1995	5919	

\* Does not include off - highway motorcycles.

## Number of Motorcycle Operator Licences in Edmonton by Age Group and Sex

Number of Motorcycle Operator Licences in Edmonton By Age Group and Sex

	2004			2003			2002			2001		
	Male	Female	Total	Male	Female	Total	Male	Female	Total	Male	Female	Total
16 - 17	27	5	32	17	2	19	16	2	18	24	4	28
18 - 20	290	38	328	250	25	275	255	27	282	235	18	253
21 - 24	1205	136	1341	1109	114	1223	1139	105	1244	1131	101	1232
25 - 34	5572	632	6204	5711	653	6364	5799	624	6423	5816	575	6391
35 - 44	8530	1025	9555	8858	992	9850	9221	976	10197	9509	973	10482
45 - 54	10041	1065	11106	9798	1047	10845	9380	1017	10397	8897	974	9871
55 - 64	3974	479	4453	3504	426	3930	3065	383	3448	2687	348	3035
65 - 69	757	100	857	745	94	839	732	72	804	698	72	770
70+	873	86	959	806	80	886	726	76	802	675	65	740
Total	31269	3566	34835	30798	3433	34231	30333	3282	33615	29672	3130	32802

	2000			1999			1998			1997		
	Male	Female	Total	Male	Female	Total	Male	Female	Total	Male	Female	Total
16 - 17	22	2	24	22	2	24	18	2	20	12	3	15
18 - 20	236	16	252	262	21	283	255	17	272	268	21	289
21 - 24	1173	96	1269	1200	90	1290	1158	90	1248	1158	93	1251
25 - 34	6023	578	6601	6231	581	6812	6596	609	7205	6916	614	7530
35 - 44	9817	926	10743	10162	918	11080	10245	916	11161	10434	915	11349
45 - 54	8233	918	9151	7407	855	8262	6613	754	7367	5852	660	6512
55 - 64	2408	320	2728	2225	299	2524	2045	260	2305	1917	233	2150
65 - 69	683	64	747	641	65	706	602	56	658	532	59	591
70+	608	58	666	550	54	604	502	51	553	451	43	494
Total	29203	2978	32181	28700	2885	31585	28034	2755	30789	27540	2641	30181

	1996			1995*		
	Male	Female	Total			
16 - 17	19	2	21			
18 - 20	309	26	335			
21 - 24	1249	103	1352			
25 - 34	7428	657	8085			
35 - 44	10734	934	11668			
45 - 54	5193	601	5794			
55 - 64	1816	229	2047			
65 - 69	502	50	551			
70+	390	35	424			
Total	27640	2637	30277			

\* Breakdown of registrations by gender and age group not available for 1995.

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## Motor Vehicles Noise Control

### Recommendation:

That the November 26, 2010, Planning and Development Department report 2010PCS022 be received for information.

### Report Summary

This report responds to a motion regarding motor vehicle noise.

### Previous Council/Committee Action

At the June 9, 2010, City Council meeting, the following motion was passed:

That Administration, in cooperation with the Edmonton Police Commission, provide a report to Council outlining:

- a mechanism to control excessive noise of motor vehicles;
- time frames to implement proper testing for noise level violations of all motor vehicles; and
- steps required to amend the Community Standards Bylaw to provide Edmonton Police Service with more tools for enforcement of noise level violations of all motor vehicles.

### Report

#### A Mechanism to Control Excessive Noise of Motor Vehicles

- Current enforcement mechanisms used by Edmonton Police Service to deter excessive motor vehicle noise

are found in provisions under the *Alberta Traffic Safety Act* and Community Standards Bylaw 14600. (See Attachment 2).

- Pertinent sub-sections of the *Traffic Safety Act* place regulations on the unnecessary manipulation of exhaust mufflers and restrict the production of loud and/or unduly noise without stating maximum limits for decibel levels. (See Attachment 1).
- Sub-sections 18(a) and 18(b) of Community Standards Bylaw 14600 were enacted in June 2010, to place measurable restrictions on permissible decibel levels produced by motorcycle vehicles, in conjunction with the *2010 Excessive Noise Program*, which runs from May 1, to October 31, 2010.
- Edmonton Police Service is presently conferring with the Society of Automotive Engineers to identify appropriate noise levels and roadside testing methods for all motor vehicles, but these have yet to be established.
- In addition to vehicle noise provisions enforced by Edmonton Police Service, the Community Standards Branch enforces Section 17 of Community Standards Bylaw 14600 to prohibit garbage collection during 'nighttime' hours. (See Attachment 2).

#### Time Frames to Implement Proper Testing for Noise Level Violations of All Motor Vehicles

- Identification of appropriate noise levels and testing procedures for all motor vehicles will not realistically be in place in 2010. Before proceeding further, Edmonton Police Service must determine:

### Motor Vehicles Noise Control

- What effect the new motorcycle noise bylaw has had on the noise issue within the City
- How this new bylaw stands up to court challenges
- If noise testing procedures for all motor vehicles have been developed and can be applied to an enforcement environment
- Identification of an appropriate noise level for all motor vehicles for use in the City of Edmonton
- How further noise controls can be incorporated into Community Standards Bylaw 14600
- If Edmonton Police Service has the capacity to carry out noise enforcement on all motor vehicles
- Cost estimations for an Excessive Noise Program that would cover all motor vehicles
- It would be most appropriate to report back to City Council once the 2010 Excessive Noise Program has been reviewed and the above research completed. This would allow Edmonton Police Service to assess the feasibility and implications of expanding the Excessive Noise Program to include all motor vehicles.
- An anticipated report date would be March 2011.

### Steps Required to Amend the Community Standards Bylaw to Provide EPS with More Tools for Enforcement of Noise Level Violations of All Motor Vehicles

- Pending a positive review of the *2010 Excessive Noise Program*, a need for additional enforcement mechanisms and the establishment of noise standards and testing methods for all motor vehicles, Edmonton Police Services, in

conjunction with Administration, would draft a Bylaw amendment for Council's consideration.

### Attachments

1. Motor Vehicle Noise Control: Report from the Edmonton Police Service
2. Motor Vehicle Noise Provisions

## Motor Vehicle Noise Control: Report from the Edmonton Police Service



### Motor Vehicles Noise Control

#### Mechanisms to control excessive noise of motor vehicles:

In 2009 mechanisms for dealing with excessive noise included public education/information in the form of radio and newspaper ads alerting the public to this community disorder issue. Enforcement was also carried out using the relevant sections of the Traffic Safety Act.

The Edmonton Police Service (EPS) also worked with the Canadian Council of Motor Transport Administrators (CCMTA), the Motorcycle and Moped Industry Council (MMIC) and Alberta Transportation to develop legislation identifying specific noise levels and testing methods for roadside testing of motor vehicles. A standard was identified for motorcycles but did not make it through the legislative process for 2010.

Presently the mechanisms for dealing with excessive noise are through enforcement of the Traffic Safety Act and the Community Standards Bylaw. In June 2010 City Council approved an amendment to The City of Edmonton Community Standards Bylaw 14600 regulating exhaust noise from motorcycles through addition of Section 18.1(a) a person shall not operate a motorcycle capable of emitting any sound exceeding 92 db (A) at idle, and 18.1(b) a person shall not operate a motorcycle capable of emitting any sound greater than 96 db (A) while the engine is at any speed greater than idle. Public education/information regarding the new bylaw was carried out in the form of media coverage and free noise level testing for motorcycle owners on June 19 and 20, 2010. Noise enforcement under this bylaw commenced July 1, 2010. The EPS also continues to enforce excessive noise offences through the use of Section 18 Bylaw 14600, prohibited use of engine retarder brakes, and the following Acts and Regulations

- The Traffic Safety Act Vehicle Equipment Regulations: Section 61(1) a motor vehicle must have an exhaust muffler that expels exhaust gases without excessive noise and without producing sparks or flames; Section 61(2) a person shall not drive a motor vehicle if the exhaust outlet of the muffler has been widened; Section 61(3) a person shall not drive a motor vehicle if a device is attached to the exhaust system or muffler that increases the noise or allows flames to be ignited.
- The Traffic Safety Act Use of Highway and Rules of the Road Regulation Section 82 a person shall not create or cause the emission of any loud and unnecessary noise a) from a vehicle or any part of it, or b) from anything or substance that the vehicle or a part of the vehicle comes into contact with.



## Motor Vehicles Noise Control

- The Traffic Safety Act Use of Highway and Rules of the Road Regulation Section 87 a person driving a vehicle between 10 pm and 7 am shall not drive a vehicle on a highway in a residential area in a manner that unduly disturbs the residents of the residential area.
- The Traffic Safety Act Section 115(2)(f) a person shall not drive a vehicle or perform any stunt or activity likely to distract, startle or interfere with other users of the highway.

Currently EPS members are using existing sections in the Traffic Safety Act and the new Bylaw for noise enforcement. The 2010 Excessive Noise Program which runs from May 1 to October 31 will be monitored and evaluated at year end.

### Time frames to implement proper testing for noise level violations of all motor vehicles:

The EPS will again review how many traffic noise complaints it receives, enforcement numbers and court dispositions. Of great importance will be the number of court challenges and success in prosecutions regarding the new bylaw. Court acceptance of the procedures used in the noise testing of motorcycles will have a great bearing on any evaluation of procedures used for testing of all motor vehicles.

The EPS are presently conferring with the Society of Automotive Engineers to determine if there is a similar test procedure used in testing motorcycle noise emissions that could be used for all motor vehicles. Testing procedures and an identified decibel level appropriate for all motor vehicles has yet to be confirmed.

Identification of decibel levels and testing procedures for all motor vehicles will realistically not be in place in 2010. Before proceeding with further processes we must determine:

- What effect the motorcycle noise bylaw has had on the noise issue within the city.
- How the new bylaw stands up to court challenges.
- If noise testing procedures for all motor vehicles have been developed and can be applied to an enforcement environment.
- Identification of an appropriate noise level for all motor vehicles for use in the City of Edmonton.
- How further noise controls can be incorporated into the Community Standards Bylaw.



## Motor Vehicles Noise Control

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- If the EPS has the capacity to carry out noise enforcement on all motor vehicles.
- Cost estimations for an Excessive Noise Program that would cover all motor vehicles.

The Edmonton Police Service will continue to liaise with Alberta Transportation to monitor the status of the proposed provincial noise legislation in relation to motorcycles.

With the implementation of the new bylaw and acquisition of noise testing equipment for testing motorcycles, the EPS feels that we have effective tools to address the noise issue for 2010.

It would be most appropriate to report back to City Council once the 2010 Excessive Noise Program has been reviewed and research into testing procedures for all motor vehicles completed. This would allow the EPS to assess the feasibility and implications of expanding the Excessive Noise Program to include all motor vehicles. Anticipated report date would be March 2011.

**Attachment 2****Motor Vehicle Noise Provisions****Alberta Traffic Safety Act Legislation****TSA, Vehicle Equipment Regulations**  
**Section 61 – mufflers**

- 61(1)** A motor vehicle propelled by an internal combustion engine must have an exhaust muffler that is cooling and expelling the exhaust gases from the engine without excessive noise and without producing flames or sparks.
- (2)** A person shall not drive or operate a motor vehicle propelled by an internal combustion engine if the exhaust outlet of the muffler has been widened.
- (3)** A person shall not drive or operate a motor vehicle propelled by an internal combustion engine if a device is attached to the exhaust system or the muffler that increases the noise made by the expulsion of gases from the engine or allows a flame to be ignited from the exhaust system.

**TSA, Use of Highway and Rules of the Road Regulation**  
**Section 82 – noise**

- 82** A person shall not create or cause the emission of any loud and unnecessary noise
- a) from a vehicle or any part of it, or
  - b) from any thing or substance that the vehicle or a part of the vehicle comes into contact with.

**TSA, Use of Highway and Rules of the Road Regulation**  
**Section 87 – disturbance of residential area**

- 87** A person driving a vehicle shall not, during the period of time commencing at 10 p.m. and terminating at the following 7 a.m., drive the vehicle on a highway in a residential area in a manner that unduly disturbs the residents of the residential area.

**TSA**  
**Section 115**

- 115(2)(f)** A person shall not drive a vehicle so as to perform or engage in any stunt or any other activity on a highway that is likely to distract, startle, or interfere with other users on the highway.

**Attachment 2****Community Standards Bylaw 14600****Section 17 – garbage collection**

- 17** A person shall not collect, cause or permit the collection of garbage with a motor vehicle on or adjacent to any property zoned for residential use before 7 a.m. or after 10 p.m.

**Section 18 – engine retarder brakes**

- 18** A person shall not use engine retarder brakes to slow or stop a motor vehicle at any time.

**Section 18.1 – motorcycle noise**

- 18.1** A person shall not operate a motor cycle that is capable of
- a) Emitting any sound exceeding 92 db(a), as measured at 50 centimetres from the exhaust outlet, while the engine is at idle; or
  - b) Emitting any sound exceeding 96 db(a), as measured at 50centimetres from the exhaust outlet, while the engine is at any speed greater than idle.



Report Presented to the  
October 4, 2010 Council  
Meeting

## Planning Services Division

**DATE:** September 24, 2010  
**TO:** Craig Curtis, City Manager  
**FROM:** Julia Townell  
**SUBJECT:** Vehicle Noise Attenuation

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### BACKGROUND

On June 14, 2010, a Notice of Motion was put forth by Councillors Jefferies, Parks and Pimm to have The City of Red Deer review its policy and practices in regard to vehicle noise, and consider establishing standards, regulations and restrictions on vehicle noise. Further, it was requested that Administration provide a report to Council outlining measures needed to reduce disturbances due to vehicle noise. In response to the above request, Administration can provide the following information.

### LEGISLATION

Current legislation already permits the RCMP to issue tickets with regard to vehicle noise.

#### **Traffic Safety Act**

The following sections of the *Traffic Safety Act* (TSA) Vehicle Equipment Regulations (VER) or *Traffic Safety Act* (TSA) Use of Highway and Rules of the Road Regulations (ROR) pertain to excessive vehicle noise.

In summary they state:

- Section 61 TSA- VER refers to a motor vehicle propelled by an internal combustion engine. It says that the exhaust muffler must not produce excessive noise or flames and sparks. It goes on to say that the exhaust outlet cannot be widened or have a device attached to it that increases noise. The fine is \$115.00.
- Section 82 TSA- ROR states a person shall not create or cause the emission of any loud and unnecessary noise from a vehicle or any part of it, or from

anything or substance that the vehicle or a part of the vehicle comes into contact with. The fine for this section is \$115.00.

- Section 87 TSA- ROR relates to driving a motor vehicle in a residential area between 10:00 p.m. and 7:00 a.m. that disturbs residents. This section requires a complaint from a resident. The fine for excessive noise under this section is \$115.00. A complainant must appear in court as a witness if charges are laid under this section.
- Section 115 (2)(f) TSA says a person shall not do any of the following: drive a vehicle as to perform or engage in any stunt or other activity on a highway that is likely to distract, startle or interfere with other users of the highway. The fine for this section is \$402.00 and carries 3 demerit points.

\*\* Source: Edmonton Police Service

### **Community Standards Bylaw**

The *Community Standards Bylaw* prohibits certain activities in order to prevent and compel the abatement of noise..."

- 3 (1) No person shall cause or permit any noise that annoys or disturbs the peace of any other person.
- (2) No person shall permit property that they own or control to be used so that noise from the property annoys or disturbs the peace of any other person.
- (4) In determining what constitutes noise likely to annoy or disturb the peace of other persons, consideration may be given, but is not limited to:
- a) type, volume and duration of the sound;
  - b) time of day and day of the week;
  - c) nature and use of the surrounding area.

### **Comment**

There already exists provincial and municipal legislation that permits the RCMP to issue tickets for excessive vehicle noise. The question then becomes how is excessive vehicle noise determined? Should it be left up to the discretion of the police officer (subjective), should The City of Red Deer invest in sound level meters (objective) for motorcycles, or are there other options for determining excessive vehicle noise?

## **OTHER MUNICIPALITIES**

Before determining what the best solution is for the city of Red Deer, Administration looked at a number of other municipalities to see how vehicle noise is controlled.

### **Edmonton**

On Wednesday, June 9, 2010 City Councillors of the City of Edmonton voted in favour of a noise bylaw (see Appendix A: City of Edmonton Noise Bylaw) that would allow police, armed with sound meters, to issue tickets with a \$250.00 fine to the operators of motorcycles, whose motorcycle is generating sound louder than 92 decibels (while idling) or 96 decibels when the motorcycle is not in idle mode.

Edmonton Police have purchased eight (8) noise meter kits, at a cost of \$3000.00 per kit. Police will use these noise meters to measure sound emitted from motorcycle exhaust mufflers, as measured at 50 centimeters (or 19.6850393700787 inches or 1.64 feet) from the exhaust outlet.

The Edmonton Police Services will charge violators at three (3) benchmark noise levels:

1. violators in excess of 92 db(A) at idle for all motorcycles; or
2. violators in excess of 96 db(A) at 2000 rpm for motorcycles having less than 3 cylinders; or more than 4 cylinders; and/or
3. violators in excess of 100 db(A) at 5000 rpm for motorcycles with 3 or 4 cylinders

Repeat offenders could face a mandatory court appearance and a maximum \$10,000 fine.

Note: Edmonton City Council has requested that Administration (Planning & Development), in cooperation with the Edmonton Police Commission, provide a report (due by November 2010) to Council outlining:

- a mechanism to control excessive noise of motor vehicles
- time frames to implement proper testing for noise level violations of all motor vehicles
- steps required to amend bylaw to provide Edmonton Police Service with more tools for enforcement of noise level violations of all motor vehicles.

This means that City Councillors are looking at expanding the scope of the proposed bylaw to capture "motor vehicles" in the excessive noise bylaw, versus only "motorcycles".

### **Winnipeg**

Winnipeg is also investigating whether to enact similar measures. Winnipeg police have already tested sound meters that would be used for this new system.

"It's definitely something we're pursuing right now," said Staff Sgt. Mark Hodgson of the Winnipeg Police Service's central traffic unit. "But we're looking at something a bit more comprehensive than Edmonton's amendment."

"We're moving a little more slowly than Edmonton, but we think in a fashion that will allow us to create legislation that is all-encompassing and will also be supportable in court," Hodgson said.

### **Regina**

Regina is looking at introducing a noise law that would apply to all vehicles, not just motorcycles.

### **Ottawa**

Some municipalities have comprehensive noise control guidelines. For example, Ottawa's *Environmental Noise Control Guidelines* (2006), based mainly on Ministry of Environment (MOE) policies and guidelines, implement the noise policies in the City's Official Plan. While these policies do not address the source of vehicle noise, they do offer solutions to curtailing traffic noise in general.

## **OPTIONS FOR CURTAILING VEHICLE NOISE**

What options does The City of Red Deer have to curtail vehicle noise?

### **Continue With Existing Regulations**

As discussed above, the *Traffic Safety Act* (TSA) Vehicle Equipment Regulations (VER) or *Traffic Safety Act* (TSA) Use of Highway and Rules of the Road Regulations (ROR) pertain to excessive vehicle noise. The Act includes provisions related to internal combustion engines and exhaust mufflers, excessive noise emission from vehicles, quiet times, and stunt driving. The City of Red Deer's *Community Standards Bylaw* also includes provisions for noise control.

### **Discussion**

Both the *Traffic Safety Act* and the *Community Standards Bylaw* are subjective in that they're subject to the discretion of the police officer. In other words, a judgment

call is made as to whether someone has infringed the bylaw, where the criterion is if the sound "annoys or disturbs the peace of any other person".

### **Amend The City of Red Deer's *Community Standards Bylaw* to Include Noise Tolerances**

The City of Red Deer's *Community Standards Bylaw* can be amended so that there are specific tolerances for vehicle noise, which can be measured by way of a sound level meter, similar to Edmonton's *Noise Bylaw* (see Appendix A).

#### Discussion

While this approach is more objective, the sound level meters used by Edmonton are specifically designed to measure motorcycle noise emitted from exhaust mufflers, as measured at 50 centimeters (or 19.6850393700787 inches or 1.64 feet) from the exhaust outlet. The meters cannot be used to measure other types of vehicle noise. As such, consideration must be given to the intent of a bylaw amendment. Does City Council want to address motorcycle pipe noise specifically, or all motor vehicle noise?

Further, manufactures are required to meet federal standards, whereby motorcycles cannot have an idling decibel of more than 92. Therefore, it is only those motorcycles that have customized pipes that may not meet federal standards. As of March 31, 2010 there were 3,105 motorcycles and 24 mopeds registered to clients with a mailing address in the City of Red Deer. While it is difficult to determine how many motorcycles have customized pipes, the RCMP has indicated that of all the complaints received, slightly less than 2.6% are related to vehicle noise (not just noise from motorcycle exhaust mufflers). As such, City Council may want to consider the cost/benefit of such a program. How important is it to target motorcycle pipe noise, and at what cost?

The City of Edmonton purchased eight (8) noise meter kits, at a cost of \$3000.00 per kit. The meters must be tested on an annual basis so that sound measures are admissible in court. There are also additional costs associated with the training needed to use the equipment (approximately 40 hours of staff training time). As well, the RCMP has indicated that, to implement such a program, additional manpower would be required -- enforcement resources will not be increased in 2011. A public education campaign would also have to be implemented. The Edmonton police are planning a public education campaign, with an estimated cost of \$15,000.

Whether or not there are noise tolerances in a bylaw, the fact remains that the police officer must be in the presence of the offending vehicle in order to issue a ticket. Dealing with complaints that are called in can be difficult. By the time the police officer arrives at the location, the vehicle may be gone. As well, if the community expectation is that there would be dedicated resources assigned to the

enforcement of vehicle noise tolerances, the RCMP will fall short. Again, no enforcement resources will be added in 2011.

### **Implement a Pilot Project That Would Measure Noise Tolerances**

City Council could implement a pilot project, similar to the above option, whereby a number of noise meter kits could be purchased and used to test the effectiveness of such a program.

#### Discussion

The same concerns discussed in the above option are valid for the pilot project. Implementing a pilot project would require a large capital investment in noise meter kits, RCMP training, additional resources, and public education. While Council could opt to purchase less noise meters initially, the overall financial investment would still be considerable. Further, if the pilot project was deemed unsuccessful, The City would have little opportunity to recover the costs associated with the pilot project.

### **Use the Manufacturers Label to Ensure Compliance with Federal Regulations**

The federal government is responsible for establishing and ensuring compliance with standards for noise emission labeling and maximum noise emission for consumer products, equipment, and vehicles. These regulations do not extend to "after sale" situations where products deteriorate and exceed sound levels required at the time of manufacture.

#### Discussion

Most vehicles carry an official label on their exhaust pipes indicating they meet the federal standards. Any motorcycle that has gone through federal standards should not have an idling decibel louder than 92, even vintage bikes. Police officers could be trained to identify aftermarket and tampered mufflers on any vehicle.

### **Motorcycle & Moped Industry Council (MMIC)**

The Motorcycle and Moped Industry Council (MMIC) is a national, non-profit trade association that represents the manufacturers and distributors of street legal motorcycles and related products and services in Canada. The MMIC aims to help municipalities put new rules in place and has drafted a model law for excessive motorcycle exhaust noise. The industry is working with provincial ministries to develop consistent sound emission policies across the country.

### Discussion

The City could delay making any amendments to the *Community Standards Bylaw* until national sound emission standards have been developed.

### CONSIDERATIONS

#### **Types of vehicles and noise**

The City of Edmonton has received feedback from citizens concerned with the current bylaw, and its focus on motorcycles. Some feel the bylaw is highly discriminatory, and that the bylaw should address all vehicle noise. The noise meters used by Edmonton Police Services are specifically designed for motorcycle noise only, and could not be used to measure noise from other types of vehicles. Nevertheless, City Councilors are looking at expanding the scope of the bylaw to capture "motor vehicles" in the excessive noise bylaw, versus only "motorcycles".

Other types of vehicle noise may include loud mufflers, loud stereos, diesel engines, revving engines, horns, etc.

#### **Red Deer vs. Edmonton**

- **Number of motorcycles** - Edmonton has approximately 13,000 registered motorcycles. As of March 31, 2010 there were 3,105 motorcycles and 24 mopeds registered to clients with a mailing address in the City of Red Deer. These counts exclude off-highway motorcycles and dirt bikes.

\*\*Source: Based on March 31, 2010 vehicle registration statistics, Service Alberta - Registries Services SDGEO030.

- **Number of complaints** - Edmonton reported having a high number of complaints each year regarding excessive vehicle noise.

A brief audit was completed by the Red Deer RCMP detachment concerning noise complaints. Of those complaints, slightly less than 2.6% are related to vehicle noise. The RCMP noted that the statistical scoring does not capture data as it specifically relates to vehicle noise. A detailed complaint analysis would be very labor intensive requiring a manual review of each individual file.

The RCMP believes that neither statistical nor the anecdotal evidence supports pursuing additional legislation to address vehicle noise complaints. This is because new legislation would require the acquisition of specialized noise testing equipment, and related training and certification with the equipment. As well, there will be a need for ongoing maintenance to demonstrate to the courts the equipment is measuring noise levels accurately.

(See Appendix C: OIC RCMP Memorandum from the Government of Canada.)

- **Cruising main corridors** - Edmonton has substantially more motorcycles than Red Deer (approx. 13,000 to 3,000). While Edmonton's population is much greater, the concentration along specific roadways, namely Jasper Ave. and Whyte Ave, appears to be the main concern. The new *Edmonton Noise Bylaw* helps to address noisy motorcycles cruising in these areas. With far less motorcycles, cruising along Red Deer's main corridors, noise is much less of an issue.
- **Drag racing** - Edmonton City Council also saw the new bylaw as a way to curtail drag racing. "I've been fighting for this for a while," said City Councilor Ben Henderson. "[Downtown Edmonton] has a number of places that are very attractive to late-night drag racing. It can be really disruptive to have someone tearing up and down the avenue at two or three in the morning, and it's a very severe problem for people who choose to live in an urban environment." Red Deer has experienced very few drag racing incidents.
- **Reckless Driving** - Officers in Edmonton want to target hotshot drivers, not every pleasure motorcyclist on a Sunday morning cruise. "We're not mainly focusing on the equipment of the motorcycle, but the style of riding," said Sgt. Zurba. "If you're going to accelerate at a really high rate of speed away from a stop sign, then we're going to start focusing on that, versus the equipment part of the motorcycle". Current legislation permits the RCMP to ticket for reckless driving.

## Noise and Vehicle Safety

- **Motorcycles**

According to the Minnesota Motorcycle Safety Center, seventy-seven percent of all motorcycle accident hazards come from in front of the motorcycle, where drivers turn in front of the motorcycle's right of way. While this may be true, the debate about whether or not a noisy motorcycle helps prevent accidents is undetermined.

Some argue that the noise emitted from motorcycle pipes is merely a nuisance and does not prevent accidents, because motorcycle pipes direct noise backwards. Others argue that, along with safe driving practices, motorcycle noise prevents crashes. The internet is littered with testimonies about how noise from motorcycles has saved lives. Motorcycles are hard to see in a rearview mirror, and often missed during a shoulder check. Bikers believe that the noise makes people aware of their presence.

While motorcycle noise may be annoying, it is not enough to cause serious damage, according to an audiologist at the Kemp Hearing Centre. "You would

have to sit directly beside the motorcycle for eight hours at 92 dB to receive any long-term hearing loss,". (See Appendix B: Noise Level Chart.)

- **Hybrid and electric cars**

On the opposite end of the spectrum, hybrid and electric cars, which are known for being very quiet, are now adding artificial noise to make them safer. A report last fall from the National Highway Traffic Safety Administration (NHTSA) found that hybrid vehicles are involved in a higher number of pedestrian incidents due to their quietness. At low, parking-lot speeds, many hybrids can operate near-silently on electric power. New legislation now in development takes aim at this safety risk.

As well, the Alliance of Automobile Manufacturers, the Association of International Automobile Manufacturers, the National Federation of the Blind, and the American Council of the Blind sent letters to Congress to support the inclusion of requirements in new auto safety legislation that would add audible alerts to hybrid and electric vehicles, so that they could be heard.

Some car manufactures are also taking measures to ensure pedestrian safety by adding noise to hybrids and electric cars. Toyota has begun selling a device that can be installed in the Prius, to simulate the sound of a motor and warn pedestrians that the ultra-quiet car is approaching. Nissan, which plans to begin selling its electric Leaf model in the US and Japan later this year, and in Europe from early 2011, will equip the cars with a "turbine sound" emitting from a speaker behind the left headlamp, which sounds like an aeroplane taking off.

- **Light Rail Train (LRT)**


Light Rail Trains, like Calgary's C-Train, have also faced complaints with regard to their quiet operation -- especially in the busy downtown core. Some argue that the trains are too quiet, creating a safety concern that people may not hear them coming. Most LRT systems have installed additional warnings, such as bells, to alert pedestrians and motorists of an approaching train.


RECOMMENDATION


Administration recommends that Council delay making any amendments to the *Community Standards Bylaw* at this time.

Administration would like the opportunity to monitor the success of Edmonton's bylaw over the next year, as The City of Edmonton incorporates other types of vehicle noise into its bylaw. The City of Red Deer has the opportunity to use Edmonton's experience to assess how the Alberta Courts and public in Edmonton respond to the new legislation. Those decisions and assessment will be valuable for determining whether an objective (measured) standard or a subjective (perceived) approach will be more effective, both in terms of enforcement and acceptance by the Courts.

Respectfully submitted by,

  
Julia Townell  
Bylaw Research  
Coordinator,  
Planning Services

  
Joyce Boon  
Co-Manager, Inspections  
& Licensing

  
Russ Pye  
Co-Manager, Inspections  
& Licensing

/attach.

- c. Paul Meyette, Director, Planning Services  
Colleen Jensen, Director, Community Services  
Ray Noble, Operations Officer, RCMP

**APPENDIX A: CITY OF EDMONTON NOISE BYLAW**

The City of Edmonton - bylaw 15442

Edmonton City Council enacts:

1. Bylaw 14600, the Community Standards Bylaw, is amended by this bylaw.

2. Section 13 is amended by adding after clause (c):

(c.1) "motor cycle" has the same meaning as in the *Traffic Safety Act*, as amended;

3. Section 13 is amended by deleting clause (e) and inserting:

(e) "sound level meter" means a device used to measure sound pressure which meets the American National Standards Institute S1.4-1983 (R2006), or the International Electro-Technical Council Standard No. 123, or the British Standard no. 3539 Part 1, or the U.S.A. Standard S1.4-1961.

4. Part III is amended by adding after section 18:

18.1 A person shall not operate a motor cycle that is capable of:

1. emitting any sound exceeding 92 db(A), as measured at 50 centimetres from the exhaust outlet, while the engine is at idle; or
2. emitting any sound exceeding 96 db(A), as measured at 50 centimetres from the exhaust outlet, while the engine is at any speed greater than idle.

**APPENDIX B: NOISE LEVEL CHART**

Below are some interesting numbers, collected from a variety of sources, which help one to understand the volume levels of various sources and how they can affect hearing.

Environmental Noise	
Weakest sound heard	0dB
Whisper Quiet Library	30dB
Normal conversation (3-5')	60-70dB
Telephone dial tone	80dB
City Traffic (inside car)	85dB
Train whistle at 500', Truck Traffic	90dB
Subway train at 200'	95dB
<b>Level at which sustained exposure may result in hearing loss</b>	<b>90 - 95dB</b>
Power mower at 3'	107dB
Snowmobile, Motorcycle	100dB
Power saw at 3'	110dB
Sandblasting, Loud Rock Concert	115dB
<i>Pain begins</i>	<i>125dB</i>
Pneumatic riveter at 4'	125dB
<b>Even short term exposure can cause permanent damage - Loudest recommended exposure <u>WITH</u> hearing protection</b>	<b>140dB</b>
Jet engine at 100', Gun Blast	140dB
Death of hearing tissue	180dB
Loudest sound possible	194dB

OSHA Daily Permissible Noise Level Exposure	
Hours per day	Sound level
8	90dB
6	92dB
4	95dB
3	97dB
2	100dB
1.5	102dB
1	105dB
.5	110dB
.25 or less	115dB

**APPENDIX C**

Gouvernement  
du Canada

**MEMORANDUM NOTE DE SERVICE**

To  
A City of Red Deer  
Legislative and Governance Services  
Attn: Julia Townell

From  
m De OIC RCMP  
4811 - 49<sup>th</sup> Street  
Bag 5033  
Red Deer, AB T4N 6A1

Security Classification -
Protected A
Our File - Notre référence
Admin - City of Red Deer
Your File - Votre référence
Date
2010-08-26

Subject  
ct **Re: Notice of Motion - submitted by Councillors Jefferies, Parks and Pimm - Vehicle Noise**  
**Request for RCMP statistics / Comments with respect to Proposed Bylaw**

Please find attached a breakdown of Municipal Bylaw complaints for the period ranging from 2009-01-01 through 2009-12-31 as compiled by our Information Management unit. Please note the following restrictions / caveats placed on the information provided:

1. The information provided was accessed only from PROS records, during this period some of the relevant data was still being entered onto PIRS and was not accessed. The missing data is unlikely to change the distribution rates for the various categories of noise complaints as reported but the overall call volume is slightly higher than indicated in this report.
2. There is no Uniform Crime Reporting code that is specific to complaints of noise from vehicles. Therefore a fully accurate synopsis will require a manual review of each individual file. The manual review process is very labour intensive and was not completed.

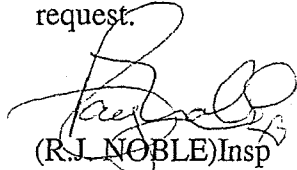
As noted in page 3 of the attached report only 46 of 1778 audited complaints were made specifically with respect to noise from vehicles. This number represents less than 3% of noise related complaints received by Red Deer detachment. Municipal Bylaw complaints were generally assigned to General Duty Watch members with only 12 being assigned to Traffic as the Primary investigator. This is a general indicator that even where complaints are identified as being vehicle related they are received during periods when no traffic members are scheduled to work. Please note: that is an anecdotal observation only and a detailed analysis is required to substantiate it's accuracy.

As noted vehicle related noise complaints account for less than 3% of municipal bylaw complaints in Red Deer based on the 2009 data analysed. When viewed from the context of the overall proportion of complaints received by Red Deer detachment noise from vehicle complaints comprise a minuscule portion of the detachment's workload.

All of the bylaws specific to addressing noise from vehicles also require that a noise level standard be established and that investigators be able to provide an objective measurement against the standard. This requires the investigating agency to; a) purchase noise measuring equipment, b) train enforcement personnel in it's use, c) develop an ongoing maintenance and certification program for the equipment, d) develop a regular re-certification program for users.

Based on the volume of complaints received it is likely any benefit received from enacting a vehicle noise bylaw would be off-set by the cost of acquiring and maintaining the required equipment and by the lost time required to conduct training (initial and on-going re-certifications).

Either myself or Supt. Simpson will be available for further discussion on request. If you require a more detailed statistical analysis of our noise complaints please allow 30 days from the date of request.

A handwritten signature in black ink, appearing to read 'R.J. Noble', is written over the printed name.

(R.J. NOBLE)Insp  
OIC Operations  
Red Deer municipal detachment

**Municipal Offences - 2009****Query date: 20090101 - 20091231**

Two UCR codes which capture municipal bylaw complaints were audited.

Municipal Bylaws - Traffic

Municipal Bylaws - Other

**DISTRIBUTION OF CALLS TO SERVICE BY WATCH:**

**NOTE:** All calls to service by Traffic Enforcement Units at Red Deer City RCMP in 2009 were captured through PIRS. These numbers are not captured within this document. See Dave Kingston for statistics.

<b>Municipal Bylaws - Traffic</b>		
	<b>INVESTIGATING UNIT</b>	<b>#</b>
	W9 - Primary Investigating Unit	35
	W10 - Primary Investigating Unit	43
	W11 - Primary Investigating Unit	20
	W12 - Primary Investigating Unit	26
	Traffic - Primary Investigating Unit	7
	Other Units	1
	<b>TOTAL</b>	<b>132</b>
<b>Municipal Bylaws - Other</b>		
	<b>INVESTIGATING UNIT</b>	<b>#</b>
	W9 - Primary Investigating Unit	474
	W10 - Primary Investigating Unit	484
	W11 - Primary Investigating Unit	442
	W12 - Primary Investigating Unit	520
	Traffic - Primary Investigating Unit	5
	Other Units	46
	<b>TOTAL</b>	<b>1971</b>

**MUNICIPAL BYLAW - TRAFFIC**

129 of the total 132 complaints scored within the Municipal Bylaw Traffic were audited.

Complaints fell within the categories listed below:

Category	Description of Category	#
Parking		101
Vehicle Noise	Racing, noise complaints	9
Abandoned vehicle		1
Other	Driving MV in a city park, transporting dangerous goods, placing goods on highways, ski doos	19
		132

**MUNICIPAL BYLAW - OTHER**

1778 of the 1971 complaints were audited.

Complaints fell within the following categories.

Category	Description of Category	#
Noise	Fireworks, Stereo complaints, loud music, loud parties, snowblower noise	1338
Construction Noise	Construction / building	10
Panhandling / Loitering		73
Fighting		28
Dogs		26
Urinating		43
Parking		18
Vehicle Noise	Racing, mufflers, loud music from vehicles	46
Other	Air soft guns / guns / swearing / bullying / car alarm / going through garbages / skidoos / quads / airhorn / neighbour dispute / littering / curfew	196
		1778

**NOTICE OF MOTION  
SUBMITTED BY COUNCILLORS JEFFERIES, PARKS AND PIMM**

**WHEREAS** there are many complaints with regard to noisy vehicles and/or vehicles with modified exhaust systems;

**AND WHEREAS** the Province of Alberta, Traffic Safety Act, enables a municipality to make bylaws with respect to noise produced in connection with a vehicle, define what constitutes an objectionable noise, establish a method of determining or measuring noise, and prohibiting the use or operation of a vehicle where the noise produced in connection with that vehicle is objectionable noise;

**AND WHEREAS** in a report from CBC Marketplace titled "Noise Regulations in Canada" dated November 7, 2001 (as attached) it indicates that in other municipalities and countries, measures have been taken to try to establish acceptable community noise levels;

**THEREFORE BE IT RESOLVED** that The City of Red Deer review its policy and practices in regards to vehicle noise, and consider establishing standards, regulations and restrictions on vehicle noise;

**AND FURTHER BE IT RESOLVED** that administration provide a report to Council, by September 20, 2010, outlining measures needed to reduce disturbances due to vehicle noise.

## BACKGROUND INFORMATION

### CBC MARKETPLACE: HOME » NOISE POLLUTION

#### Noise regulations in Canada

Broadcast: November 7, 2001 | Producer: Carmel Smyth; Researcher: Colman Jones

#### Canada

In Canada, the federal, provincial and municipal levels of government have different roles and responsibilities with respect to noise-related issues:

**Federal Role:** The federal government is responsible for establishing and ensuring compliance with standards for noise emission labelling and maximum noise emission for consumer products, equipment, and vehicles. These regulations do not extend to "after sale" situations where products deteriorate and exceed sound levels required at the time of manufacture. The federal government also establishes guidelines for noise control over interprovincial transportation systems including aircraft, trains and navigable waterways. Health Canada is legally required to provide expert advice on the health effects of environmental noise to environmental assessments involving other federal departments.

**Provincial Role:** Provincial governments establish guidelines for noise control in land use planning. They authorize and assist municipalities in creating and implementing municipal plans and noise control by-laws to abate individual sources of noise. Provincial governments are also responsible through various statutes for controlling the operational noise levels of many consumer products, equipment and vehicles.

**Municipal Roles:** Most environmental noise control legislation has been enacted at the municipal level. Municipalities exercise environmental noise control through municipal noise control by-laws, municipal land use plans and zoning, traffic management and road noise barrier retrofit programs.

**Example:** Cape Breton Regional Municipality — where police say they have had more than 880 noise complaints since January of last year — has passed a new noise bylaw, which applies to about two dozen activities including loud engines, horns, power tools, stereos and singing. The bylaw also restricts the operation of recreational vehicles, including ATVs, within 1,000 feet of a residence, with a potential \$5,000 fine. Snowplows, utility trucks and emergency vehicles are exempt.

"One of the big problems with noise by-laws", notes The Right to Quiet Society's Hans Schmidt, "is that they are municipal, and each municipality can implement whatever law it deems necessary, so they can vary quite considerably from one city to another."

Schmidt adds, "enforcement is more difficult than implementing a law, because when it comes to sound, you have to have somebody out there at the right moment, with the right equipment — and it has to be an official whose sound meter and reading is legally acceptable, because any one of us taking measurements is not legally acceptable if it comes to a court case."

## Europe

The toughest legislation on noise is to be found in Europe, especially Scandinavian countries and the Netherlands. Since 1970, 17 specific noise directives have been ratified by the European Union (EU), covering a huge range of topics, with more on the way. The European Union's Council Directive 86/594/EEC of 1 December 1986 on airborne noise emitted by [household appliances can be found online](#) ('household appliance' means "any machine, portion of a machine or installation manufactured principally for use in dwellings, including cellars, garages and other outbuildings, in particular household appliances for upkeep, cleaning purposes, preparation and storage of foodstuffs, production and distribution of heat and cold, air conditioning, and other appliances used for non-professional purposes").

Official publication of the European Noise Directive took place in July 2000. Under the European Union procedure for directives, members of the European Community must adopt and implement the regulations by January 2002. The Noise Directive is meant to "harmonize EC laws on outdoor equipment noise emissions, contribute to the smooth functioning of the EC markets, and protect human health and well-being."

Noise emission levels have been established for motor vehicles, motorcycles, aircraft, generators, agricultural and forestry tractors, earth-moving equipment, construction equipment, and domestic appliances, including lawn-mowers, food mixers and coffee grinders. Particular attention has been paid to road and air traffic, which poses a major noise nuisance. Manufacturers will be required to measure noise emissions of 57 categories of outdoor equipment, 22 of which must meet specified decibel limits. Labels will be required showing the guaranteed sound power level for all equipment covered by the directive. A brief summary of the Noise Directive may be found at the [U.K. Department of Trade and Industry's Web site](#) or [you can download the entire text in PDF format](#).

It is noteworthy that data provided by manufacturers of heavy equipment indicate that differences between standard and quiet models are as high as 20 decibels. For example, a major German manufacturer of chain saws, gasoline-powered trimmers and blowers, has developed quiet models for use in conditions where noise is particularly harmful, and expends considerable research effort on noise-related issues with respect to use of their products. In contrast, some North American manufacturers, whose market is principally domestic, appear to be less concerned with the noise emissions from their products.

EC directive 337/85 also states that the environmental effects of public works such as new roads, including increased levels of noise, should be assessed and published as an environmental statement with legislative orders for schemes to allow public comment. The EU Parliament has repeatedly stressed the need for further cuts in limit values and improved measurement procedures. With regard to air traffic over residential areas near to airports, consideration is being given to a ban on night flying, landing fees graded according to noise levels, and measures to avoid particularly noise-intensive take-off and landing manoeuvres.

There is also the European Union Eco-label, a labelling system of different product groups for which ecological criteria — including noise production — have been developed ([see the European Union Eco-label website](#)).

**In Britain**, officials are taking drastic action to turn down the volume, setting up anti-noise patrols that cruise the streets to control the clatter, confiscating piles of stereo equipment along the way. For offenders who persist there can be an extremely hefty price to pay, with fines

ranging up to \$10,000.00. And there's momentum to make noisy behaviour a criminal offence in Britain, with some politicians pushing for a jail sentence up to seven years.

**In Germany**, a handful of inner-city neighborhoods and busy freeway interchanges that abut residential areas are under "night-driving bans," which prohibit heavy trucks between 10 p.m. and 6 a.m. Similarly, night-flight bans are in effect at two of Berlin's three airports, Tegel and Tempelhof.

Laws governing the larger cities usually restrict hours when apartment dwellers can run water or flush toilets and forbid the disposal of glass, metal and other trash late at night or on Sundays.

Even smaller towns tend to have hours for the use of lawn mowers and other noisy outdoor equipment. For citizens plagued by noise in Hamburg, Schwerin and Lübeck, a call to the central noise line is all that is needed.

On behalf of the Federal Environmental Agency, Lärmkontor (noise office) in Hamburg has designed a computer assisted system which makes it easier to deal with noise related problems in municipal administrations and thus helps citizens to solve their individual problems.

**In Ireland**, under Section 51 of the Local Government Act 1963 it is an offence to make any noise or variation which is so loud, continuous or repeated or at such time as to give reasonable cause for annoyance to neighbours. It also provides for procedures for securing the abatement of the noise.

Conditions may be attached to planning permission for developments to reduce emissions from and/or intrusions into structures by noise. Building regulations in 1992 provide for greater insulation to reduce noise intrusion into new houses.

Most new and expanded projects, including motorways and airport runways over 2,100 metres in length, are required by law to be assessed in regard to their expected impact on the local noise pattern.

**In Australia**, Labor backbenchers Michelle O'Byrne (Tasmania) and Kirsten Livermore (Queensland) want television ads to be broadcast at the same volume as the programs they interrupt. The two MPs have co-sponsored a private members' bill, The Quieter Advertising — Happier Homes Bill, to amend the Broadcasting Services Act 1992 to address the problem.

Schmidt says the tougher regulations in Europe has not so much to do with an increased willingness, but because of the forcing circumstances. "Their population is that much denser, and they are exposed to so much more noise that they *have* to do it."

Eric Greenspoon, of Guelph-Ontario based NoiseWatch, says the problem is not taken as seriously as water or air pollution in North America because it's invisible, can often be intermittent and is therefore hard to measure consistently. But Greenspoon insists noise levels overall have been growing over the past decades, with some studies suggesting actual sound levels are doubling every ten years, the chief culprits being ground and air transportation, with predictions that air traffic will be doubling worldwide within the next 10 or 15 years.

**Comments:**

This report is received for information at this time.

“Craig Curtis”  
City Manager

ORIGINAL



Council Decision - May 30, 2011

**DATE:** June 2, 2011  
**TO:** Julia Townell, Bylaw Research Coordinator, Planning Department  
**FROM:** Elaine Vincent, Legislative & Governance Services Manager  
**SUBJECT:** Vehicle Noise Attenuation – Response to Notion of Motion

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**Reference Report:**

Bylaw Research Coordinator, dated May 18, 2011.

**Report back to Council:** Yes, as indicated in the report, Administration will provide a follow-up report at a later date.

**Comments/Further Action:**

At the time of considering the report, Council also developed a resolution on the same topic for consideration at AUMA. A copy of the resolution is attached under separate cover. This report was reviewed and accepted by Council as information.

A handwritten signature in black ink, appearing to read 'Elaine Vincent'.

Elaine Vincent  
Legislative & Governance Services Manager

- c Director of Planning Services
- Director of Community Services
- Operations Officer, RCMP, Ray Noble
- Corporate Meeting Coordinator

## Submission Request For Inclusion on a Council Agenda

Requests to include a report on a Council Agenda must be received by 4:30pm on Monday (5 business days) prior to the scheduled meeting.

**PLEASE NOTE:** If reports are not received by Monday (5 business days) prior to the scheduled meeting/hearing the report may be moved to the next Agenda.

CONTACT INFORMATION			
Name of Report Writer:	Julia Townell		
Department & Telephone Number:	403-342-8185		
REPORT INFORMATION			
Preferred Date of Agenda:	May 30, 2011		
Subject of the Report (provide a brief description)	Vehicle Noise Attenuation – Edmonton Perspective		
Is this Time Sensitive? Why?	Yes. Council has directed the report be provided before June 1.		
What is the Decision/Action required from Council?	This report is for information only.		
Please describe Internal/ External Consultation, if any.	Planning Services		
Is this an In-Camera item?	No.		
How does the Report link to the Strategic Plan and other existing Plans & Policies? Community Relationships - Ensure community engagement is strategic, purposeful and value added is assisting us with our decision making. Leadership - Establish a focus on strategic leadership and management based on the principle of vision driven planning and action driven results.			
Has Legal Counsel been consulted? Are there any outstanding issues? Please describe. Yes / No outstanding issues.			
Are there any financial/budget implications? Please describe. Are there other organizational implications? Please describe. No.			
Presentation: (10 Min Max.)	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	Presenter Name and Contact Information:
COMMUNITY IMPACT			
Should External Stakeholder(s) be advised of the Agenda item? (e.i. Community Groups, Businesses, Community Associations) If Yes, please provide the Contact Information for the External Stakeholder(s)		<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO
External Stakeholder(s) Contact Information: (please provide, name, mailing address, telephone number and e-mail address)			
FOR LEGISLATIVE & GOVERNANCE SERVICES USE ONLY			
Has this been to CLT / City Manager Briefings/ Committees: MPC, EAC, CPAC (Please circle those that apply)			
<b>CLT</b>	<b>City Manager Briefings</b>	<b>Board(s) / Committee(s)</b>	
When/describe: _____	When/Describe: _____	When/Describe: _____	
Do we need Communications Support?		<input type="checkbox"/> YES	<input type="checkbox"/> NO

Please return completed form, along with report and any additional information to Legislative & Governance Services.

Legislative & Governance Services

**DATE:** May 24, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Vehicle Noise Attenuation – Response to Notice of Motion

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***History***

At the October 4, 2010 Council Meeting the following resolution was passed:

“**Resolved** that Council of the City of Red Deer having considered the report from the Bylaw Research Coordinator dated September 24, 2010 re: Vehicle Noise Attenuation hereby agrees to delay making any amendments to the Community Standards Bylaw until further information is received regarding the success of the City of Edmonton’s Vehicle Noise Bylaw with an interim report to be brought back to Council in this regard by June 1, 2011 and a final report and potential bylaw amendments to be brought back by November 1, 2011.”

***Discussion***

A report from Administration is attached.

***Recommendation***

That Council:

- I. Lift from the table consideration of an interim report regarding the success of the City of Edmonton’s Vehicle Noise Bylaw.



Elaine Vincent  
Manager

**Planning Department**

**DATE:** May 18, 2011  
**TO:** Craig Curtis, City Manager  
**FROM:** Julia Townell  
**SUBJECT:** Vehicle Noise Attenuation

---

**BACKGROUND**

On June 14, 2010, a Notice of Motion was put forth by Councilors Jefferies, Parks and Pimm to have The City of Red Deer review its policy and practices in regard to vehicle noise, and consider establishing standards, regulations and restrictions on vehicle noise. Further, it was requested that Administration provide a report to Council outlining measures needed to reduce disturbances due to vehicle noise. In response, Administration provided a report on September 24, 2010 (see Attachment 1: Vehicle Noise Report). The report recommended that Council delay any bylaw amendments until Administration had evaluated Edmonton's approach, including how the Alberta Courts and public in Edmonton responded to the new legislation.

**"Resolved** that Council of the City of Red Deer having considered the report from the Bylaw Research Coordinator dated September 24, 2010 re: Vehicle Noise Attenuation hereby agrees to delay making any amendments to the Community Standards Bylaw until further information is received regarding the success of the City of Edmonton's Vehicle Noise Bylaw with an interim report to be brought back to Council in this regard by June 1, 2011 and a final report and potential bylaw amendments to be brought back by November 1, 2011."

**EDMONTON**

In evaluating The City of Edmonton's approach Administration considered the following questions:

- 1) How many complaints were received regarding excessive vehicle noise in Edmonton?

The City of Edmonton reported having a high number of complaints each year regarding excessive vehicle noise. However, there were 28 complaints received on the police complaints line in 2009 and 30 in 2010.

A brief audit was completed by the Red Deer RCMP detachment concerning noise complaints. Of those complaints, slightly less than 2.6% are related to vehicle noise (see Attachment 3: OIC RCMP Memorandum from the Government of Canada). The RCMP noted that the statistical scoring does not capture data as it

specifically relates to vehicle noise. A detailed complaint analysis would be very time-consuming requiring a manual review of each individual file.

- 2) Were there specific areas in The City of Edmonton that were targeted, which seemed to have a significant problem?

Edmonton has approximately 13,000 registered motorcycles; however, the concentration along specific roadways appears to be the main concern. Edmonton identified that certain areas in the city are "hot beds" for inappropriate motorcycle use. These areas include Whyte Avenue, Jasper Avenue, Groat Road and Anthony Henday. Driver behavior most often encountered involved such offences as speeding, stunting and causing unnecessary noise.

As of March 31, 2010 there were 3,105 motorcycles and 24 mopeds registered to clients with a mailing address in the City of Red Deer. These counts exclude off-highway motorcycles and dirt bikes.

\*\*Source: Based on March 31, 2010 vehicle registration statistics, Service Alberta - Registries Services SDGEO030.

- 3) What mechanisms were used to control excessive noise of motor vehicles in Edmonton?

Current enforcement mechanisms used by Edmonton Police Services to deter excessive motor vehicle noise are found in provisions under the *Traffic Safety Act* and the *Community Standards Bylaw* 14600 (see Attachment 2: Legislation). Pertinent sections of the *Traffic Safety Act* regulate the unnecessary manipulation of exhaust mufflers and restrict the production of loud and/or excessive noise without stating maximum limits. Sub-sections 18(a) and 18(b) of *Community Standards Bylaw* 14600, which were enacted in June 2010, placed measureable restrictions on permissible decibel levels produced by motorcycle vehicles (See Attachment 2).

\* Edmonton Police Services carried out 16 shifts dedicated to noise enforcement from July to October as part of the 2010 *Excessive Noise Program*. These shifts produced 69 of the 115 bylaw charges as well as 1,333 *Traffic Safety Act* charges including speeding, equipment, documentation and other infractions.

Edmonton Police Services continue to take enforcement action using the existing provincial legislation in the *Traffic Safety Act – Rules Of the Road and Vehicle Regulations*, against cars and light duty trucks. 58 percent of all noise related charges were laid against cars and light trucks in 2010, which is consistent with 2009 where they comprised of 56 percent of charges.

- 4) What effect did the new motorcycle noise bylaw have on the noise issue within Edmonton?

#### **Prior to the bylaw**

The Edmonton Police Services Traffic Section enforcement program ran from May 1, 2009, to October 31, 2009. Motorcycle and safety and noise infractions were specifically targeted in July. (The public feedback was seen as mixed as many supported the crackdown while others felt motorcycles were unfairly targeted.)

- Charges: Enforcement produced **383** excessive noise related charges representing a 75 percent increase from 2008.
  - Complaints: Edmonton Police Service began tracking complaints specific to traffic noise on June 28, 2009. In 2009, there were **28** complaints from June 28, 2009, to October 31, 2009.
- \* The Traffic Section assigned dedicated shifts and added six new positions to carry out noise enforcement.
- \*\* See attached Edmonton Council reports.

### **After the bylaw**

Section 18.1 of the *Community Standards Bylaw* 14600, was enacted in June 2010, to address excessive noise emitted from motorcycles. Edmonton Police Service began enforcing the bylaw on July 1, 2010.

- Charges: From July 1, 2010, to October 31, 2010, **115** bylaw charges were laid as part of the *Excessive Noise Program*.
  - Complaints: There were very few traffic noise related complaints reported through the police complaint line in 2010. There were **30** complaints from May 1, 2010, to October 31, 2010.
- \* An analysis revealed that most complaints were from noise sources at a fixed location that had been noted to be ongoing for extended periods of time. These situations included car alarms, idling vehicles during early morning and late night hours and loud stereos from stationary motor vehicles.
- \*\* See attached Edmonton Council reports.

### 5) How did the new bylaw stand up to court challenges?

292 traffic noise related charges were laid in 2010 compared to 383 in 2009. Of the 292 charges, Edmonton Police services laid 115 noise bylaw infraction charges from July to October.

As of January 11, 2011, 60 of the 115 charges have dispositions specific to the new noise bylaw. Twenty violators did not show up for court and were convicted in absence. 31 pled guilty and paid the fine and 8 charges were dismissed, quashed or withdrawn for reasons including, wrong charge section, unsworn or illegible documents, or court scheduling errors. One charge was dismissed at trial.

In general, 77 percent of charges (224 of the 292) had dispositions. Of the 224 violators, 111 did not show up for court and were convicted in absence. 87 pled guilty and paid a fine, and 26 charges were dismissed, quashed or withdrawn due to a variety of reasons including, wrong charge section, unsworn or illegible documents, or court scheduling errors.

\*\* Administration is also monitoring what the City of Calgary is doing in terms of noise attenuation. Calgary bylaw officers have proposed becoming the first in

Canada to use a Noise Snare, which is a different tool than what Edmonton uses. The Noise Snare captures a video image, audio recording and decibel level.

### **RECOMMENDATION**

This report has been provided to Council for information only. Administration will work with the RCMP and Legal Counsel to prepare a follow-up report, which will provide more analysis related to Red Deer and examine the options available to Red Deer.

Respectfully submitted by,

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Julia Townell  
Bylaw Research  
Coordinator,  
Planning Department

---

Angus Schaffenburg  
Acting Manager,  
Planning Department

/attach.

- c. Paul Meyette, Director, Planning Services  
Colleen Jensen, Director, Community Services  
Ray Noble, Operations Officer, RCMP

APPENDIX A:**Traffic Safety Act**

The following sections of the *Traffic Safety Act* (TSA) Vehicle Equipment Regulations (VER) or *Traffic Safety Act* (TSA) Use of Highway and Rules of the Road Regulations (ROR) pertain to excessive vehicle noise.

In summary they state:

- Section 61 TSA- VER refers to a motor vehicle propelled by an internal combustion engine. It says that the exhaust muffler must not produce excessive noise or flames and sparks. It goes on to say that the exhaust outlet cannot be widened or have a device attached to it that increases noise. The fine is \$115.00.
- Section 82 TSA- ROR states a person shall not create or cause the emission of any loud and unnecessary noise from a vehicle or any part of it, or from anything or substance that the vehicle or a part of the vehicle comes into contact with. The fine for this section is \$115.00.
- Section 87 TSA- ROR relates to driving a motor vehicle in a residential area between 10:00 p.m. and 7:00 a.m. that disturbs residents. This section requires a complaint from a resident. The fine for excessive noise under this section is \$115.00. A complainant must appear in court as a witness if charges are laid under this section.
- Section 115 (2)(f) TSA says a person shall not do any of the following: drive a vehicle as to perform or engage in any stunt or other activity on a highway that is likely to distract, startle or interfere with other users of the highway. The fine for this section is \$402.00 and carries 3 demerit points.

\*\* Source: Edmonton Police Service

**Red Deer Community Standards Bylaw**

The *Community Standards Bylaw* prohibits certain activities in order to prevent and compel the abatement of noise..."

- 3 (1) No person shall cause or permit any noise that annoys or disturbs the peace of any other person.
- (2) No person shall permit property that they own or control to be used so that noise from the property annoys or disturbs the peace of any other person.
- (4) In determining what constitutes noise likely to annoy or disturb the peace of other persons, consideration may be given, but is not limited to:
- a) type, volume and duration of the sound;
  - b) time of day and day of the week;
  - c) nature and use of the surrounding area.

## **CITY OF EDMONTON NOISE BYLAW**

The City of Edmonton - bylaw 15442

Edmonton City Council enacts:

1. Bylaw 14600, the Community Standards Bylaw, is amended by this bylaw.
2. Section 13 is amended by adding after clause (c):  
    (c.1) "motor cycle" has the same meaning as in the *Traffic Safety Act*, as amended;
3. Section 13 is amended by deleting clause (e) and inserting:  
  
    (e) "sound level meter" means a device used to measure sound pressure which meets the American National Standards Institute S1.4-1983 (R2006), or the International Electro-Technical Council Standard No. 123, or the British Standard no. 3539 Part 1, or the U.S.A. Standard S1.4-1961.
4. Part III is amended by adding after section 18:  
  
    18.1 A person shall not operate a motor cycle that is capable of:
  1. emitting any sound exceeding 92 db(A), as measured at 50 centimetres from the exhaust outlet, while the engine is at idle; or
  2. emitting any sound exceeding 96 db(A), as measured at 50 centimetres from the exhaust outlet, while the engine is at any speed greater than idle.

## Community Standards Bylaw Amendment - Update on Effectiveness

Bylaw 14600

### Recommendation:

That the March 7, 2011, Edmonton Police Service report 2011POSC03, be received for information.

### Report Summary

This report advises on the effectiveness of Bylaw 14600 Section 18.1 (Motorcycle Noise Bylaw), the appropriateness of the amount of fine and information on the status of related provincial legislation.

### Previous Council/Committee Action

At the June 3, 2010, Community Services Committee meeting, the following motion was passed:

That Administration provide a report to Community Services Committee in the spring of 2011, with an update on the effectiveness of Bylaw 15442 - To Amend the Community Standards Bylaw 14600, including the appropriateness of the amount of the fine and information on the status of related provincial legislation.

### Report

Section 18.1 of the Community Standards Bylaw 14600, was enacted in June 2010, to address excessive noise emitted from motorcycles.

Edmonton Police Service began enforcing the bylaw on July 1, 2010.

From July 1, 2010, to October 31, 2010, 115 bylaw charges were laid.

There is no indication that the amount of the \$250 fine is not appropriate.

Public awareness of the noise issue was highlighted through media coverage as well as the Edmonton Police Service website. Edmonton Police Service provided free motorcycle noise testing clinics to motorcyclists on June 19, 2010, and June 20, 2010. Over 1,000 motorcycle owners took advantage of free noise testing clinics to see if their motorcycles were compliant. It has not been determined if the fine amount was a motivating factor in the participation.

### COMPLAINTS

There were very few traffic noise related complaints reported through the police complaint line in 2010. Edmonton Police Service began tracking complaints specific to traffic noise on June 28, 2009. In 2009, there were 28 complaints from June 28, 2009, to October 31, 2009, compared to 30 complaints from May 1, 2010, to October 31, 2010.

An analysis revealed that most complaints were from noise sources at a fixed location that had been noted to be ongoing for extended periods of time. These situations included car alarms, idling vehicles during early morning and late night hours and loud stereos from stationary motor vehicles.

Although Edmonton Police Service does not have any hard data, anecdotal information from citizen comments would indicate that the noise issue in 2010 has been somewhat alleviated from previous years.

Edmonton Police Service will continue to monitor the amount and nature of complaints in 2011.

#### **ENFORCEMENT**

Two hundred and ninety-two traffic noise related charges were laid in 2010 compared to 383 in 2009. Fifty-eight percent of charges were laid against cars and light trucks in 2010, which is consistent with 2009 where they comprised 56 percent of charges. Members continue to take enforcement action using the existing provincial legislation in the *Traffic Safety Act* - Rules Of the Road and Vehicle Equipment Regulations, against cars and light duty trucks.

The Motorcycle Noise Bylaw has been a great enhancement as an enforcement tool to deal with noisy motorcycles. Of the 292 charges, Edmonton Police Service laid 115 noise bylaw infraction charges from July to October. Motorcyclists had the opportunity, through the noise testing clinics, to determine if their bikes were compliant with the bylaw and had the opportunity to adjust their equipment accordingly prior to commencement of enforcement action. Edmonton Police Service carried out 16 shifts dedicated to noise enforcement from July to October. These shifts produced 69 of the 115 bylaw charges as well as 1,333 *Traffic Safety Act* charges including speeding, equipment, documentation and other infractions.

With the bylaw in place, Police have an objective measure and tool to enforce noise violations and will find in 2011 continued dedication in carrying out

noise enforcement. In addition to roadside checks, Edmonton Police Service intends to carry out enhanced patrols in problem areas seeking out gross offenders

#### **COURT DISPOSITIONS**

As of January 11, 2011, 77 percent of charges (224 of the 292) have dispositions. Of the 224 violators, 111 did not show up for court and were convicted in absence. Eighty-seven pled guilty and paid a fine, and 26 charges were dismissed, quashed or withdrawn due to a variety of reasons including, wrong charge section, unsworn or illegible documents, or court scheduling errors.

Specific to the new noise bylaw, 60 of the 115 charges have dispositions. Twenty violators did not show up for court and were convicted in absence. Thirty-one pled guilty and paid the fine and eight charges were dismissed, quashed or withdrawn for the same reasons as previously mentioned. One charge was dismissed at trial.

As of the writing of this report, the status of the proposed Provincial motorcycle noise legislation is undetermined.

#### **Others Reviewing this Report**

- Edmonton Police Commission

## Vehicle Noise Enforcement Outcomes

### Recommendation:

That the February 16, 2010, Planning and Development Department report 2010PCS002 be received for information.

### Report Summary

This report provides information on outcomes and discussions with the Province of Alberta and enforcement activity regarding enforcement of excessive vehicle noise on roadways in 2009.

### Previous Council/Committee Action

At the May 4, 2009, Community Services Committee meeting, the following motion was passed:

That Administration, in consultation with the Edmonton Police Commission, provide a report to Community Services Committee by November 19, 2009, on:

- a) outcomes of discussions with the Province of Alberta, and;
- b) enforcement activity, including court disposition results, regarding enforcement of excessive vehicle noise on roadways in 2009.

### Report

- The Edmonton Police Service identifies excessive vehicle noise as a community disorder issue. In general, complaints centre on noise

from non-commercial vehicles in the form of motorcycles, passenger cars and light duty trucks. In particular, noise generated from aftermarket exhaust systems.

- The attached Edmonton Police Service report identifies both short and long term action plans in response to this issue. The short term initiative focused on a public and education drive that commenced in May 2009. The goal was to reduce the incidence of excessively noisy vehicles and track enforcement actions to gauge whether present laws adequately deal with the problem.
- The long term plan was to allow the Motorcycle and Moped Industry Council to present a proposal to the Canadian Council of Motor Transport Administrators regarding acceptable levels of noise emissions and a method of measuring those levels. The Canadian Council of Motor Transport Administrators in conjunction with Alberta Transportation would determine if the proposal was workable to establish a provincial standard for noise emissions.
- The Edmonton Police Services Traffic Section enforcement program ran from May 1, 2009, to October 31, 2009. The public feedback was seen as mixed as many supported the crackdown while others felt motorcyclists were unfairly targeted. Enforcement produced 383 excessive noise related charges representing a 75 percent increase from 2008.
- Previous Edmonton Police Service noise tracking complaint processes did not distinguish between noisy vehicle, people or property concerns. As a consequence, a special

## Vehicle Noise Enforcement Outcomes

category has now been created to aid in the accurate tracking of future traffic related noise concerns, measure the extent of the problem and effectiveness of future programs.

### Others Reviewing this Report

- R. G. Klassen, General Manager, Planning and Development Department

### Conclusion

- In 2009, Edmonton Police Service worked with Canadian Council of Motor Transport Administrators, Motorcycle and Moped Industry Council and Alberta Transportation to establish testing procedures and workable legislative changes that have the potential to come forward at the spring sitting of the Legislature.
- Should the proposed provincial legislation pass, Edmonton Police Service will carry out enforcement under the new law, armed with the appropriate noise testing equipment and enforcement procedures.
- Edmonton Police Service intends to run the Excessive Noise Program again in 2010's 'Cruising Season'. This effort will be coupled with an education component to alert the public to the problem and enforcement intentions.
- Additional staff will be assigned to carry out the noise enforcement program with a concentration on motorcycle safety and noise infractions.

### Attachment

1. Edmonton Police Service - Excessive Vehicle Noise Program Update

## Excessive Vehicle Noise Program Update



## EDMONTON POLICE SERVICE

**REPORT TO THE EDMONTON POLICE COMMISSION**

DATE: 2010 January 28

SUBJECT: Excessive Vehicle Noise Program Update

**RECOMMENDATION(S):**

The Community Services Committee had requested through the Police Commission a response to the issue of excessive vehicle noise on city roadways. This report summarizes the issue and updates the short and long term action plans. It also presents the results of the 2009 Excessive Noise Program, the analysis of the court disposition study, and contingencies for 2010. Request that this report be received as information.

**INTRODUCTION:**

Excessive vehicle noise from motor vehicles on city roadways has been identified as a community disorder issue. Complaints center on vehicle noise generally from non commercial vehicles in the form of motorcycles, passenger cars and light duty trucks. Particularly, noise from aftermarket exhaust systems on the noted vehicles.

Vehicles equipped with aftermarket exhaust systems that do not conform to the laws intended to keep vehicles from emitting excessive noise are major contributors to the problem. This equipment on motorcycles tend to be "straight pipes" and "drag pipes" on "cruiser" type motorcycles, unbaffled exhaust systems on "chopper" style motorcycles and "racing" or "performance" exhaust pipes on sport bikes. It is also characterized by aftermarket exhaust systems with enlarged openings used on passenger cars and light duty trucks.

**BACKGROUND:**

The Edmonton Police Service response identified short and long term action plans as a response to this issue.

## Short Term:

The short term action plan was to commence a public education and enforcement drive beginning in May 2009. Media, through the use of radio and newspaper ads, were to inform the public of the issue and advise of our intent to commence enforcement action. The goal here was to reduce the incidence of community disorder from excessively noisy vehicles on our roadways during the summer "cruising season" and to obtain information through tracking the charges on whether our present laws were adequate to deal with the problem.

#### Long Term:

The long term action plan was to allow the Motorcycle and Moped Industry Council (MMIC) to present a proposal to the Canadian Council of Motor Transport Administrators (CCMTA) in May 2009 regarding acceptable levels of noise emissions and a method of measuring those levels. The CCMTA in conjunction with their provincial counterpart, Alberta Transportation, would determine if the proposal was workable to establish a provincial standard for noise emissions.

#### **COMMENTS/DISCUSSION:**

##### Education Segment:

The program ran from 1 May 2009 to 31 October 2009. The public education segment ran from 11 May to 8 June 2009. Public feedback to our Traffic Communications Specialist was mixed. Some supported the crackdown on excessive noise while others complained that motorcyclists were being unfairly targeted.

##### Enforcement Segment:

The enforcement segment produced 383 excessive noise related charges compared to 218 charges in 2008, an increase of 75%.

The enforcement segment was a city wide effort with Traffic Section dedicating 14 full shifts solely for the Excessive Noise Program. Those shifts only produced 63 excessive noise charges out of the 1,635 charges laid. This is indicative of the difficulty in laying excessive noise charges as police are required to personally observe and/or hear infractions. The presence of police drastically reduces noise violations and generally only the most flagrant violators are identified and charged. This exemplifies the need for identified maximum noise levels (in decibels) and approved measuring devices so that checks for adequate equipment can be carried out on equipment regardless of how it is being operated.

##### Court Dispositions:

Of the 216 offenders that have been processed through the courts to date, 86% were penalized by the court. Dispositions included 93 being convicted in absence, 57 paid fine, 35 pled guilty and 2 were found guilty. Of the remaining charges, 21 were withdrawn, 4 dismissed and 4 were quashed. This was as a result of offenders pleading guilty to other charges, wrong charge sections being used or as a result of court scheduling issues.

It is notable that 93 individuals, 43% of offenders, didn't even show up for court and were convicted in absence. Offenders appear willing to pay the designated \$115.00 fine but there is no way to determine if this is a deterrent for future behavior.

##### Performance Measures:

In reviewing the excessive noise issue in 2009 there was an attempt to establish how many traffic noise complaints the Service received in previous years. It was found that our tracking system did not distinguish between noise complaints that occurred on a highway or on private property such as noisy parties. Therefore a special category for traffic noise complaints was programmed into the system. This came on line on June 28<sup>th</sup> 2009 and between then and 31 October 2009 EPS received 28 Traffic Noise complaints. It is anticipated that this will allow us to accurately track future traffic noise

complaints and place some measurement on the extent of the problem and effectiveness of the program.

### **CONCLUSION:**

EPS worked with CCMTA, MMIC and Alberta Transportation throughout 2009 to achieve workable testing procedures and legislation. Motorcycle exhaust noise testing was carried out in Edmonton and Calgary in August of 2009. Society of Automotive Engineers test procedures were used resulting in what is believed to be workable noise limits (decibel levels) and noise testing equipment. In December 2009 CCMTA and Alberta Transportation were drafting a model law to address excessive noise. It is anticipated that the draft law will be available for review by the end of January 2010. It is the goal of Alberta Transportation to have the law ready to be presented at the Spring sitting of the Legislature sometime in March 2010. Should everything proceed as planned police services in the province will have legislation which will allow for non subjective enforcement of exhaust equipment regulations that will allow us to identify and remove non compliant vehicles from our roadways.

Contingencies for 2010:

EPS intends to run the Excessive Noise Program again in the 2010 "cruising season". It will again have an education and enforcement component. Members will use the present legislation to carry out enforcement until transition to new legislation can be completed.

Education Segment:

As in 2009 a media messaging and public information campaign will alert the public to the problem and our enforcement intentions.

Enforcement Segment:

As in 2009 Traffic Section will assign dedicated shifts to carry out noise enforcement. The addition of 6 new Traffic Section positions will bolster our squad strength to assist with this. Patrol Division will again be solicited to deal with enforcement in areas of concern within the respective Divisions and joint operations will include Traffic Section and Divisional personnel manning enforcement sites. The Strategic Traffic Enforcement Program for July will concentrate on motorcycle safety and noise infractions.

Should the legislation pass, we hope to carry out enforcement armed with identified regulations (decibel levels) and approved noise testing equipment.

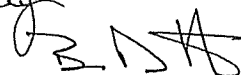
Should the proposed legislation be defeated then it will be the intention of the EPS to use the model law to draft an Edmonton Bylaw to address the excessive noise issue. Research across Canada by Alberta Transportation has determined that existing provincial laws in most provinces are similar to Alberta's in that they are very subjective. The terms "excessive" and "unnecessary" noise negatively affect law enforcements ability to carry out enforcement as these terms are subject to interpretation by police officers. Winnipeg was the only jurisdiction found to have a vehicle noise bylaw; however, the Winnipeg Police have expressed the same concerns as other jurisdictions regarding enforcement. City of Edmonton Community Standards personnel have been briefed and are aware of this contingency.

\*\*It should be noted that at present the noise legislation is being proposed to deal with noise emissions from motorcycles. Passenger cars and light truck legislation is intended to follow.

Written by: Inspector B. LOBAY



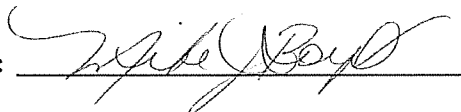
Reviewed By: Superintendent B. DOUCETTE



Approved by: Deputy Chief D. da COSTA, Specialized Community Support Bureau



Chief of Police:



Date:

10 February 01

**Motorcycle Usage (M. Phair)**

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**Recommendation:**

That the August 26, 2004, Edmonton Police Service report 2004P0PC09 be received for information.

**Report Summary**

This report responds to an inquiry regarding motorcycle use in Edmonton.

**Previous Council/Committee Action**

At the July 13, 2004, City Council meeting, Councillor M. Phair made the following inquiry:

“Over the past couple of years the number of complaints I have received regarding motorcycle – speed and noise – has significantly increased. I would like the following information from Administration, the Edmonton Police Service, and the Edmonton Police Commission:

1. Over the last ten years, has the ownership of motorcycles in Edmonton increased? Is there any information available on the demographics of ownership?
2. Over the past five years are there numbers from the police regarding complaints about motorcycles, charges/fines related to speeding and noise?
3. Are there particular streets or areas that seem to have significant problem behaviours regarding motorcycle usage (Jasper Avenue, Whyte Avenue, High Level Bridge, Groat Road, etc.)?
4. What actions has the Edmonton Police Service initiated to reduce speeding and excessive noise of motorcycles? Do the police have any suggestions for future actions?
5. Any other information on motorcycle usage that may be pertinent.”

**Report**

Over the last ten years the number of motorcycles purchased and registered in the city has increased. The average growth in popularity as expressed in motorcycle purchases between 1998 and 2004 is approximately 10% per year. Steady growth is expected in this industry for the foreseeable future. Data obtained from Alberta Registries indicates that there are currently 8,959 motorcycles registered in Edmonton.

Motorcycles are popular with just about every driver age group regardless of gender. Currently there are nearly 35,000 licensed motorcycle operators in the city. The largest group of riders fall within the age group 45–54, both male and female. Contrasting this, there are over 6,000 licensed motorcyclists in the age group 21–24 years.

Edmonton Police Service (EPS) does not currently track the number of complaints specific to motorcycles as this very specific category does not exist on our database. Complaints most often fall into either general traffic complaints, trouble with person complaints, or noise complaints. However, anecdotal evidence indicates there has been a steady increase in the number of citizen complaints in relation to motorcycles.

Experience has shown us that there are certain areas in the city that are “hot beds” for inappropriate motorcycle use. These areas include Whyte Avenue, Jasper Avenue, Groat Road and Anthony Henday. Driver behaviour most often encountered involves such offences as speeding, stunting and causing unnecessary noise.

EPS has initiated a number of strategies to combat this growing concern over inappropriate motorcycle use in our city.

1. Traffic section is moving towards a greater use of "SLICKS" or unmarked patrol cars, as well as disguised vehicles. We have also deployed five moving radar sets for use in these police vehicles. The combination of unmarked vehicles and moving mode radar is intended to create greater caution on the part of potential violators in our hot spot areas. We have also stepped up the deployment of traditional radar and laser enforcement operations.
2. From an educational standpoint we have recently begun discussions with motorcycle dealers and industry representatives to design and implement a program to raise awareness of the dangers inherent to high speed driving. This initiative is in the formative stages.
3. There are also a number of initiatives involving legislative changes that will enhance our ability to effectively deal with problem motorcyclists. From an enforcement perspective, new and improved legislative tools are being developed that would see irresponsible riders taken off the street.

Collision data provided by Edmonton Transportation in a report dated August 19, 2004, indicates the number of motorcycle collisions peaked in 1989 at 216. Motorcycle crashes declined in the 1990s to a low of 84 in 1996. Since that time we have experienced approximately 100 to 150 injury collisions involving motorcycles per year. More importantly, the number of motorcycle fatalities has remained relatively constant over the years at less than 5 per year since 1989. In the first 8 months of

2004 there have been 13 serious injury collisions and 5 fatalities involving motorcycles. The most predominant factor in the vast majority of these crashes has been excessive speed.

### **Background Information Attached**

1. Number of Registered Motorcycles in Edmonton as of March 31 of Each Year
2. Number of Motorcycle Operator Licences in Edmonton By Age Group and Sex

### **Others Approving this Report**

- R. Millican, General Manager, Transportation and Streets Department
- Edmonton Police Commission (J. Acheson)

**Number of Registered Motorcycles In Edmonton as of March 31 of Each Year**

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Number of Registered Motorcycles\* in Edmonton  
As of March 31 of Each Year

	Number	% Change from Previous Year
2004	8959	15.6%
2003	7751	10.3%
2002	7027	5.1%
2001	6684	10.1%
2000	6072	7.0%
1999	5676	2.1%
1998	5557	10.4%
1997	5032	-6.7%
1996	5396	-8.8%
1995	5919	

\* Does not include off - highway motorcycles.

## Number of Motorcycle Operator Licences in Edmonton by Age Group and Sex

Number of Motorcycle Operator Licences in Edmonton By Age Group and Sex

	2004			2003			2002			2001		
	Male	Female	Total	Male	Female	Total	Male	Female	Total	Male	Female	Total
16 - 17	27	5	32	17	2	19	16	2	18	24	4	28
18 - 20	290	38	328	250	25	275	255	27	282	235	18	253
21 - 24	1205	136	1341	1109	114	1223	1139	105	1244	1131	101	1232
25 - 34	5572	632	6204	5711	653	6364	5799	624	6423	5816	575	6391
35 - 44	8530	1025	9555	8858	992	9850	9221	976	10197	9509	973	10482
45 - 54	10041	1065	11106	9798	1047	10845	9380	1017	10397	8897	974	9871
55 - 64	3974	479	4453	3504	426	3930	3065	383	3448	2687	348	3035
65 - 69	757	100	857	745	94	839	732	72	804	698	72	770
70+	873	86	959	806	80	886	726	76	802	675	65	740
Total	31269	3566	34835	30798	3433	34231	30333	3282	33615	29672	3130	32802

	2000			1999			1998			1997		
	Male	Female	Total	Male	Female	Total	Male	Female	Total	Male	Female	Total
16 - 17	22	2	24	22	2	24	18	2	20	12	3	15
18 - 20	236	16	252	262	21	283	255	17	272	268	21	289
21 - 24	1173	96	1269	1200	90	1290	1158	90	1248	1158	93	1251
25 - 34	6023	578	6601	6231	581	6812	6596	609	7205	6916	614	7530
35 - 44	9817	926	10743	10162	918	11080	10245	916	11161	10434	915	11349
45 - 54	8233	918	9151	7407	855	8262	6613	754	7367	5852	660	6512
55 - 64	2408	320	2728	2225	299	2524	2045	260	2305	1917	233	2150
65 - 69	683	64	747	641	65	706	602	56	658	532	59	591
70+	608	58	666	550	54	604	502	51	553	451	43	494
Total	29203	2978	32181	28700	2885	31585	28034	2755	30789	27540	2641	30181

	1996			1995*		
	Male	Female	Total			
16 - 17	19	2	21			
18 - 20	309	26	335			
21 - 24	1249	103	1352			
25 - 34	7428	657	8085			
35 - 44	10734	934	11668			
45 - 54	5193	601	5794			
55 - 64	1816	229	2047			
65 - 69	502	50	551			
70+	390	35	424			
Total	27640	2637	30277			

\* Breakdown of registrations by gender and age group not available for 1995.

# Motor Vehicles Noise Control

## Recommendation:

That the November 26, 2010, Planning and Development Department report 2010PCS022 be received for information.

## Report Summary

This report responds to a motion regarding motor vehicle noise.

## Previous Council/Committee Action

At the June 9, 2010, City Council meeting, the following motion was passed:

That Administration, in cooperation with the Edmonton Police Commission, provide a report to Council outlining:

- a mechanism to control excessive noise of motor vehicles;
- time frames to implement proper testing for noise level violations of all motor vehicles; and
- steps required to amend the Community Standards Bylaw to provide Edmonton Police Service with more tools for enforcement of noise level violations of all motor vehicles.

## Report

### A Mechanism to Control Excessive Noise of Motor Vehicles

- Current enforcement mechanisms used by Edmonton Police Service to deter excessive motor vehicle noise

are found in provisions under the *Alberta Traffic Safety Act* and Community Standards Bylaw 14600. (See Attachment 2).

- Pertinent sub-sections of the *Traffic Safety Act* place regulations on the unnecessary manipulation of exhaust mufflers and restrict the production of loud and/or unduly noise without stating maximum limits for decibel levels. (See Attachment 1).
- Sub-sections 18(a) and 18(b) of Community Standards Bylaw 14600 were enacted in June 2010, to place measurable restrictions on permissible decibel levels produced by motorcycle vehicles, in conjunction with the *2010 Excessive Noise Program*, which runs from May 1, to October 31, 2010.
- Edmonton Police Service is presently conferring with the Society of Automotive Engineers to identify appropriate noise levels and roadside testing methods for all motor vehicles, but these have yet to be established.
- In addition to vehicle noise provisions enforced by Edmonton Police Service, the Community Standards Branch enforces Section 17 of Community Standards Bylaw 14600 to prohibit garbage collection during 'nighttime' hours. (See Attachment 2).

### Time Frames to Implement Proper Testing for Noise Level Violations of All Motor Vehicles

- Identification of appropriate noise levels and testing procedures for all motor vehicles will not realistically be in place in 2010. Before proceeding further, Edmonton Police Service must determine:

## Motor Vehicles Noise Control

- What effect the new motorcycle noise bylaw has had on the noise issue within the City
- How this new bylaw stands up to court challenges
- If noise testing procedures for all motor vehicles have been developed and can be applied to an enforcement environment
- Identification of an appropriate noise level for all motor vehicles for use in the City of Edmonton
- How further noise controls can be incorporated into Community Standards Bylaw 14600
- If Edmonton Police Service has the capacity to carry out noise enforcement on all motor vehicles
- Cost estimations for an Excessive Noise Program that would cover all motor vehicles
- It would be most appropriate to report back to City Council once the 2010 Excessive Noise Program has been reviewed and the above research completed. This would allow Edmonton Police Service to assess the feasibility and implications of expanding the Excessive Noise Program to include all motor vehicles.
- An anticipated report date would be March 2011.

### **Steps Required to Amend the Community Standards Bylaw to Provide EPS with More Tools for Enforcement of Noise Level Violations of All Motor Vehicles**

- Pending a positive review of the *2010 Excessive Noise Program*, a need for additional enforcement mechanisms and the establishment of noise standards and testing methods for all motor vehicles, Edmonton Police Services, in

conjunction with Administration, would draft a Bylaw amendment for Council's consideration.

### **Attachments**

1. Motor Vehicle Noise Control: Report from the Edmonton Police Service
2. Motor Vehicle Noise Provisions

## Motor Vehicle Noise Control: Report from the Edmonton Police Service



### Motor Vehicles Noise Control

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#### Mechanisms to control excessive noise of motor vehicles:

In 2009 mechanisms for dealing with excessive noise included public education/information in the form of radio and newspaper ads alerting the public to this community disorder issue. Enforcement was also carried out using the relevant sections of the Traffic Safety Act.

The Edmonton Police Service (EPS) also worked with the Canadian Council of Motor Transport Administrators (CCMTA), the Motorcycle and Moped Industry Council (MMIC) and Alberta Transportation to develop legislation identifying specific noise levels and testing methods for roadside testing of motor vehicles. A standard was identified for motorcycles but did not make it through the legislative process for 2010.

Presently the mechanisms for dealing with excessive noise are through enforcement of the Traffic Safety Act and the Community Standards Bylaw. In June 2010 City Council approved an amendment to The City of Edmonton Community Standards Bylaw 14600 regulating exhaust noise from motorcycles through addition of Section 18.1(a) a person shall not operate a motorcycle capable of emitting any sound exceeding 92 db (A) at idle, and 18.1(b) a person shall not operate a motorcycle capable of emitting any sound greater than 96 db (A) while the engine is at any speed greater than idle. Public education/information regarding the new bylaw was carried out in the form of media coverage and free noise level testing for motorcycle owners on June 19 and 20, 2010. Noise enforcement under this bylaw commenced July 1, 2010. The EPS also continues to enforce excessive noise offences through the use of Section 18 Bylaw 14600, prohibited use of engine retarder brakes, and the following Acts and Regulations

- The Traffic Safety Act Vehicle Equipment Regulations: Section 61(1) a motor vehicle must have an exhaust muffler that expels exhaust gases without excessive noise and without producing sparks or flames; Section 61(2) a person shall not drive a motor vehicle if the exhaust outlet of the muffler has been widened; Section 61(3) a person shall not drive a motor vehicle if a device is attached to the exhaust system or muffler that increases the noise or allows flames to be ignited.
- The Traffic Safety Act Use of Highway and Rules of the Road Regulation Section 82 a person shall not create or cause the emission of any loud and unnecessary noise a) from a vehicle or any part of it, or b) from anything or substance that the vehicle or a part of the vehicle comes into contact with.



## Motor Vehicles Noise Control

- The Traffic Safety Act Use of Highway and Rules of the Road Regulation Section 87 a person driving a vehicle between 10 pm and 7 am shall not drive a vehicle on a highway in a residential area in a manner that unduly disturbs the residents of the residential area.
- The Traffic Safety Act Section 115(2)(f) a person shall not drive a vehicle or perform any stunt or activity likely to distract, startle or interfere with other users of the highway.

Currently EPS members are using existing sections in the Traffic Safety Act and the new Bylaw for noise enforcement. The 2010 Excessive Noise Program which runs from May 1 to October 31 will be monitored and evaluated at year end.

### Time frames to implement proper testing for noise level violations of all motor vehicles:

The EPS will again review how many traffic noise complaints it receives, enforcement numbers and court dispositions. Of great importance will be the number of court challenges and success in prosecutions regarding the new bylaw. Court acceptance of the procedures used in the noise testing of motorcycles will have a great bearing on any evaluation of procedures used for testing of all motor vehicles.

The EPS are presently conferring with the Society of Automotive Engineers to determine if there is a similar test procedure used in testing motorcycle noise emissions that could be used for all motor vehicles. Testing procedures and an identified decibel level appropriate for all motor vehicles has yet to be confirmed.

Identification of decibel levels and testing procedures for all motor vehicles will realistically not be in place in 2010. Before proceeding with further processes we must determine:

- What effect the motorcycle noise bylaw has had on the noise issue within the city.
- How the new bylaw stands up to court challenges.
- If noise testing procedures for all motor vehicles have been developed and can be applied to an enforcement environment.
- Identification of an appropriate noise level for all motor vehicles for use in the City of Edmonton.
- How further noise controls can be incorporated into the Community Standards Bylaw.



## Motor Vehicles Noise Control

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- If the EPS has the capacity to carry out noise enforcement on all motor vehicles.
- Cost estimations for an Excessive Noise Program that would cover all motor vehicles.

The Edmonton Police Service will continue to liaise with Alberta Transportation to monitor the status of the proposed provincial noise legislation in relation to motorcycles.

With the implementation of the new bylaw and acquisition of noise testing equipment for testing motorcycles, the EPS feels that we have effective tools to address the noise issue for 2010.

It would be most appropriate to report back to City Council once the 2010 Excessive Noise Program has been reviewed and research into testing procedures for all motor vehicles completed. This would allow the EPS to assess the feasibility and implications of expanding the Excessive Noise Program to include all motor vehicles. Anticipated report date would be March 2011.

## Motor Vehicle Noise Provisions

### Alberta Traffic Safety Act Legislation

#### TSA, Vehicle Equipment Regulations

##### Section 61 – mufflers

- 61(1)** A motor vehicle propelled by an internal combustion engine must have an exhaust muffler that is cooling and expelling the exhaust gases from the engine without excessive noise and without producing flames or sparks.
- (2)** A person shall not drive or operate a motor vehicle propelled by an internal combustion engine if the exhaust outlet of the muffler has been widened.
- (3)** A person shall not drive or operate a motor vehicle propelled by an internal combustion engine if a device is attached to the exhaust system or the muffler that increases the noise made by the expulsion of gases from the engine or allows a flame to be ignited from the exhaust system.

#### TSA, Use of Highway and Rules of the Road Regulation

##### Section 82 - noise

- 82** A person shall not create or cause the emission of any loud and unnecessary noise
- a) from a vehicle or any part of it, or
  - b) from any thing or substance that the vehicle or a part of the vehicle comes into contact with.

#### TSA, Use of Highway and Rules of the Road Regulation

##### Section 87 – disturbance of residential area

- 87** A person driving a vehicle shall not, during the period of time commencing at 10 p.m. and terminating at the following 7 a.m., drive the vehicle on a highway in a residential area in a manner that unduly disturbs the residents of the residential area.

#### TSA

##### Section 115

- 115(2)(f)** A person shall not drive a vehicle so as to perform or engage in any stunt or any other activity on a highway that is likely to distract, startle, or interfere with other users on the highway.

**Community Standards Bylaw 14600**

**Section 17** – garbage collection

- 17** A person shall not collect, cause or permit the collection of garbage with a motor vehicle on or adjacent to any property zoned for residential use before 7 a.m. or after 10 p.m.

**Section 18** – engine retarder brakes

- 18** A person shall not use engine retarder brakes to slow or stop a motor vehicle at any time.

**Section 18.1** – motorcycle noise

- 18.1** A person shall not operate a motor cycle that is capable of
- a) Emitting any sound exceeding 92 db(a), as measured at 50 centimetres from the exhaust outlet, while the engine is at idle; or
  - b) Emitting any sound exceeding 96 db(a), as measured at 50centimetres from the exhaust outlet, while the engine is at any speed greater than idle.

ORIGINAL



**Planning Services Division**

**DATE:** September 24, 2010  
**TO:** Craig Curtis, City Manager  
**FROM:** Julia Townell  
**SUBJECT:** Vehicle Noise Attenuation

Report from  
Oct 4, 2010  
Council meeting  
will be attached  
to May 30th Council  
agenda.

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**BACKGROUND**

On June 14, 2010, a Notice of Motion was put forth by Councillors Jefferies, Parks and Pimm to have The City of Red Deer review its policy and practices in regard to vehicle noise, and consider establishing standards, regulations and restrictions on vehicle noise. Further, it was requested that Administration provide a report to Council outlining measures needed to reduce disturbances due to vehicle noise. In response to the above request, Administration can provide the following information.

**LEGISLATION**

Current legislation already permits the RCMP to issue tickets with regard to vehicle noise.

**Traffic Safety Act**

The following sections of the *Traffic Safety Act* (TSA) Vehicle Equipment Regulations (VER) or *Traffic Safety Act* (TSA) Use of Highway and Rules of the Road Regulations (ROR) pertain to excessive vehicle noise.

In summary they state:

- Section 61 TSA- VER refers to a motor vehicle propelled by an internal combustion engine. It says that the exhaust muffler must not produce excessive noise or flames and sparks. It goes on to say that the exhaust outlet cannot be widened or have a device attached to it that increases noise. The fine is \$115.00.
- Section 82 TSA- ROR states a person shall not create or cause the emission of any loud and unnecessary noise from a vehicle or any part of it, or from

anything or substance that the vehicle or a part of the vehicle comes into contact with. The fine for this section is \$115.00.

- Section 87 TSA- ROR relates to driving a motor vehicle in a residential area between 10:00 p.m. and 7:00 a.m. that disturbs residents. This section requires a complaint from a resident. The fine for excessive noise under this section is \$115.00. A complainant must appear in court as a witness if charges are laid under this section.
- Section 115 (2)(f) TSA says a person shall not do any of the following: drive a vehicle as to perform or engage in any stunt or other activity on a highway that is likely to distract, startle or interfere with other users of the highway. The fine for this section is \$402.00 and carries 3 demerit points.

\*\* Source: Edmonton Police Service

### **Community Standards Bylaw**

The *Community Standards Bylaw* prohibits certain activities in order to prevent and compel the abatement of noise..."

- 3 (1) No person shall cause or permit any noise that annoys or disturbs the peace of any other person.
- (2) No person shall permit property that they own or control to be used so that noise from the property annoys or disturbs the peace of any other person.
- (4) In determining what constitutes noise likely to annoy or disturb the peace of other persons, consideration may be given, but is not limited to:
  - a) type, volume and duration of the sound;
  - b) time of day and day of the week;
  - c) nature and use of the surrounding area.

### **Comment**

There already exists provincial and municipal legislation that permits the RCMP to issue tickets for excessive vehicle noise. The question then becomes how is excessive vehicle noise determined? Should it be left up to the discretion of the police officer (subjective), should The City of Red Deer invest in sound level meters (objective) for motorcycles, or are there other options for determining excessive vehicle noise?

## **OTHER MUNICIPALITIES**

Before determining what the best solution is for the city of Red Deer, Administration looked at a number of other municipalities to see how vehicle noise is controlled.

### **Edmonton**

On Wednesday, June 9, 2010 City Councillors of the City of Edmonton voted in favour of a noise bylaw (see Appendix A: City of Edmonton Noise Bylaw) that would allow police, armed with sound meters, to issue tickets with a \$250.00 fine to the operators of motorcycles, whose motorcycle is generating sound louder than 92 decibels (while idling) or 96 decibels when the motorcycle is not in idle mode.

Edmonton Police have purchased eight (8) noise meter kits, at a cost of \$3000.00 per kit. Police will use these noise meters to measure sound emitted from motorcycle exhaust mufflers, as measured at 50 centimeters (or 19.6850393700787 inches or 1.64 feet) from the exhaust outlet.

The Edmonton Police Services will charge violators at three (3) benchmark noise levels:

1. violators in excess of 92 db(A) at idle for all motorcycles; or
2. violators in excess of 96 db(A) at 2000 rpm for motorcycles having less than 3 cylinders; or more than 4 cylinders; and/or
3. violators in excess of 100 db(A) at 5000 rpm for motorcycles with 3 or 4 cylinders

Repeat offenders could face a mandatory court appearance and a maximum \$10,000 fine.

Note: Edmonton City Council has requested that Administration (Planning & Development), in cooperation with the Edmonton Police Commission, provide a report (due by November 2010) to Council outlining:

- a mechanism to control excessive noise of motor vehicles
- time frames to implement proper testing for noise level violations of all motor vehicles
- steps required to amend bylaw to provide Edmonton Police Service with more tools for enforcement of noise level violations of all motor vehicles.

This means that City Councillors are looking at expanding the scope of the proposed bylaw to capture "motor vehicles" in the excessive noise bylaw, versus only "motorcycles".

### **Winnipeg**

Winnipeg is also investigating whether to enact similar measures. Winnipeg police have already tested sound meters that would be used for this new system.

"It's definitely something we're pursuing right now," said Staff Sgt. Mark Hodgson of the Winnipeg Police Service's central traffic unit. "But we're looking at something a bit more comprehensive than Edmonton's amendment."

"We're moving a little more slowly than Edmonton, but we think in a fashion that will allow us to create legislation that is all-encompassing and will also be supportable in court," Hodgson said.

### **Regina**

Regina is looking at introducing a noise law that would apply to all vehicles, not just motorcycles.

### **Ottawa**

Some municipalities have comprehensive noise control guidelines. For example, Ottawa's *Environmental Noise Control Guidelines* (2006), based mainly on Ministry of Environment (MOE) policies and guidelines, implement the noise policies in the City's Official Plan. While these policies do not address the source of vehicle noise, they do offer solutions to curtailing traffic noise in general.

## **OPTIONS FOR CURTAILING VEHICLE NOISE**

What options does The City of Red Deer have to curtail vehicle noise?

### **Continue With Existing Regulations**

As discussed above, the *Traffic Safety Act* (TSA) Vehicle Equipment Regulations (VER) or *Traffic Safety Act* (TSA) Use of Highway and Rules of the Road Regulations (ROR) pertain to excessive vehicle noise. The Act includes provisions related to internal combustion engines and exhaust mufflers, excessive noise emission from vehicles, quiet times, and stunt driving. The City of Red Deer's *Community Standards Bylaw* also includes provisions for noise control.

### **Discussion**

Both the *Traffic Safety Act* and the *Community Standards Bylaw* are subjective in that they're subject to the discretion of the police officer. In other words, a judgment

call is made as to whether someone has infringed the bylaw, where the criterion is if the sound "annoys or disturbs the peace of any other person".

### **Amend The City of Red Deer's *Community Standard Bylaw* to Include Noise Tolerances**

The City of Red Deer's *Community Standards Bylaw* can be amended so that there are specific tolerances for vehicle noise, which can be measured by way of a sound level meter, similar to Edmonton's *Noise Bylaw* (see Appendix A).

#### Discussion

While this approach is more objective, the sound level meters used by Edmonton are specifically designed to measure motorcycle noise emitted from exhaust mufflers, as measured at 50 centimeters (or 19.6850393700787 inches or 1.64 feet) from the exhaust outlet. The meters cannot be used to measure other types of vehicle noise. As such, consideration must be given to the intent of a bylaw amendment. Does City Council want to address motorcycle pipe noise specifically, or all motor vehicle noise?

Further, manufactures are required to meet federal standards, whereby motorcycles cannot have an idling decibel of more than 92. Therefore, it is only those motorcycles that have customized pipes that may not meet federal standards. As of March 31, 2010 there were 3,105 motorcycles and 24 mopeds registered to clients with a mailing address in the City of Red Deer. While it is difficult to determine how many motorcycles have customized pipes, the RCMP has indicated that of all the complaints received, slightly less than 2.6% are related to vehicle noise (not just noise from motorcycle exhaust mufflers). As such, City Council may want to consider the cost/benefit of such a program. How important is it to target motorcycle pipe noise, and at what cost?

The City of Edmonton purchased eight (8) noise meter kits, at a cost of \$3000.00 per kit. The meters must be tested on an annual basis so that sound measures are admissible in court. There are also additional costs associated with the training needed to use the equipment (approximately 40 hours of staff training time). As well, the RCMP has indicated that, to implement such a program, additional manpower would be required -- enforcement resources will not be increased in 2011. A public education campaign would also have to be implemented. The Edmonton police are planning a public education campaign, with an estimated cost of \$15,000.

Whether or not there are noise tolerances in a bylaw, the fact remains that the police officer must be in the presence of the offending vehicle in order to issue a ticket. Dealing with complaints that are called in can be difficult. By the time the police officer arrives at the location, the vehicle may be gone. As well, if the community expectation is that there would be dedicated resources assigned to the

enforcement of vehicle noise tolerances, the RCMP will fall short. Again, no enforcement resources will be added in 2011.

### **Implement a Pilot Project That Would Measure Noise Tolerances**

City Council could implement a pilot project, similar to the above option, whereby a number of noise meter kits could be purchased and used to test the effectiveness of such a program.

#### Discussion

The same concerns discussed in the above option are valid for the pilot project. Implementing a pilot project would require a large capital investment in noise meter kits, RCMP training, additional resources, and public education. While Council could opt to purchase less noise meters initially, the overall financial investment would still be considerable. Further, if the pilot project was deemed unsuccessful, The City would have little opportunity to recover the costs associated with the pilot project.

### **Use the Manufacturers Label to Ensure Compliance with Federal Regulations**

The federal government is responsible for establishing and ensuring compliance with standards for noise emission labeling and maximum noise emission for consumer products, equipment, and vehicles. These regulations do not extend to "after sale" situations where products deteriorate and exceed sound levels required at the time of manufacture.

#### Discussion

Most vehicles carry an official label on their exhaust pipes indicating they meet the federal standards. Any motorcycle that has gone through federal standards should not have an idling decibel louder than 92, even vintage bikes. Police officers could be trained to identify aftermarket and tampered mufflers on any vehicle.

### **Motorcycle & Moped Industry Council (MMIC)**

The Motorcycle and Moped Industry Council (MMIC) is a national, non-profit trade association that represents the manufacturers and distributors of street legal motorcycles and related products and services in Canada. The MMIC aims to help municipalities put new rules in place and has drafted a model law for excessive motorcycle exhaust noise. The industry is working with provincial ministries to develop consistent sound emission policies across the country.

## Discussion

The City could delay making any amendments to the *Community Standards Bylaw* until national sound emission standards have been developed.

## CONSIDERATIONS

### **Types of vehicles and noise**

The City of Edmonton has received feedback from citizens concerned with the current bylaw, and its focus on motorcycles. Some feel the bylaw is highly discriminatory, and that the bylaw should address all vehicle noise. The noise meters used by Edmonton Police Services are specifically designed for motorcycle noise only, and could not be used to measure noise from other types of vehicles. Nevertheless, City Councilors are looking at expanding the scope of the bylaw to capture "motor vehicles" in the excessive noise bylaw, versus only "motorcycles".

Other types of vehicle noise may include loud mufflers, loud stereos, diesel engines, revving engines, horns, etc.

### **Red Deer vs. Edmonton**

- **Number of motorcycles** - Edmonton has approximately 13,000 registered motorcycles. As of March 31, 2010 there were 3,105 motorcycles and 24 mopeds registered to clients with a mailing address in the City of Red Deer. These counts exclude off-highway motorcycles and dirt bikes.

\*\*Source: Based on March 31, 2010 vehicle registration statistics, Service Alberta - Registries Services SDGEO030.

- **Number of complaints** - Edmonton reported having a high number of complaints each year regarding excessive vehicle noise.

A brief audit was completed by the Red Deer RCMP detachment concerning noise complaints. Of those complaints, slightly less than 2.6% are related to vehicle noise. The RCMP noted that the statistical scoring does not capture data as it specifically relates to vehicle noise. A detailed complaint analysis would be very labor intensive requiring a manual review of each individual file.

The RCMP believes that neither statistical nor the anecdotal evidence supports pursuing additional legislation to address vehicle noise complaints. This is because new legislation would require the acquisition of specialized noise testing equipment, and related training and certification with the equipment. As well, there will be a need for ongoing maintenance to demonstrate to the courts the equipment is measuring noise levels accurately.

(See Appendix C: OIC RCMP Memorandum from the Government of Canada.)

- **Cruising main corridors** - Edmonton has substantially more motorcycles than Red Deer (approx. 13, 000 to 3,000). While Edmonton's population is much greater, the concentration along specific roadways, namely Jasper Ave. and Whyte Ave, appears to be the main concern. The new *Edmonton Noise Bylaw* helps to address noisy motorcycles cruising in these areas. With far less motorcycles, cruising along Red Deer's main corridors, noise is much less of an issue.
- **Drag racing** - Edmonton City Council also saw the new bylaw as a way to curtail drag racing. "I've been fighting for this for a while," said City Councilor Ben Henderson. "[Downtown Edmonton] has a number of places that are very attractive to late-night drag racing. It can be really disruptive to have someone tearing up and down the avenue at two or three in the morning, and it's a very severe problem for people who choose to live in an urban environment." Red Deer has experienced very few drag racing incidents.
- **Reckless Driving** - Officers in Edmonton want to target hotshot drivers, not every pleasure motorcyclist on a Sunday morning cruise. "We're not mainly focusing on the equipment of the motorcycle, but the style of riding," said Sgt. Zurba. "If you're going to accelerate at a really high rate of speed away from a stop sign, then we're going to start focusing on that, versus the equipment part of the motorcycle". Current legislation permits the RCMP to ticket for reckless driving.

## Noise and Vehicle Safety

- **Motorcycles**

According to the Minnesota Motorcycle Safety Center, seventy-seven percent of all motorcycle accident hazards come from in front of the motorcycle, where drivers turn in front of the motorcycle's right of way. While this may be true, the debate about whether or not a noisy motorcycle helps prevent accidents is undetermined.

Some argue that the noise emitted from motorcycle pipes is merely a nuisance and does not prevent accidents, because motorcycle pipes direct noise backwards. Others argue that, along with safe driving practices, motorcycle noise prevents crashes. The internet is littered with testimonies about how noise from motorcycles has saved lives. Motorcycles are hard to see in a rearview mirror, and often missed during a shoulder check. Bikers believe that the noise makes people aware of their presence.

While motorcycle noise may be annoying, it is not enough to cause serious damage, according to an audiologist at the Kemp Hearing Centre. "You would

have to sit directly beside the motorcycle for eight hours at 92 dB to receive any long-term hearing loss,". (See Appendix B: Noise Level Chart.)

- **Hybrid and electric cars**

On the opposite end of the spectrum, hybrid and electric cars, which are known for being very quiet, are now adding artificial noise to make them safer. A report last fall from the National Highway Traffic Safety Administration (NHTSA) found that hybrid vehicles are involved in a higher number of pedestrian incidents due to their quietness. At low, parking-lot speeds, many hybrids can operate near-silently on electric power. New legislation now in development takes aim at this safety risk.

As well, the Alliance of Automobile Manufacturers, the Association of International Automobile Manufacturers, the National Federation of the Blind, and the American Council of the Blind sent letters to Congress to support the inclusion of requirements in new auto safety legislation that would add audible alerts to hybrid and electric vehicles, so that they could be heard.

Some car manufactures are also taking measures to ensure pedestrian safety by adding noise to hybrids and electric cars. Toyota has begun selling a device that can be installed in the Prius, to simulate the sound of a motor and warn pedestrians that the ultra-quiet car is approaching. Nissan, which plans to begin selling its electric Leaf model in the US and Japan later this year, and in Europe from early 2011, will equip the cars with a "turbine sound" emitting from a speaker behind the left headlamp, which sounds like an aeroplane taking off.

- **Light Rail Train (LRT)**

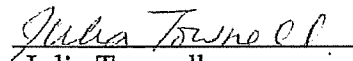
Light Rail Trains, like Calgary's C-Train, have also faced complaints with regard to their quiet operation -- especially in the busy downtown core. Some argue that the trains are too quiet, creating a safety concern that people may not hear them coming. Most LRT systems have installed additional warnings, such as bells, to alert pedestrians and motorists of an approaching train.


## RECOMMENDATION


Administration recommends that Council delay making any amendments to the *Community Standards Bylaw* at this time.

Administration would like the opportunity to monitor the success of Edmonton's bylaw over the next year, as The City of Edmonton incorporates other types of vehicle noise into its bylaw. The City of Red Deer has the opportunity to use Edmonton's experience to assess how the Alberta Courts and public in Edmonton respond to the new legislation. Those decisions and assessment will be valuable for determining whether an objective (measured) standard or a subjective (perceived) approach will be more effective, both in terms of enforcement and acceptance by the Courts.

Respectfully submitted by,

  
Julia Townell  
Bylaw Research  
Coordinator,  
Planning Services

  
Joyce Boon  
Co-Manager, Inspections  
& Licensing

  
Russ Pye  
Co-Manager, Inspections  
& Licensing

/attach.

- c. Paul Meyette, Director, Planning Services  
Colleen Jensen, Director, Community Services  
Ray Noble, Operations Officer, RCMP

## **APPENDIX A: CITY OF EDMONTON NOISE BYLAW**

The City of Edmonton - bylaw 15442

Edmonton City Council enacts:

1. Bylaw 14600, the Community Standards Bylaw, is amended by this bylaw.
2. Section 13 is amended by adding after clause (c):  
(c.1) "motor cycle" has the same meaning as in the *Traffic Safety Act*, as amended;
3. Section 13 is amended by deleting clause (e) and inserting:

(e) "sound level meter" means a device used to measure sound pressure which meets the American National Standards Institute S1.4-1983 (R2006), or the International Electro-Technical Council Standard No. 123, or the British Standard no. 3539 Part 1, or the U.S.A. Standard S1.4-1961.

4. Part III is amended by adding after section 18:

18.1 A person shall not operate a motor cycle that is capable of:

1. emitting any sound exceeding 92 db(A), as measured at 50 centimetres from the exhaust outlet, while the engine is at idle; or
2. emitting any sound exceeding 96 db(A), as measured at 50 centimetres from the exhaust outlet, while the engine is at any speed greater than idle.

## **APPENDIX B: NOISE LEVEL CHART**

Below are some interesting numbers, collected from a variety of sources, which help one to understand the volume levels of various sources and how they can affect hearing.

<b>Environmental Noise</b>	
Weakest sound heard	0dB
Whisper Quiet Library	30dB
Normal conversation (3-5')	60-70dB
Telephone dial tone	80dB
City Traffic (inside car)	85dB
Train whistle at 500', Truck Traffic	90dB
Subway train at 200'	95dB
<b>Level at which sustained exposure may result in hearing loss</b>	<i>90 - 95dB</i>
Power mower at 3'	107dB
Snowmobile, Motorcycle	100dB
Power saw at 3'	110dB
Sandblasting, Loud Rock Concert	115dB
<i>Pain begins</i>	<i>125dB</i>
Pneumatic riveter at 4'	125dB
<b>Even short term exposure can cause permanent damage - Loudest recommended exposure <u>WITH</u> hearing protection</b>	<i>140dB</i>
Jet engine at 100', Gun Blast	140dB
Death of hearing tissue	180dB
Loudest sound possible	194dB

<b>OSHA Daily Permissible Noise Level Exposure</b>	
Hours per day	Sound level
8	90dB
6	92dB
4	95dB
3	97dB
2	100dB
1.5	102dB
1	105dB
.5	110dB
.25 or less	115dB

## APPENDIX C



Gouvernement  
du Canada

### MEMORANDUM NOTE DE SERVICE

To  
A City of Red Deer  
Legislative and Governance Services  
Attn: Julia Townell

From  
m De OIC RCMP  
4811 - 49<sup>th</sup> Street  
Bag 5033  
Red Deer, AB T4N 6A1

Security Classification -
Protected A
Our File - Notre référence
Admin - City of Red Deer
Your File - Votre référence
Date
2010-08-26

Subject  
ct **Re: Notice of Motion - submitted by Councillors Jefferies, Parks and Pimm - Vehicle Noise Request for RCMP statistics / Comments with respect to Proposed Bylaw**

Please find attached a breakdown of Municipal Bylaw complaints for the period ranging from 2009-01-01 through 2009-12-31 as compiled by our Information Management unit. Please note the following restrictions / caveats placed on the information provided:

1. The information provided was accessed only from PROS records, during this period some of the relevant data was still being entered onto PIRS and was not accessed. The missing data is unlikely to change the distribution rates for the various categories of noise complaints as reported but the overall call volume is slightly higher than indicated in this report.
2. There is no Uniform Crime Reporting code that is specific to complaints of noise from vehicles. Therefore a fully accurate synopsis will require a manual review of each individual file. The manual review process is very labour intensive and was not completed.

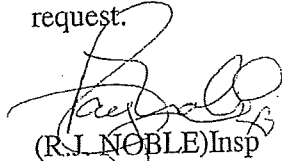
As noted in page 3 of the attached report only 46 of 1778 audited complaints were made specifically with respect to noise from vehicles. This number represents less than 3% of noise related complaints received by Red Deer detachment. Municipal Bylaw complaints were generally assigned to General Duty Watch members with only 12 being assigned to Traffic as the Primary investigator. This is a general indicator that even where complaints are identified as being vehicle related they are received during periods when no traffic members are scheduled to work. Please note: that is an anecdotal observation only and a detailed analysis is required to substantiate it's accuracy.

As noted vehicle related noise complaints account for less than 3% of municipal bylaw complaints in Red Deer based on the 2009 data analysed. When viewed from the context of the overall proportion of complaints received by Red Deer detachment noise from vehicle complaints comprise a minuscule portion of the detachment's workload.

All of the bylaws specific to addressing noise from vehicles also require that a noise level standard be established and that investigators be able to provide an objective measurement against the standard. This requires the investigating agency to; a) purchase noise measuring equipment, b) train enforcement personnel in it's use, c) develop an ongoing maintenance and certification program for the equipment, d) develop a regular re-certification program for users.

Based on the volume of complaints received it is likely any benefit received from enacting a vehicle noise bylaw would be off-set by the cost of acquiring and maintaining the required equipment and by the lost time required to conduct training (initial and on-going re-certifications).

Either myself or Supt. Simpson will be available for further discussion on request. If you require a more detailed statistical analysis of our noise complaints please allow 30 days from the date of request.



(R.J. NOBLE) Insp  
OIC Operations  
Red Deer municipal detachment

**Municipal Offences - 2009**

Query date: 20090101 - 20091231

Two UCR codes which capture municipal bylaw complaints were audited.

Municipal Bylaws - Traffic

Municipal Bylaws - Other

**DISTRIBUTION OF CALLS TO SERVICE BY WATCH:**

**NOTE:** All calls to service by Traffic Enforcement Units at Red Deer City RCMP in 2009 were captured through PIRS. These numbers are not captured within this document. See Dave Kingston for statistics.

<b>Municipal Bylaws - Traffic</b>		
	<b>INVESTIGATING UNIT</b>	<b>#</b>
	W9 - Primary Investigating Unit	35
	W10 - Primary Investigating Unit	43
	W11 - Primary Investigating Unit	20
	W12 - Primary Investigating Unit	26
	Traffic - Primary Investigating Unit	7
	Other Units	1
	<b>TOTAL</b>	<b>132</b>
<b>Municipal Bylaws - Other</b>		
	<b>INVESTIGATING UNIT</b>	<b>#</b>
	W9 - Primary Investigating Unit	474
	W10 - Primary Investigating Unit	484
	W11 - Primary Investigating Unit	442
	W12 - Primary Investigating Unit	520
	Traffic - Primary Investigating Unit	5
	Other Units	46
	<b>TOTAL</b>	<b>1971</b>

## MUNICIPAL BYLAW - TRAFFIC

129 of the total 132 complaints scored within the Municipal Bylaw Traffic were audited.

Complaints fell within the categories listed below:

Category	Description of Category	#
Parking		101
Vehicle Noise	Racing, noise complaints	9
Abandoned vehicle		1
Other	Driving MV in a city park, transporting dangerous goods, placing goods on highways, ski doos	19
		132

## MUNICIPAL BYLAW - OTHER

1778 of the 1971 complaints were audited.

Complaints fell within the following categories.

Category	Description of Category	#
Noise	Fireworks, Stereo complaints, loud music, loud parties, snowblower noise	1338
Construction Noise	Construction / building	10
Panhandling / Loitering		73
Fighting		28
Dogs		26
Urinating		43
Parking		18
Vehicle Noise	Racing, mufflers, loud music from vehicles	46
Other	Air soft guns / guns / swearing / bullying / car alarm / going through garbages / skidoos / quads / airhorn / neighbour dispute / littering / curfew	196
		1778

**NOTICE OF MOTION  
SUBMITTED BY COUNCILLORS JEFFERIES, PARKS AND PIMM**

**WHEREAS** there are many complaints with regard to noisy vehicles and/or vehicles with modified exhaust systems;

**AND WHEREAS** the Province of Alberta, Traffic Safety Act, enables a municipality to make bylaws with respect to noise produced in connection with a vehicle, define what constitutes an objectionable noise, establish a method of determining or measuring noise, and prohibiting the use or operation of a vehicle where the noise produced in connection with that vehicle is objectionable noise;

**AND WHEREAS** in a report from CBC Marketplace titled "Noise Regulations in Canada" dated November 7, 2001 (as attached) it indicates that in other municipalities and countries, measures have been taken to try to establish acceptable community noise levels;

**THEREFORE BE IT RESOLVED** that The City of Red Deer review its policy and practices in regards to vehicle noise, and consider establishing standards, regulations and restrictions on vehicle noise;

**AND FURTHER BE IT RESOLVED** that administration provide a report to Council, by September 20, 2010, outlining measures needed to reduce disturbances due to vehicle noise.

## BACKGROUND INFORMATION

### CBC MARKETPLACE: HOME » NOISE POLLUTION

#### Noise regulations in Canada

Broadcast: November 7, 2001 | Producer: Carmel Smyth; Researcher: Colman Jones

#### Canada

In Canada, the federal, provincial and municipal levels of government have different roles and responsibilities with respect to noise-related issues:

**Federal Role:** The federal government is responsible for establishing and ensuring compliance with standards for noise emission labelling and maximum noise emission for consumer products, equipment, and vehicles. These regulations do not extend to "after sale" situations where products deteriorate and exceed sound levels required at the time of manufacture. The federal government also establishes guidelines for noise control over interprovincial transportation systems including aircraft, trains and navigable waterways. Health Canada is legally required to provide expert advice on the health effects of environmental noise to environmental assessments involving other federal departments.

**Provincial Role:** Provincial governments establish guidelines for noise control in land use planning. They authorize and assist municipalities in creating and implementing municipal plans and noise control by-laws to abate individual sources of noise. Provincial governments are also responsible through various statutes for controlling the operational noise levels of many consumer products, equipment and vehicles.

**Municipal Roles:** Most environmental noise control legislation has been enacted at the municipal level. Municipalities exercise environmental noise control through municipal noise control by-laws, municipal land use plans and zoning, traffic management and road noise barrier retrofit programs.

**Example:** Cape Breton Regional Municipality — where police say they have had more than 880 noise complaints since January of last year — has passed a new noise bylaw, which applies to about two dozen activities including loud engines, horns, power tools, stereos and singing. The bylaw also restricts the operation of recreational vehicles, including ATVs, within 1,000 feet of a residence, with a potential \$5,000 fine. Snowplows, utility trucks and emergency vehicles are exempt.

"One of the big problems with noise by-laws", notes The Right to Quiet Society's Hans Schmidt, "is that they are municipal, and each municipality can implement whatever law it deems necessary, so they can vary quite considerably from one city to another."

Schmidt adds, "enforcement is more difficult than implementing a law, because when it comes to sound, you have to have somebody out there at the right moment, with the right equipment — and it has to be an official whose sound meter and reading is legally acceptable, because any one of us taking measurements is not legally acceptable if it comes to a court case."

## Europe

The toughest legislation on noise is to be found in Europe, especially Scandinavian countries and the Netherlands. Since 1970, 17 specific noise directives have been ratified by the European Union (EU), covering a huge range of topics, with more on the way. The European Union's Council Directive 86/594/EEC of 1 December 1986 on airborne noise emitted by [household appliances can be found online](#) ('household appliance' means "any machine, portion of a machine or installation manufactured principally for use in dwellings, including cellars, garages and other outbuildings, in particular household appliances for upkeep, cleaning purposes, preparation and storage of foodstuffs, production and distribution of heat and cold, air conditioning, and other appliances used for non-professional purposes").

Official publication of the European Noise Directive took place in July 2000. Under the European Union procedure for directives, members of the European Community must adopt and implement the regulations by January 2002. The Noise Directive is meant to "harmonize EC laws on outdoor equipment noise emissions, contribute to the smooth functioning of the EC markets, and protect human health and well-being."

Noise emission levels have been established for motor vehicles, motorcycles, aircraft, generators, agricultural and forestry tractors, earth-moving equipment, construction equipment, and domestic appliances, including lawn-mowers, food mixers and coffee grinders. Particular attention has been paid to road and air traffic, which poses a major noise nuisance. Manufacturers will be required to measure noise emissions of 57 categories of outdoor equipment, 22 of which must meet specified decibel limits. Labels will be required showing the guaranteed sound power level for all equipment covered by the directive. A brief summary of the Noise Directive may be found at the [U.K. Department of Trade and Industry's Web site](#) or [you can download the entire text in PDF format](#).

It is noteworthy that data provided by manufacturers of heavy equipment indicate that differences between standard and quiet models are as high as 20 decibels. For example, a major German manufacturer of chain saws, gasoline-powered trimmers and blowers, has developed quiet models for use in conditions where noise is particularly harmful, and expends considerable research effort on noise-related issues with respect to use of their products. In contrast, some North American manufacturers, whose market is principally domestic, appear to be less concerned with the noise emissions from their products.

EC directive 337/85 also states that the environmental effects of public works such as new roads, including increased levels of noise, should be assessed and published as an environmental statement with legislative orders for schemes to allow public comment. The EU Parliament has repeatedly stressed the need for further cuts in limit values and improved measurement procedures. With regard to air traffic over residential areas near to airports, consideration is being given to a ban on night flying, landing fees graded according to noise levels, and measures to avoid particularly noise-intensive take-off and landing manoeuvres.

There is also the European Union Eco-label, a labelling system of different product groups for which ecological criteria — including noise production — have been developed ([see the European Union Eco-label website](#)).

**In Britain**, officials are taking drastic action to turn down the volume, setting up anti-noise patrols that cruise the streets to control the clatter, confiscating piles of stereo equipment along the way. For offenders who persist there can be an extremely hefty price to pay, with fines

ranging up to \$10,000.00. And there's momentum to make noisy behaviour a criminal offence in Britain, with some politicians pushing for a jail sentence up to seven years.

**In Germany**, a handful of inner-city neighborhoods and busy freeway interchanges that abut residential areas are under "night-driving bans," which prohibit heavy trucks between 10 p.m. and 6 a.m. Similarly, night-flight bans are in effect at two of Berlin's three airports, Tegel and Tempelhof.

Laws governing the larger cities usually restrict hours when apartment dwellers can run water or flush toilets and forbid the disposal of glass, metal and other trash late at night or on Sundays.

Even smaller towns tend to have hours for the use of lawn mowers and other noisy outdoor equipment. For citizens plagued by noise in Hamburg, Schwerin and Lübeck, a call to the central noise line is all that is needed.

On behalf of the Federal Environmental Agency, Lärmkontor (noise office) in Hamburg has designed a computer assisted system which makes it easier to deal with noise related problems in municipal administrations and thus helps citizens to solve their individual problems.

**In Ireland**, under Section 51 of the Local Government Act 1963 it is an offence to make any noise or variation which is so loud, continuous or repeated or at such time as to give reasonable cause for annoyance to neighbours. It also provides for procedures for securing the abatement of the noise.

Conditions may be attached to planning permission for developments to reduce emissions from and/or intrusions into structures by noise. Building regulations in 1992 provide for greater insulation to reduce noise intrusion into new houses.

Most new and expanded projects, including motorways and airport runways over 2,100 metres in length, are required by law to be assessed in regard to their expected impact on the local noise pattern.

**In Australia**, Labor backbenchers Michelle O'Byrne (Tasmania) and Kirsten Livermore (Queensland) want television ads to be broadcast at the same volume as the programs they interrupt. The two MPs have co-sponsored a private members' bill, The Quieter Advertising — Happier Homes Bill, to amend the Broadcasting Services Act 1992 to address the problem.

Schmidt says the tougher regulations in Europe has not so much to do with an increased willingness, but because of the forcing circumstances. "Their population is that much denser, and they are exposed to so much more noise that they *have* to do it."

Eric Greenspoon, of Guelph-Ontario based NoiseWatch, says the problem is not taken as seriously as water or air pollution in North America because it's invisible, can often be intermittent and is therefore hard to measure consistently. But Greenspoon insists noise levels overall have been growing over the past decades, with some studies suggesting actual sound levels are doubling every ten years, the chief culprits being ground and air transportation, with predictions that air traffic will be doubling worldwide within the next 10 or 15 years.



Council Decision – October 4, 2010

DATE: October 5, 2010  
TO: Julia Townell, Bylaw Research Coordinator  
FROM: Elaine Vincent, Legislative & Governance Services Manager  
SUBJECT: Notice of Motion - Vehicle Noise

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**Reference Report:**

Bylaw Research Coordinator, dated September 24, 2010

**Resolutions:**

**"Resolved** that Council of the City of Red Deer having considered the report from the Bylaw Research Coordinator dated September 24, 2010 re: Vehicle Noise Attenuation hereby agrees to delay making any amendments to the Community Standards Bylaw until further information is received regarding the success of the City of Edmonton's Vehicle Noise Bylaw with an interim report to be brought back to Council in this regard by June 1, 2011 and a final report and potential bylaw amendments to be brought back by November 1, 2011."

**Report Back to Council:** Yes

**Comments/Further Action:**

An interim report, including information about the success of the City of Edmonton's Vehicle Noise Bylaw, is to be brought back to Council by June 1, 2011. A final report is to be brought back to Council by November 1, 2011.

A handwritten signature in black ink, appearing to read 'Elaine Vincent', written in a cursive style.

Elaine Vincent  
Legislative & Governance Services Manager

c Councillor Jefferies  
Councillor Parks  
Councillor Pimm  
Director of Planning Services  
Director of Community Services

Inspections & Licensing Co-Managers (x2)  
Ray Noble, Operations Officer, RCMP  
Corporate Meeting Coordinator

**Legislative & Governance Services**

**DATE:** May 10, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Offer to Exchange a Portion of Road Adjacent to 5310 – 54 Street for a Portion of Lot 31, Plan 72NY to be Incorporated into 55<sup>th</sup> Street Extension Project  
Road Closure Bylaw 3469/2011  
Land Use Bylaw Amendment 3357/M-2011

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**History:**

At the Monday, May 2, 2011 Council Meeting, Council passed the following tabling resolution:

**“Resolved** that Council of The City of Red Deer hereby agrees to table consideration of the report from the Land Services Specialist and Planner, dated April 4, 2011, re: Offer to Exchange a Portion of Road Adjacent to 5310 – 54 Street for a portion of Lot 31, Plan 72NY to be sold and incorporated into 55<sup>th</sup> Street Extension Project, Road Closure Bylaw 3469/2011 and Land Use Bylaw Amendment 3357/M-2011 to the Monday, May 30, 2011 Council meeting.”

**Discussion**

A copy of the report from Administration is attached.

**Recommendation:**

That Council consider:

- I. Lifting from the table consideration of the Offer to Exchange a Portion of Road Adjacent to 5310 – 54 Street for a Portion of Lot 31, Plan 72NY to be Sold and Incorporated into 55<sup>th</sup> Street Extension Project, Road Closure Bylaw 3469/2011 and Land Use Bylaw Amendment 3357/M-2011.

Elaine Vincent  
Manager

**Land & Economic Development Department**

**DATE:** May 18, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Liz Soley, Land Services Specialist  
Jordan Furness, Planner  
Michael Williston, Transportation Engineer

**SUBJECT:** OFFER TO EXCHANGE A PORTION OF ROAD ADJACENT TO 5310 –  
54 STREET FOR A PORTION OF LOT 31 PLAN 72NY TO BE SOLD AND  
INCORPORATED INTO 55<sup>TH</sup> STREET EXTENSION PROJECT

---

***History:***

Prairie Bus Lines, owned by Pacific Western Transportation Ltd. has been a fixture in the downtown area for over 30 years. For the last 10 they have been leasing a portion of undeveloped road allowance on 55<sup>th</sup> Street from the Land and Economic Development Department in order to supplement their parking area for their buses.

As part of the 55<sup>th</sup> Street Extension Project, the City will be constructing a roundabout at the west end of 55<sup>th</sup> Street and will therefore need to terminate the road allowance lease and acquire an additional 11,678.80 ft<sup>2</sup> of land from Pacific Western Transportation Ltd. In exchange, the City proposes to sell to Pacific 7,405 ft<sup>2</sup> of surplus road on 53<sup>rd</sup> Ave.

Schedule A shows the parcels to be exchanged. Schedule B identifies the portion of 53 Avenue that needs to be closed, sold, rezoned and consolidated into Pacific's current property at 5310 – 54 Street.

***Planning Comments***

The proposed closure of a section of 53<sup>rd</sup> Ave and the creation of road from the Pacific Western Transportation Ltd. parcel requires an amendment to the Land Use Bylaw. The attached bylaw 3357/M-2011 contains the amendment described below.

The portion of 53<sup>rd</sup> Ave identified for closure will be rezoned to Direct Control (DC 28) which is the same zoning of the surrounding neighborhood. The land being acquired for the roundabout will change to 'road' from DC 28.

The required rezoning was circulated to the affected City Departments and no objections or concerns were raised.

Page 3 of 6

Land Exchange for 55<sup>th</sup> Street

There is no subdivision required to execute this exchange. Any land being dedicated for road does not require subdivision. The land being sold to Pacific Western Transportation Ltd. will be consolidated with their existing parcel. . The encumbered area will require easements in the name of the City for the underlying utilities

***Discussion:***

The land being proposed for sale and exchange with Pacific Western Transportation Ltd. is outlined below:

Buying for road:	11,678 ft <sup>2</sup>
Selling road to Pacific:	<u>7,405 ft<sup>2</sup></u>
Difference to be consolidated into new parcel	4,273 ft <sup>2</sup>

Both parcels of land are being transferred at fair market value.

***Financial Implications:***

Council previously approved the budget for the 55<sup>th</sup> Street Extension project. As the land exchange is not an equal land portion, the difference owed to client will be paid from the 55<sup>th</sup> Street Extension budget.

***Recommendation:***

That City Council approves the road closure bylaw, the land exchange and rezoning of the lands as follows:

1. City Council approve and give first reading to Road Closure Bylaw for that portion of Railway Avenue, Plan 4500EO, described as:  
  
*"All that portion of Railway Avenue, Plan 4500EO lying within Subdivision Plan \_\_\_\_\_, and containing 0.073 hectares more or less"*
2. Council approve the sale of 7,405 ft<sup>2</sup> (688 m<sup>2</sup>) more or less, being part of Road Plan 4500EO, subject to the following conditions:
  - a. Purchase price to be fair market value;
  - b. Consolidation by plan of survey with the existing Pacific parcel;
  - c. All costs associated with advertising, survey, subdivision and consolidation to be the responsibility of the City of Red Deer;
  - d. Pacific entering into Right of Way and Easement Agreements satisfactory to Engineering Services;

Page 4 of 6

Land Exchange for 55<sup>th</sup> Street

- e. Land Sale Agreement satisfactory to the City solicitor.
- 3. City Council approval for the rezoning of the portion of Road and land be rezoned Road and to DC28 (Direct Control) accordingly.

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Liz Soley  
Land Services Specialist

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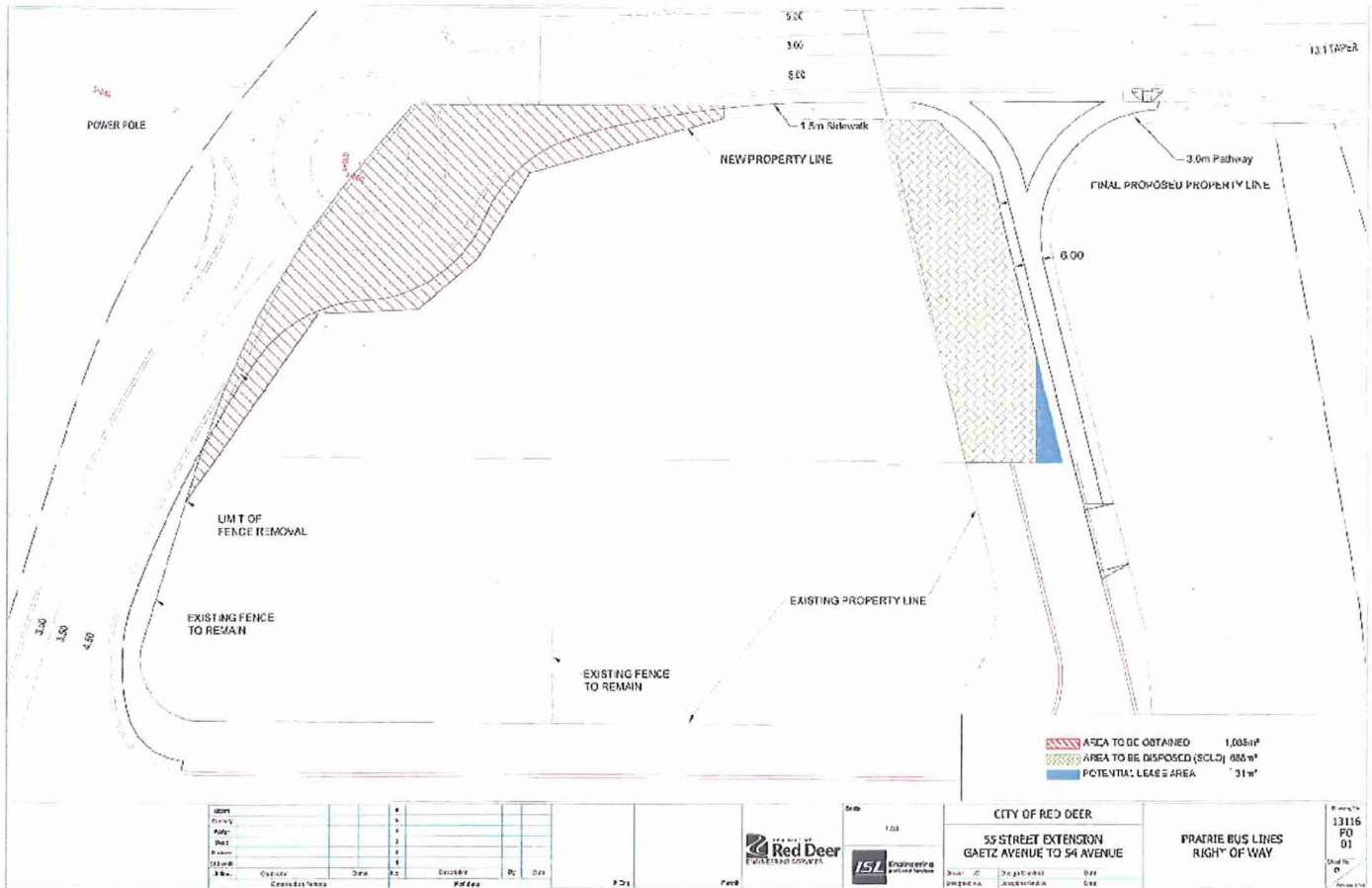
Jordan Furness  
Planner

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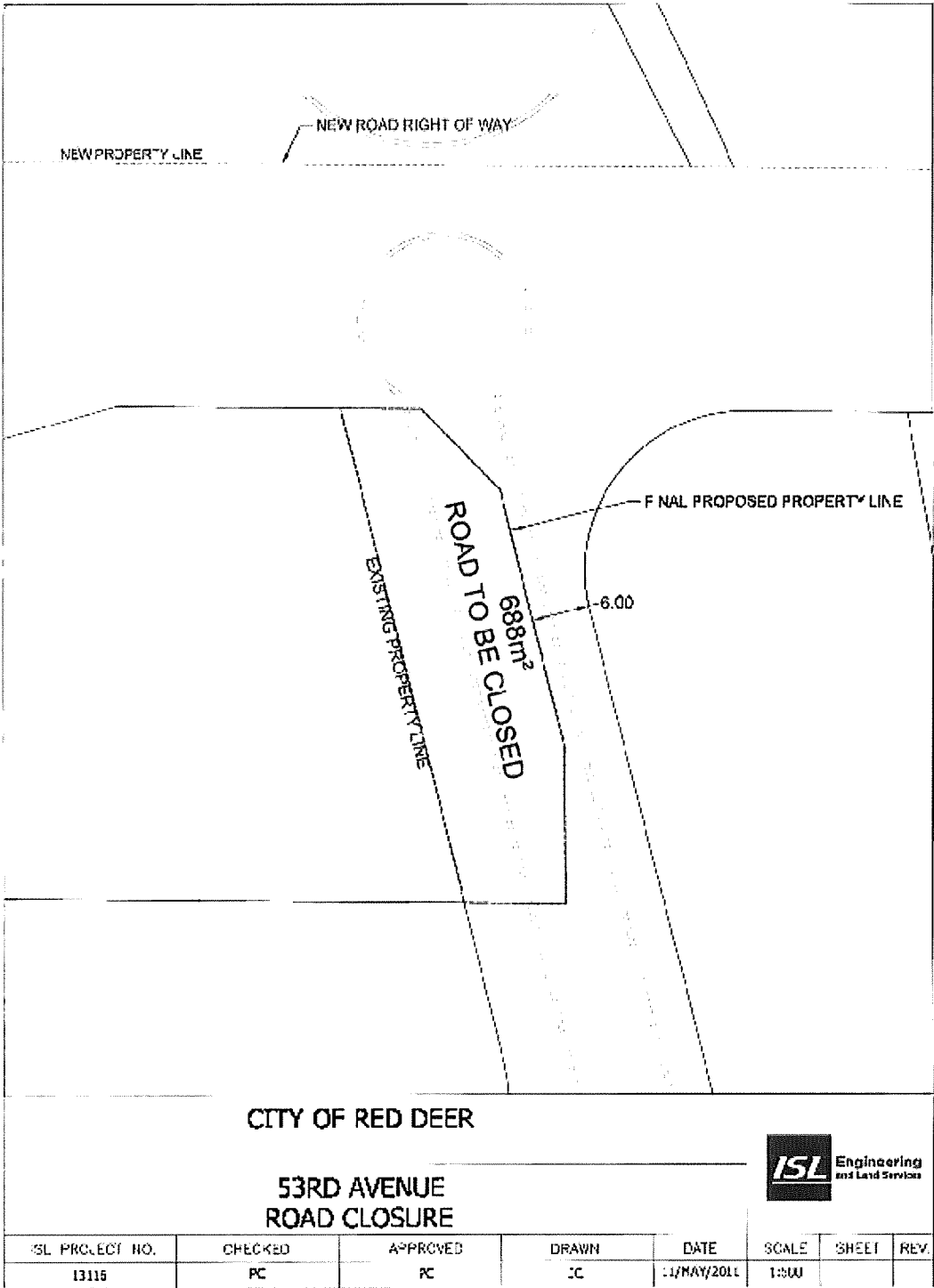
Michael Williston  
Transportation Engineer

Cc: Frank Colosimo, Engineering Services Manager  
Howard Thompson, Land & Economic Development Manager  
Paul Meyette, Planning Director  
Lorraine Poth, Director of Corporate Services

### Schedule A



Schedule B



## An aerial photograph of a proposed development site. The image shows a large, circular pond in the center, surrounded by a green, landscaped area. To the left of the pond is a road intersection with a circular driveway. To the right of the pond is a road intersection with a roundabout. The site is bordered by existing residential and commercial buildings. The image is overlaid with a technical drawing showing property lines, easements, and proposed infrastructure. The drawing includes labels for various areas and features, such as 'PROPOSED POND', 'PROPOSED DRIVEWAY', and 'PROPOSED ROUNDABOUT'. The drawing also shows the location of existing buildings and roads. The overall layout suggests a new development or renovation of an existing site.

**Comments:**

This proposed land exchange will help improve critical portions of the 55 Street extension which is part of the Greater Downtown Action Plan. I strongly support the proposal.

“Craig Curtis”  
City Manager

**BYLAW NO. 3469/2011**

Being a bylaw to close portions of road in the City of Red Deer, as described herein.

COUNCIL OF THE CITY OF RED DEER ENACTS AS FOLLOWS:

- 1 The following portion of roadway in the City of Red Deer is hereby closed:

All that portion of Railway Avenue, Plan 4500EO lying within Subdivision  
Plan \_\_\_\_\_, and containing 0.073 hectares more or  
less.

Excepting thereout all mines and minerals.

READ A FIRST TIME IN OPEN COUNCIL this                      day of                      2011.

READ A SECOND TIME IN OPEN COUNCIL this                      day of                      2011.

READ A THIRD TIME IN OPEN COUNCIL this                      day of                      2011.

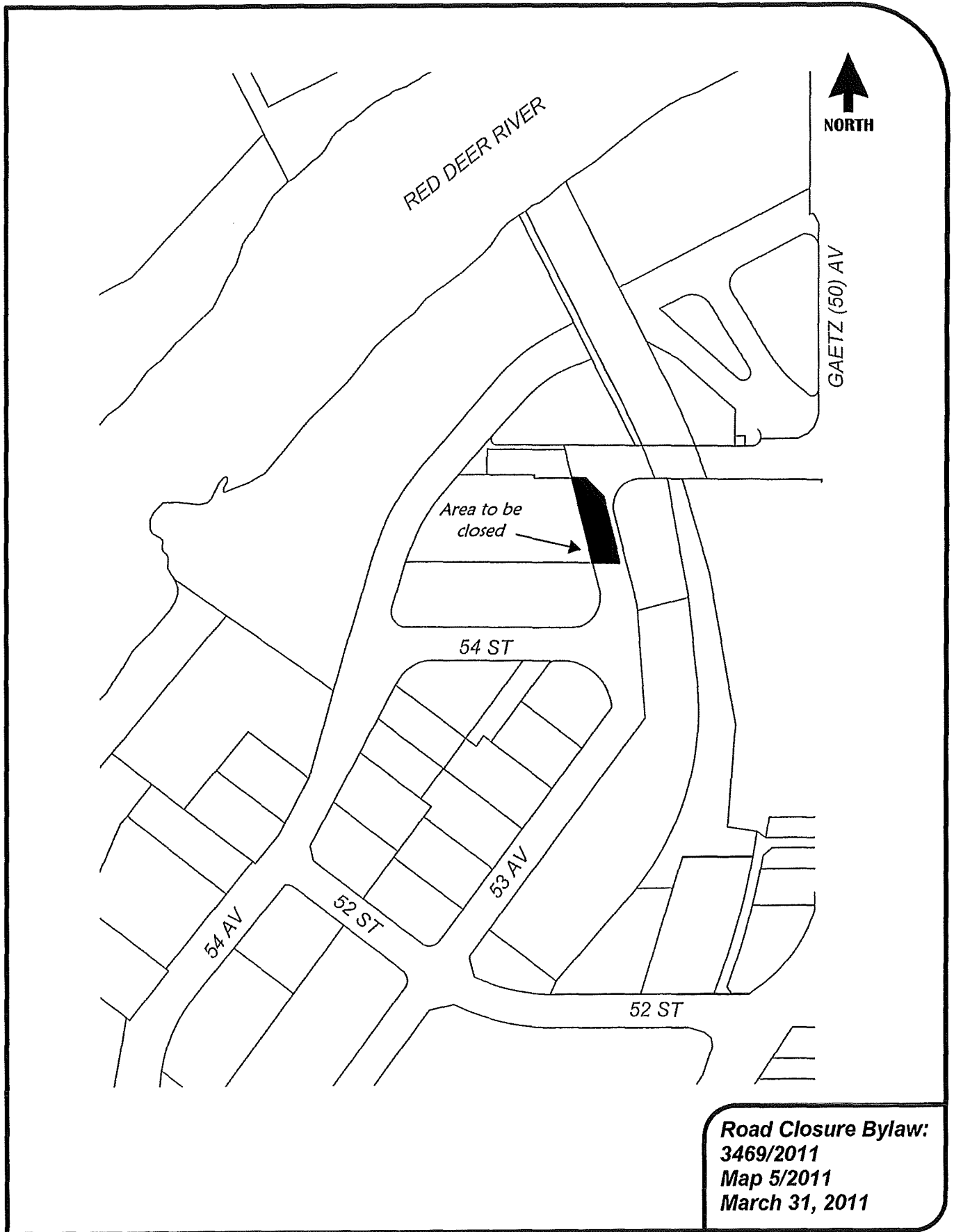
AND SIGNED BY THE MAYOR AND CITY CLERK this                      day of                      2011.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY CLERK



## Road Closure Bylaw 3469/2011



**BYLAW NO. 3357/M-2011**

Being a Bylaw to amend Bylaw No. 3357/2006, the Land Use Bylaw of The City of Red Deer as described herein.

COUNCIL OF THE CITY OF RED DEER, ALBERTA, ENACTS AS FOLLOWS:

Bylaw No. 3357/2006 is hereby amended as follows:

- 1 The "Land Use District Map L15 and L16" contained in "Schedule A" of the Land Use Bylaw is hereby amended in accordance with the Land Use District Map 7-2011 attached hereto and forming part of the bylaw.

READ A FIRST TIME IN OPEN COUNCIL this                      day of                      2011.

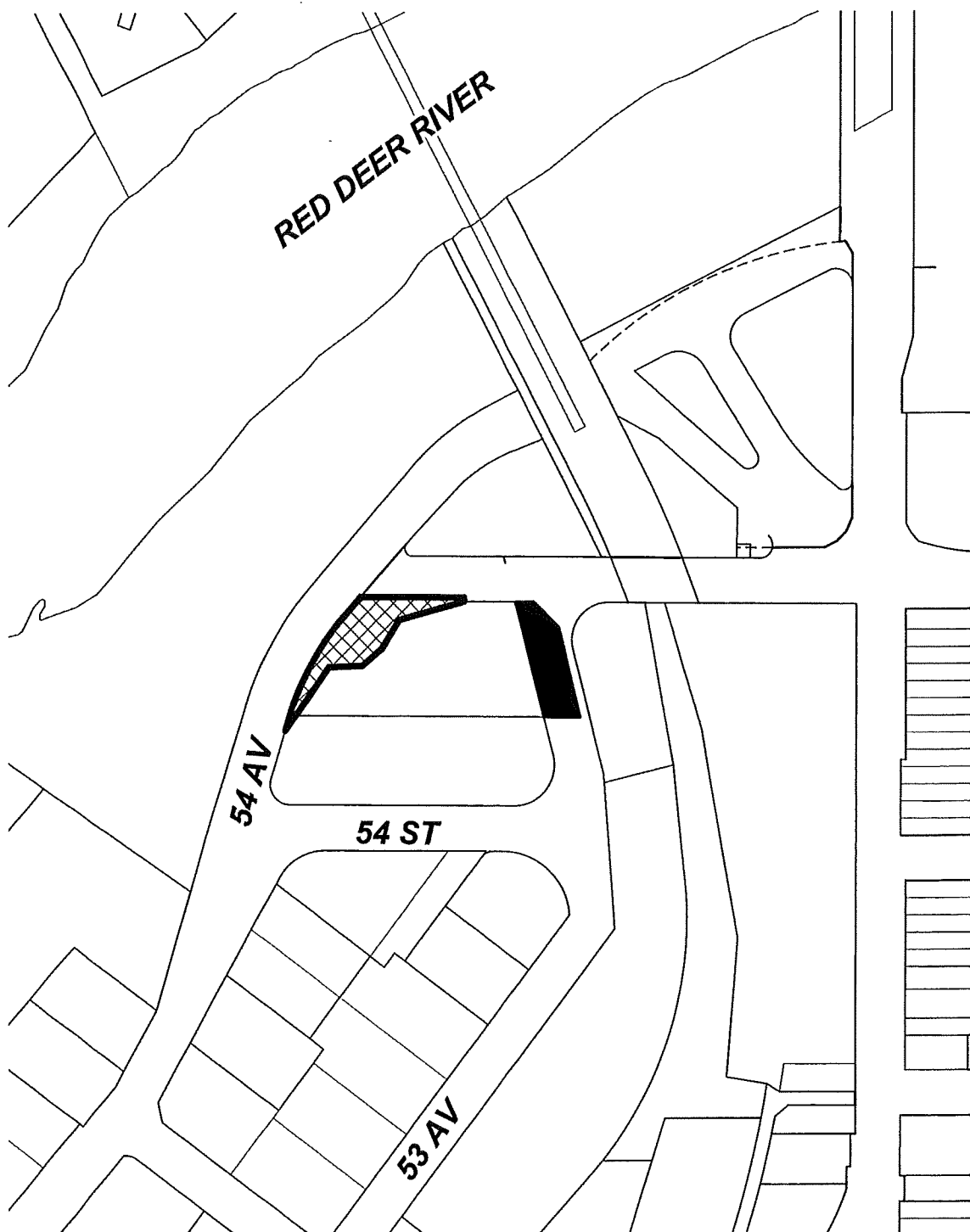
READ A SECOND TIME IN OPEN COUNCIL this                      day of                      2011.

READ A THIRD TIME IN OPEN COUNCIL this                      day of                      2011.

AND SIGNED BY THE MAYOR AND CITY CLERK this                      day of                      2011.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY CLERK

*Proposed Amendment to Land Use Bylaw 3357/2006***Change District from:**

DC (28) to road



road to DC (28)

**Affected District:**

DC - Direct Control District

**Proposed Amendment****Map: 7 / 2011****Bylaw: 3357 / M-2011****Date: April 4, 2011**

ORIGINAL

Council Decision – May 30, 2011

**DATE:** June 2, 2011

**TO:** Liz Soley, Land Services Specialist  
Jordan Furness, Planner  
Michael Williston, Transportation Engineer

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Offer to Exchange a Portion of Road Adjacent to 5310 - 54 Street for  
a Portion of Lot 31 Plan 72NY to be Sold and Incorporated into 55  
Street Extension Project

Road Closure Bylaw 3469/2011 – Closure of Section of 53<sup>rd</sup> Avenue –  
Consideration of First Reading

Land Use Bylaw Amendment 3357/M-2011 – Rezoning of Road  
Closure to Direct Control District (DC28)  
Consideration of First Reading

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**Reference Report:**

Land Services Specialist, Planner and Transportation Engineer report, dated May 18, 2011.

**Resolutions:**

The following resolution was passed during the regular Council meeting held on Monday, May 30, 2011:

**“Resolved** that Council of The City of Red Deer having considered the report from the Land Services Specialist, Planner and Transportation Engineer, dated May 18, 2011, Re: Offer to Exchange a Portion of Road Adjacent to 5310 – 54 Street for a Portion of Lot 31, Plan 72NY to be Sold and Incorporated Into 55<sup>th</sup> Street Extension Project, hereby approves the road closure, rezoning and sale of 7,405 ft<sup>2</sup> (688 m<sup>2</sup>), more or less, being part of portion of Road Plan 4500EO subject to the following conditions:

1. City Council approve and give first reading to Road Closure Bylaw for that portion of Railway Avenue, Plan 4500EO, described as:  
*“All that portion of Railway Avenue, Plan 4500EO lying within Subdivision Plan \_\_\_\_\_, and containing 0.073 hectares more or less”*
2. Council approve the sale of 7,405 ft<sup>2</sup> (688 m<sup>2</sup>) more or less, being part of Road Plan 4500EO, subject to the following conditions:
  - a. Purchase price to be fair market value;
  - b. Consolidation by plan of survey with the existing Pacific parcel;
  - c. All costs associated with advertising, survey, subdivision and consolidation to be the responsibility of the City of Red Deer;
  - d. Pacific entering into Right of Way and Easement Agreements satisfactory to Engineering Services;
  - e. Land Sale Agreement satisfactory to the City solicitor.

Council Decision Letter – May 30, 2011  
Offer to Exchange a Portion of Road  
Road Closure Bylaw 3469/2011  
Land Use Bylaw Amendment 3357/M-2011  
Page 2

3. City Council approval for the rezoning of the portion of Road and land be rezoned Road and to DC28 (Direct Control) accordingly.

**Bylaw Readings:**

Road Closure Bylaw 3469/2011 (Closure of 53<sup>rd</sup> Avenue) was given first reading.

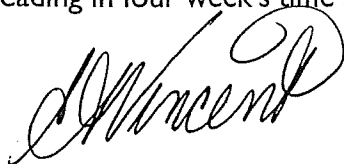
Land Use Bylaw 3357/M-2011 (Rezoning of Road Closure to Direct Control District (DC28)) was given first reading.

**Report back to Council:** Yes

**Comments/Further Action:**

Administration to proceed with the Offer to Exchange a portion of road adjacent to 5310 - 54 Street for a Portion of Lot 31 Plan 72NY to be sold and incorporated into 55 Street Extension Project.

This office will advertise the Road Closure Bylaw 3469/2011 – Closure of Section of 53<sup>rd</sup> Avenue and Land Use Bylaw Amendment 3357/M-2011 – Rezoning of Road Closure to Direct Control District (DC28) to come back for Council's consideration of second and third reading in four week's time at the June 27, 2011 Council Meeting.



Elaine Vincent  
Legislative & Governance Services Manager

c: Director of Planning Services  
Director of Corporate Services  
Land & Economic Development Manager  
Engineering Services Manager  
Corporate Meeting Coordinator

ORIGINAL



Legislative & Governance Services

**DATE:** May 10, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Offer to Exchange a Portion of Road Adjacent to 5310 – 54 Street for a Portion of Lot 31, Plan 72NY to be Incorporated into 55<sup>th</sup> Street Extension Project  
Road Closure Bylaw 3469/2011  
Land Use Bylaw Amendment 3357/M-2011

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**History:**

At the Monday, May 2, 2011 Council Meeting, Council passed the following tabling resolution:

**Resolved** that Council of The City of Red Deer hereby agrees to table consideration of the report from the Land Services Specialist and Planner, dated April 4, 2011, re: Offer to Exchange a Portion of Road Adjacent to 5310 – 54 Street for a portion of Lot 31, Plan 72NY to be sold and incorporated into 55<sup>th</sup> Street Extension Project, Road Closure Bylaw 3469/2011 and Land Use Bylaw Amendment 3357/M-2011 to the Monday, May 30, 2011 Council meeting.”

**Discussion**

A copy of the report from Administration is attached.

**Recommendation:**

That Council consider:

- I. Lifting from the table consideration of the Offer to Exchange a Portion of Road Adjacent to 5310 – 54 Street for a Portion of Lot 31, Plan 72NY to be Sold and Incorporated into 55<sup>th</sup> Street Extension Project, Road Closure Bylaw 3469/2011 and Land Use Bylaw Amendment 3357/M-2011.

A handwritten signature in cursive script, appearing to read 'Elaine Vincent'.

Elaine Vincent  
Manager



Land & Economic Development Department

ORIGINAL

copy  
Corrected  
legals Review  
M-25 - 12pm

**DATE:** May 18, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Liz Soley, Land Services Specialist  
Jordan Furness, Planner  
Michael Williston, Transportation Engineer

**SUBJECT:** OFFER TO EXCHANGE A PORTION OF ROAD ADJACENT TO 5310 – 54 STREET FOR A PORTION OF LOT 31 PLAN 72NY TO BE SOLD AND INCORPORATED INTO 55<sup>TH</sup> STREET EXTENSION PROJECT

---

*History:*

Prairie Bus Lines, owned by Pacific Western Transportation Ltd. has been a fixture in the downtown area for over 30 years. For the last 10 they have been leasing a portion of undeveloped road allowance on 55<sup>th</sup> Street from the Land and Economic Development Department in order to supplement their parking area for their buses.

As part of the 55<sup>th</sup> Street Extension Project, the City will be constructing a roundabout at the west end of 55<sup>th</sup> Street and will therefore need to terminate the road allowance lease and acquire an additional 11,678.80 ft<sup>2</sup> of land from Pacific Western Transportation Ltd. In exchange, the City proposes to sell to Pacific 7,405 ft<sup>2</sup> of surplus road on 53<sup>rd</sup> Ave.

Schedule A shows the parcels to be exchanged. Schedule B identifies the portion of 53 Avenue that needs to be closed, sold, rezoned and consolidated into Pacific's current property at 5310 – 54 Street.

*Planning Comments*

The proposed closure of a section of 53<sup>rd</sup> Ave and the creation of road from the Pacific Western Transportation Ltd. parcel requires an amendment to the Land Use Bylaw. The attached bylaw 3357/M-2011 contains the amendment described below.

The portion of 53<sup>rd</sup> Ave identified for closure will be rezoned to Direct Control (DC 28) which is the same zoning of the surrounding neighborhood. The land being acquired for the roundabout will change to 'road' from DC 28.

The required rezoning was circulated to the affected City Departments and no objections or concerns were raised.

There is no subdivision required to execute this exchange. Any land being dedicated for road does not require subdivision. The land being sold to Pacific Western Transportation Ltd. will be consolidated with their existing parcel. . The encumbered area will require easements in the name of the City for the underlying utilities

***Discussion:***

The land being proposed for sale and exchange with Pacific Western Transportation Ltd. is outlined below:

Buying for road:	11,678 ft <sup>2</sup>
Selling road to Pacific:	<u>7,405 ft<sup>2</sup></u>
Difference to be consolidated into new parcel	4,273 ft <sup>2</sup>

Both parcels of land are being transferred at fair market value.

***Financial Implications:***

Council previously approved the budget for the 55<sup>th</sup> Street Extension project. As the land exchange is not an equal land portion, the difference owed to client will be paid from the 55<sup>th</sup> Street Extension budget.

***Recommendation:***

That City Council approves the road closure bylaw, the land exchange and rezoning of the lands as follows:

1. City Council approve and give first reading to Road Closure Bylaw for that portion of Railway Avenue, Plan 4500EO, described as:  
  
*"All that portion of Railway Avenue, Plan 4500EO lying within Subdivision Plan \_\_\_\_\_, and containing 0.073 hectares more or less"*
2. Council approve the sale of 7,405 ft<sup>2</sup> (688 m<sup>2</sup>) more or less, being part of Road Plan 4500EO, subject to the following conditions:
  - a. Purchase price to be fair market value;
  - b. Consolidation by plan of survey with the existing Pacific parcel;
  - c. All costs associated with advertising, survey, subdivision and consolidation to be the responsibility of the City of Red Deer;
  - d. Pacific entering into Right of Way and Easement Agreements satisfactory to Engineering Services;

- e. Land Sale Agreement satisfactory to the City solicitor.
3. City Council approval for the rezoning of the portion of Road and land be rezoned Road and to DC28 (Direct Control) accordingly.

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Liz Soley  
Land Services Specialist

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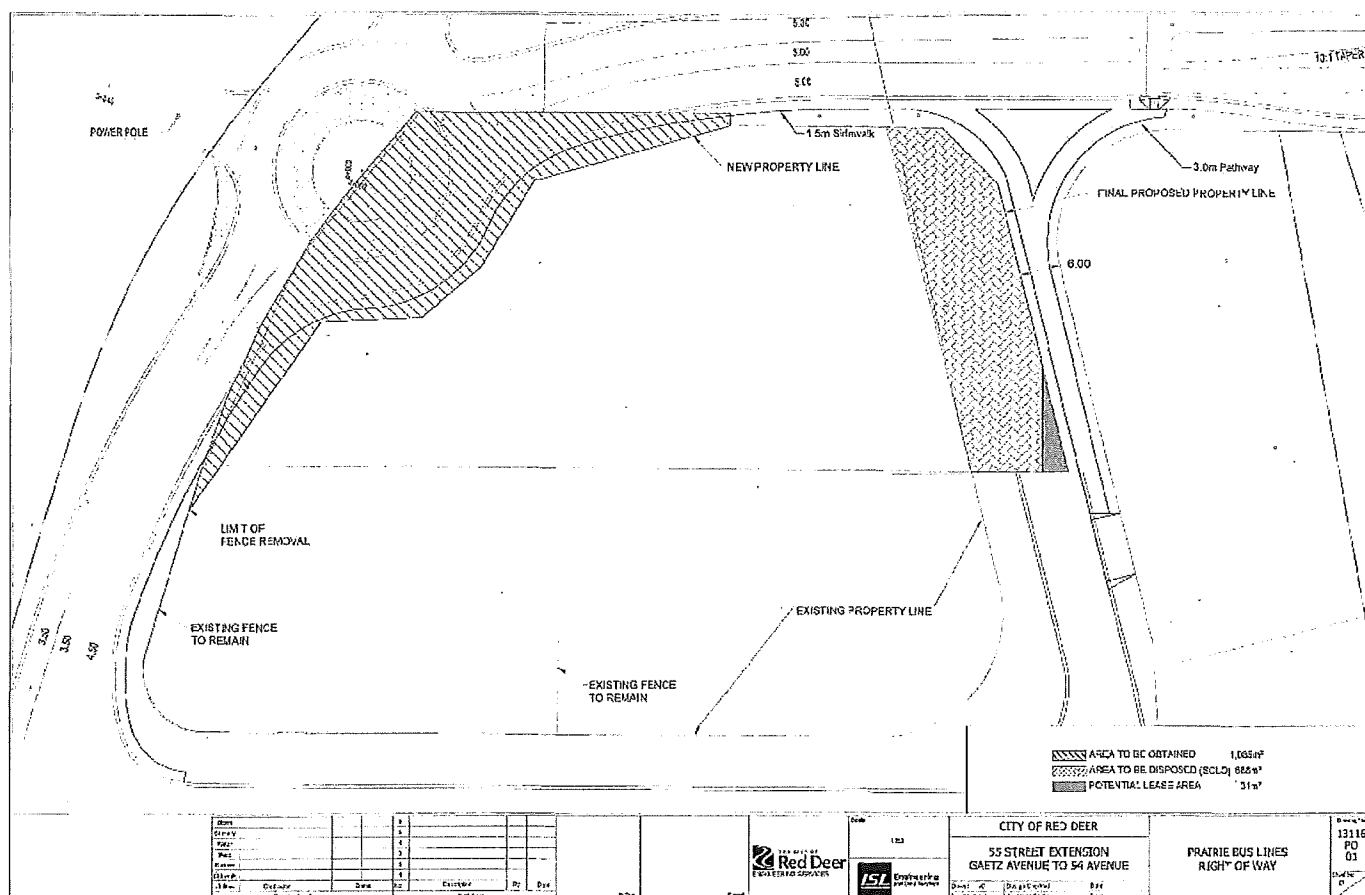
Jordan Furness  
Planner

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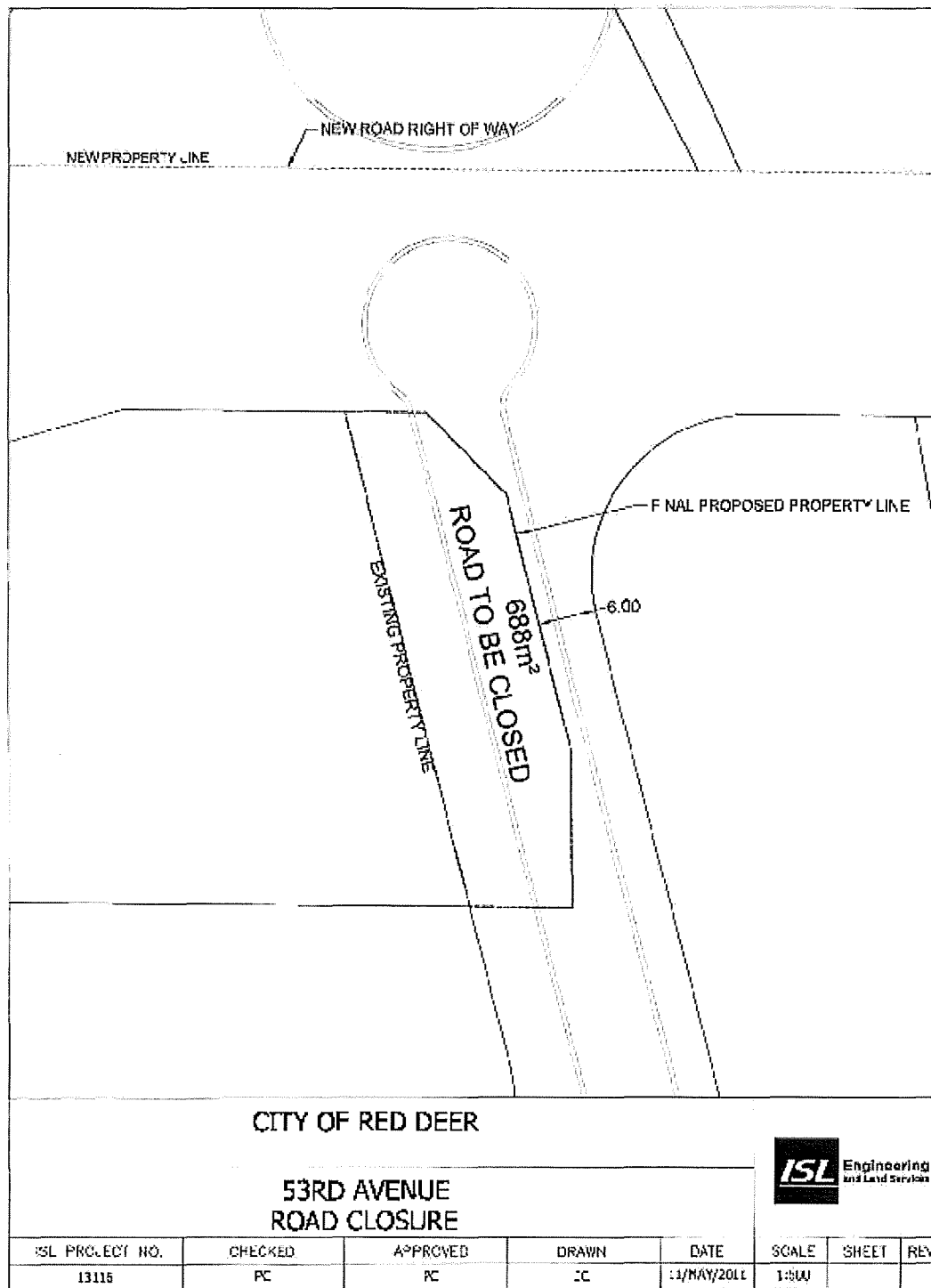
Michael Williston  
Transportation Engineer

Cc: Frank Colosimo, Engineering Services Manager  
Howard Thompson, Land & Economic Development Manager  
Paul Meyette, Planning Director  
Lorraine Poth, Director of Corporate Services

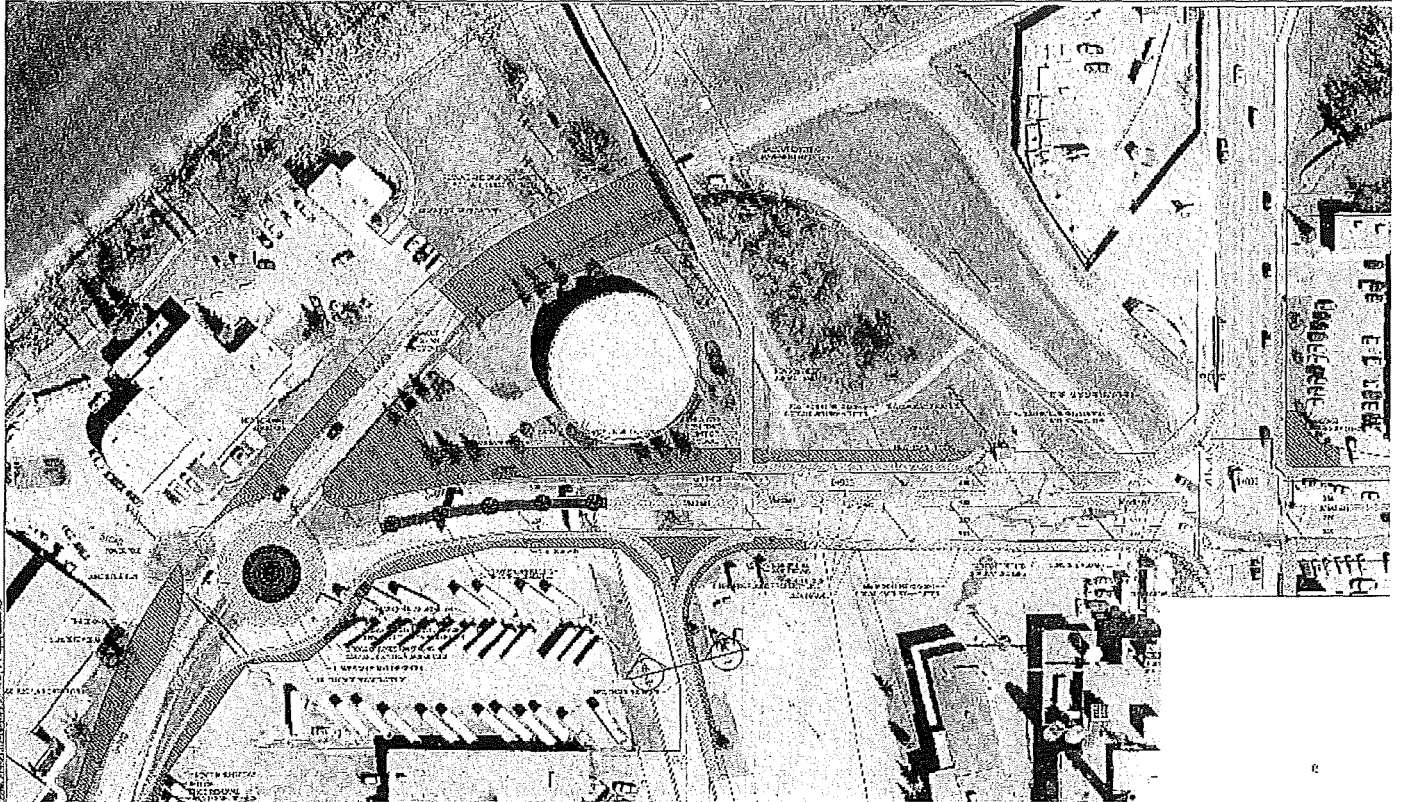
## Schedule A



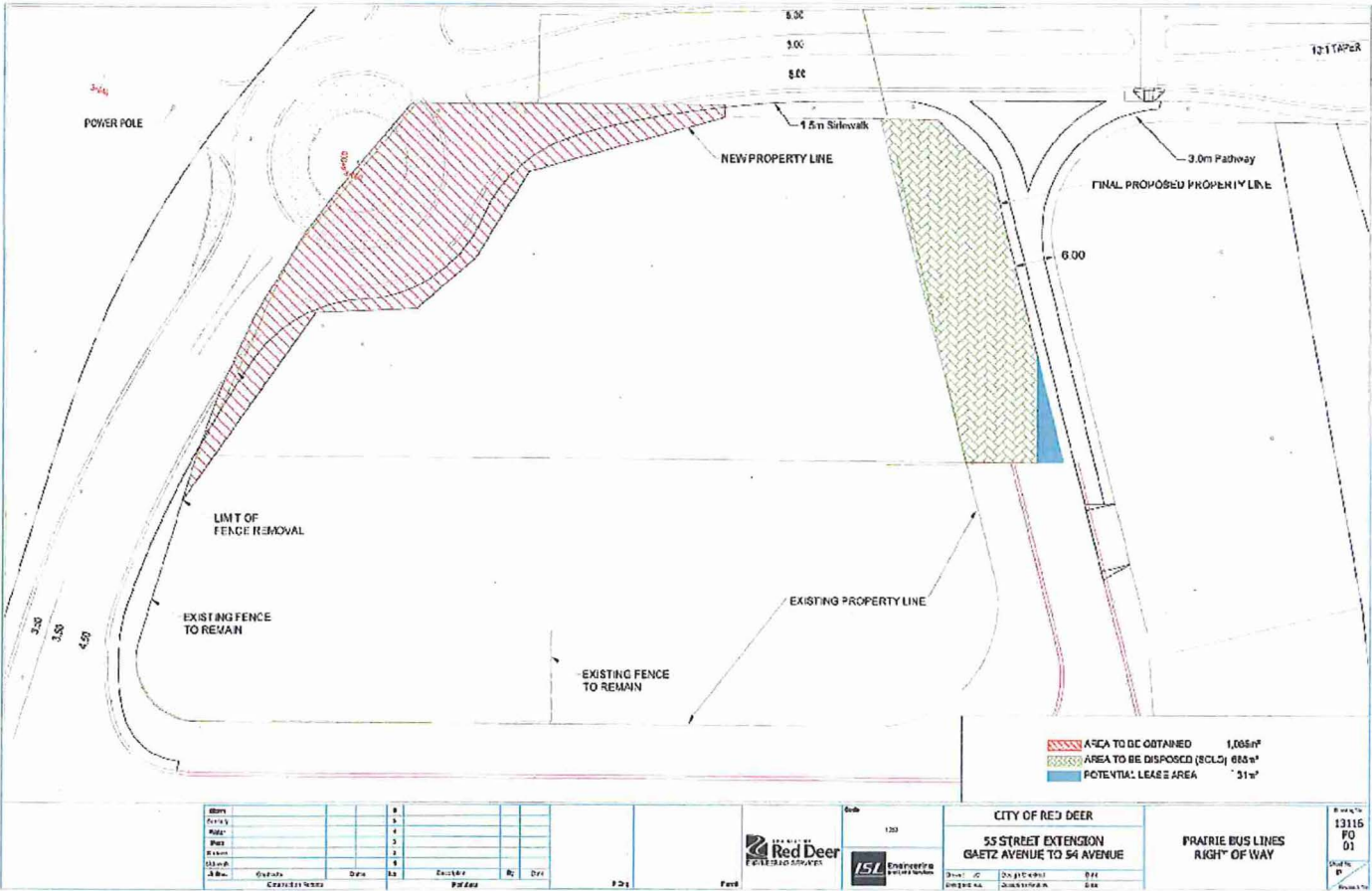
## Schedule B



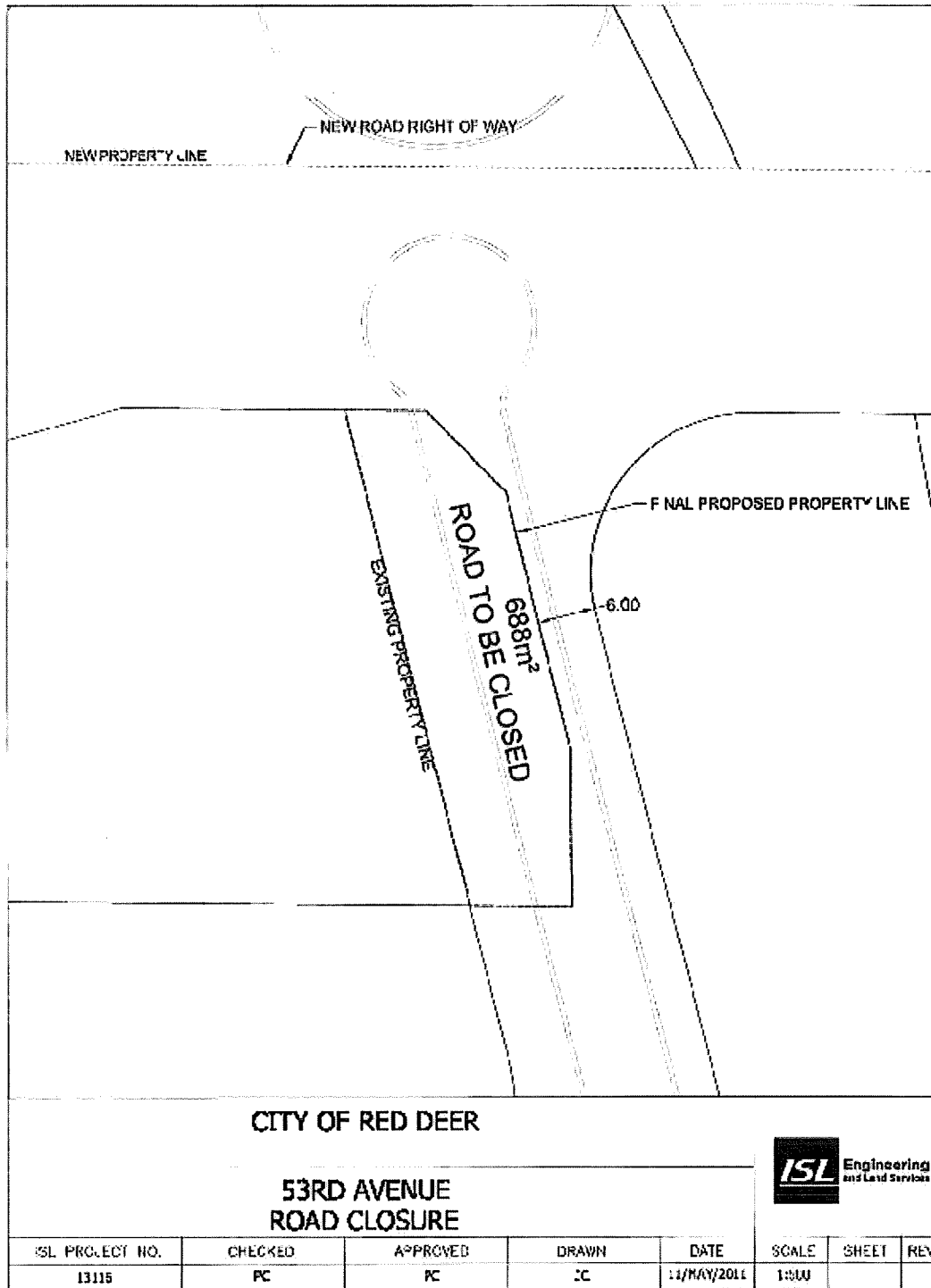
# Schedule C



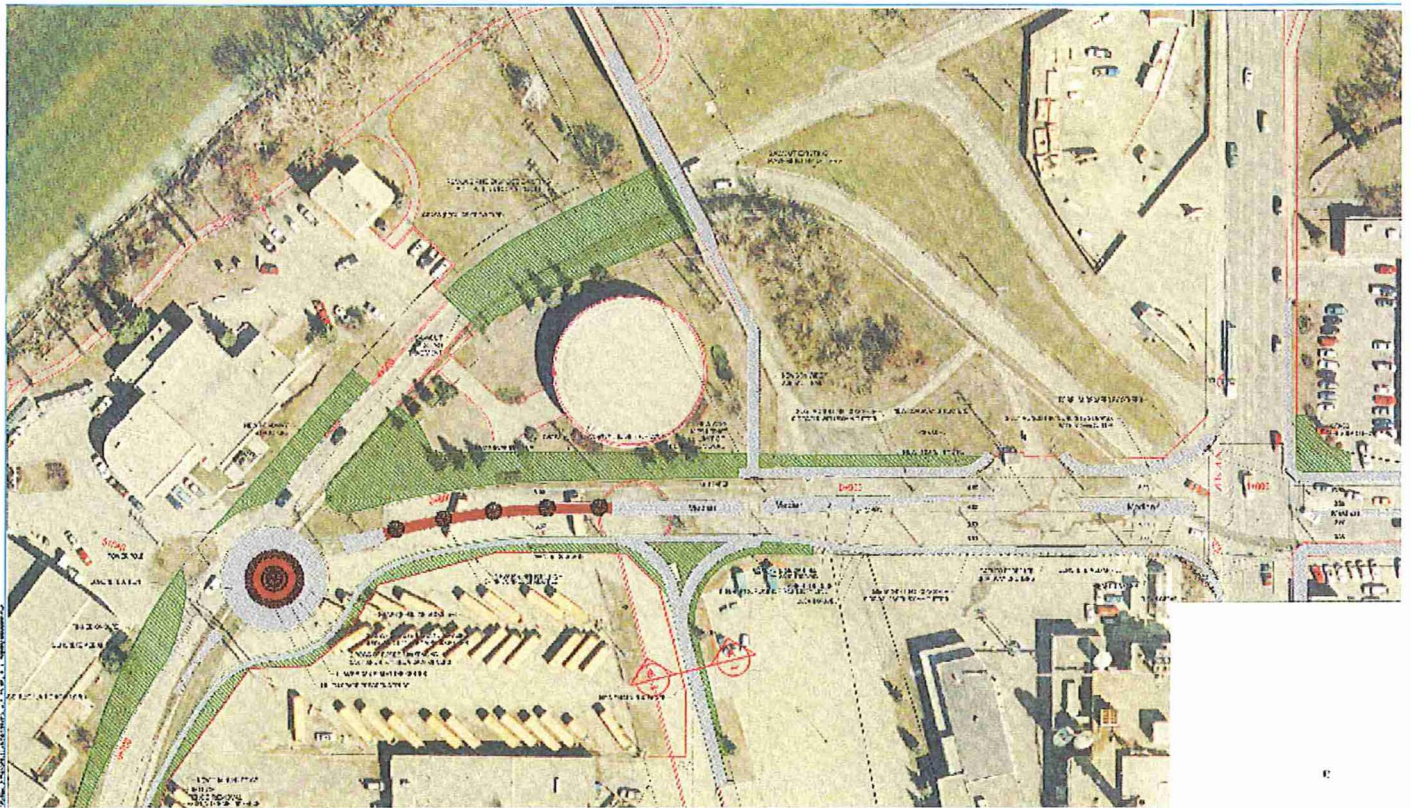
Schedule A



## Schedule B



## Schedule C





Land & Economic Development Department

BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

**DATE:** May 18, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Liz Soley, Land Services Specialist  
Jordan Furness, Planner  
Michael Williston, Transportation Engineer

**SUBJECT:** OFFER TO EXCHANGE A PORTION OF ROAD ADJACENT TO 5310 – 54 STREET FOR A PORTION OF LOT 31 PLAN 72NY TO BE SOLD AND INCORPORATED INTO 55<sup>TH</sup> STREET EXTENSION PROJECT

---

*History:*

Prairie Bus Lines, owned by Pacific Western Transportation Ltd. has been a fixture in the downtown area for over 30 years. For the last 10 they have been leasing a portion of undeveloped road allowance on 55<sup>th</sup> Street from the Land and Economic Development Department in order to supplement their parking area for their buses.

To facilitate the proposed roundabout at the west end of the 55<sup>th</sup> Street Extension Project, we need to terminate their lease and acquire 11,678.80 ft<sup>2</sup> of land from Pacific Western Transportation Ltd. In order to compensate for the loss of land for the 55<sup>th</sup> Street Project we are offering to exchange with them 7,405 ft<sup>2</sup> of surplus road on 53<sup>rd</sup> Ave.

Schedule A identifies the road that needs to be closed, rezoned, sold and consolidated into Prairie's current property at 5310 – 54 Street.

*Planning Comments*

The proposed closure of a section of 53<sup>rd</sup> Ave and the creation of road from the Pacific Western Transportation Ltd. parcel requires an amendment to the Land Use Bylaw. The attached bylaw 3357/M-2011 contains the amendment described below.

The portion of 53<sup>rd</sup> Ave identified for closure will be rezoned to Direct Control (DC 28) which is the same zoning of the surrounding neighborhood. The land being acquired for the roundabout will change to 'road' from DC 28.

The required rezoning was circulated to the affected City Departments and no objections or concerns were raised.

There is no subdivision required to execute this exchange. Any land being dedicated for road does not require subdivision. The land being sold to Pacific Western Transportation Ltd. will be consolidated with their existing parcel. . The encumbered area will require easements in the name of the City for the underlying utilities

***Discussion:***

The land being proposed for sale and exchange with Pacific Western Transportation Ltd. is outlined below:

Buying for road:	11,678 ft <sup>2</sup>
Selling road to Pacific:	<u>7,405 ft<sup>2</sup></u>
Difference to be consolidated into new parcel	4,273 ft <sup>2</sup>

Land being purchased, exchanged and sold with client is at fair market value.

***Financial Implications:***

Previously approved by Council was the budget for the 55<sup>th</sup> Street Extension project. As the land exchange is not an equal land portion, the difference owed to client will be paid from the 55<sup>th</sup> Street Extension budget.

***Recommendation:***

That City Council approves the road closure, rezoning and sale 7,405 ft<sup>2</sup> (688 m<sup>2</sup>), more or less, being part of portion of road plan 4500EO subject to the following conditions:

1. Purchase price to be fair market value.
2. Consolidation by plan of survey of the City lands sold with the Developers lands.
3. All costs associated with advertising, legal survey and legal subdivision and consolidation to be the responsibility of the City of Red Deer.
4. City Council approval for the rezoning of the portion of Road and land be rezoned Road and to DC28 (Direct Control) accordingly.
5. City Council approval for the closure and sale of a portion of Railway Avenue, Plan 4500EO, described as:

*"All that portion of Railway Avenue, Plan 4500EO lying within Subdivision Plan \_\_\_\_\_, and containing 0.073 hectares more or less."*

6. Right-of-way Agreement satisfactory to Engineering Services.
7. Easement Agreement satisfactory to Engineering Services.
8. Land Sale Agreement satisfactory to the City Solicitor.

---

Liz Soley  
Land Services Specialist

---

Jordan Furness  
Planner

---

Michael Williston  
Transportation Engineer

Cc: Frank Colosimo, Engineering Services Manager  
Howard Thompson, Land & Economic Development Manager  
Paul Meyette, Planning Director  
Lorraine Poth, Director of Corporate Services

**From:** Liz Soley  
**Sent:** May 03, 2011 2:42 PM  
**To:** Christine Kenzie  
**Subject:** RE: Contact Information for Developer for Prairie Bus Land Exchange

Good afternoon and welcome to my nightmare.....

Contact information for Pacific Western Transportation is:

Pacific Western Transportation  
1857 Centre AVE SE  
Calgary, AB T2E 6L3

And please copy

Prairie Bus Lines Ltd.  
5310 – 54<sup>th</sup> Street  
Red Deer, AB T4N 6M1

ATT: Scott Hucal

And please do not bill them for the advertising. This will be covered under the 55<sup>th</sup> Street Extension project budget. You may get an account number from Karen Tolonen for such.

Bucci item should be coming back from Michelle Baer as a done deal!!! We are waiting for confirmation from their lawyer – but as we accepted their counter offer – it should be slam dunk. We are just waiting for signed agreement.

And Flying J – 67<sup>th</sup> Street and Orr Drive road closure. That should be coming back May 16.

Good luck and if you need anything else – you know where to find me!!

*Liz Soley*

---

**From:** Christine Kenzie  
**Sent:** May 03, 2011 10:56 AM  
**To:** Liz Soley  
**Subject:** Contact Information for Developer for Prairie Bus Land Exchange

Do you have the contact information for Pacific Western Transportation (Prairie Bus Lines) -- for the item that was tabled last night? Should send the owner a letter confirming what Council did. The owner will also have to pay for the advertising once this item gets first reading from Council.

Anything else coming my way for the May 16th Council Agenda? The Bucci item was to return May 16th ---- anything else?

Thanks.

**Christine Kenzie | Corporate Meeting Coordinator**  
Legislative & Governance Services | The City of Red Deer  
D 403.356.8978 | F 403.346.6195  
[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)

**Christine Kenzie**

BACKUP INFORMATION

NOT SUBMITTED TO COUNCIL

**From:** Karen Tolonen  
**Sent:** May 03, 2011 3:52 PM  
**To:** Christine Kenzie  
**Subject:** FW: Account Number for Advertising - for 55th Street Extension Project Budget

Hi, Christine

Please charge advertising to: 40243.7396.302000 153053 W

Thank you.

Karen  
8358

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**From:** Karen Tolonen  
**Sent:** May 03, 2011 3:33 PM  
**To:** Michael Williston  
**Subject:** FW: Account Number for Advertising - for 55th Street Extension Project Budget

A quick question. Are we buying the Prairie Bus Line property as part of the 55<sup>th</sup> Street Project as well?

Thanx.

Karen

---

**From:** Christine Kenzie  
**Sent:** May 03, 2011 3:09 PM  
**To:** Karen Tolonen  
**Subject:** Account Number for Advertising - for 55th Street Extension Project Budget

Liz Soley suggested I contact you regarding an account number for advertising we will have to do, after the Council Meeting on May 30th -- regarding a land exchange with Pacific Western Transportation (Prairie Bus Lines Ltd.) for a rezoning of land involved in the land exchange.

Thanks.

**DATE:** May 4, 2011

**TO:** Liz Soley, Land Services Specialist  
Jordan Furness, Planner

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Offer to Exchange A Portion of Road Adjacent to 5310-54 Street for  
A Portion of Lot 31 Plan 72NY to be Sold and Incorporated into 55<sup>th</sup>  
Street Extension Project  
Road Closure Bylaw 3469/2011 – Closure of Section of 53<sup>rd</sup> Avenue  
Land Use Bylaw Amendment 3357/M-2011

---

**Reference Report:**

Land Services Specialist and Planner, dated April 4, 2011.

**Resolution:**

**“Resolved** that Council of The City of Red Deer hereby agrees to table consideration of the report from the Land Services Specialist and Planner, dated April 4, 2011, re: Offer to Exchange a Portion of Road Adjacent to 5310 – 54 Street for a portion of Lot 31, Plan 72NY to be sold and incorporated into 55<sup>th</sup> Street Extension Project, Road Closure Bylaw 3469/2011 and Land Use Bylaw Amendment 3357/M-2011 to be brought back for consideration on or before the Monday, May 30, 2011 Council meeting.”

**Report Back to Council:** Yes

Page 2

May 4, 2011

Offer to Exchange A Portion of Road Adjacent to 5310-54 Street for A Portion of Lot 31 Plan 72NY to be Sold and Incorporated into 55<sup>th</sup> Street Extension Project  
Road Closure Bylaw 3469/2011 – Closure of Section of 53<sup>rd</sup> Avenue  
Land Use Bylaw Amendment 3357/M-2011

**Comments/Further Action:**

Administration to bring this item forward to the May 30, 2011 regular Council meeting for further consideration including consideration for first reading of Road Closure Bylaw 3469/2011 and Land Use Bylaw Amendment 3357/M-2011



Elaine Vincent

Legislative & Governance Services Manager

- c Director of Planning Services, Paul Meyette
- Director of Development Services, Paul Goranson
- Director of Corporate Services, Lorraine Poth
- Engineering Services Manager, Frank Colosimo
- Land & Economic Development Manager, Howard Thompson
- Corporate Meeting Coordinator



Land & Economic Development Department

DATE: April 4, 2011  
TO: Craig Curtis, City Manager  
FROM: Liz Soley, Land Services Specialist  
Jordan Furness, Planner  
SUBJECT: OFFER TO EXCHANGE A PORTION OF  
54 STREET FOR A PORTION OF  
INCORPORATED INTO 55<sup>TH</sup> STREET

ORIGINAL REPORT

LIZ SUBMITTING  
A REVISED ONE

**History:**

Prairie Bus Lines, owned by Pacific Western Transportation Ltd. has been a fixture in the downtown area for over 30 years. For the last 10 years they have been leasing a portion of undeveloped road allowance on 55<sup>th</sup> Street from the Land and Economic Development Department in order to supplement their parking area for their buses.

To facilitate the proposed round-about at the west end of the 55<sup>th</sup> Street Extension Project, we need to terminate their lease and acquire an additional 11,678.80 ft<sup>2</sup> of land from Prairie Bus Lines. In exchange we will sell them 7,405 ft<sup>2</sup> of surplus road on 53<sup>rd</sup> Ave.

Schedule A identifies the road that needs to be closed, rezoned, sold and consolidated into Prairie's current property at 5310 – 54 Street. It also shows a very small portion of road that will be annually leased to Prairie.

**Planning Comments**

The proposed closure of a section of 53<sup>rd</sup> Ave and the creation of road from the Prairie parcel requires an amendment to the Land Use Bylaw. The attached bylaw 3357/M-2011 contains the amendment which is described below.

The portion of 53<sup>rd</sup> Ave identified for closure will be rezoned to Direct Control (DC 28) which is the same zoning of the surrounding neighborhood. The land being acquired for the roundabout will change to 'road' from DC 28.

The required rezoning was circulated to the affected City Departments and no objections or concerns were raised.

There is no subdivision required to execute this exchange. Any land being dedicated for road does not require subdivision. The land being sold to Prairie will be consolidated with their existing parcel.

***Discussion:***

The land being proposed for sale and exchange with Pacific Western Transportations Ltd. is outlined below:

Buying for road:	11,678 ft <sup>2</sup>
Selling road to Prairie:	<u>7,405 ft<sup>2</sup></u>
Difference to be consolidated into new parcel	4,273 ft <sup>2</sup>

The Land being purchased, exchanged and sold with the client is at fair market value.

***Financial Implications:***

Previously approved by Council was the budget for the 55<sup>th</sup> Street Extension project. As the land exchange is not an equal land portion, the difference owed to the client will be paid from the 55<sup>th</sup> Street Extension budget.

***Recommendation:***

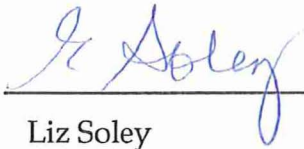
That City Council approves the road closure, rezoning and sale of 7,405 ft<sup>2</sup> (688 m<sup>2</sup>), more or less, being part of portion of Road Plan 4500EO subject to the following conditions:

1. Purchase price to be fair market value.
2. Consolidation by plan of survey of the City lands sold with the Developers lands.
3. All costs associated with advertising, legal survey and legal subdivision and consolidation to be the responsibility of the City of Red Deer.
4. City Council approval for the rezoning of the portion of Road and land be rezoned Road and to DC28 (Direct Control) accordingly.

5. City Council approval for the closure and sale of a portion of Railway Avenue, Plan 4500EO, described as:

*"All that portion of Railway Avenue, Plan 4500EO lying within Subdivision Plan \_\_\_\_\_, and containing 0.073 hectares more or less."*

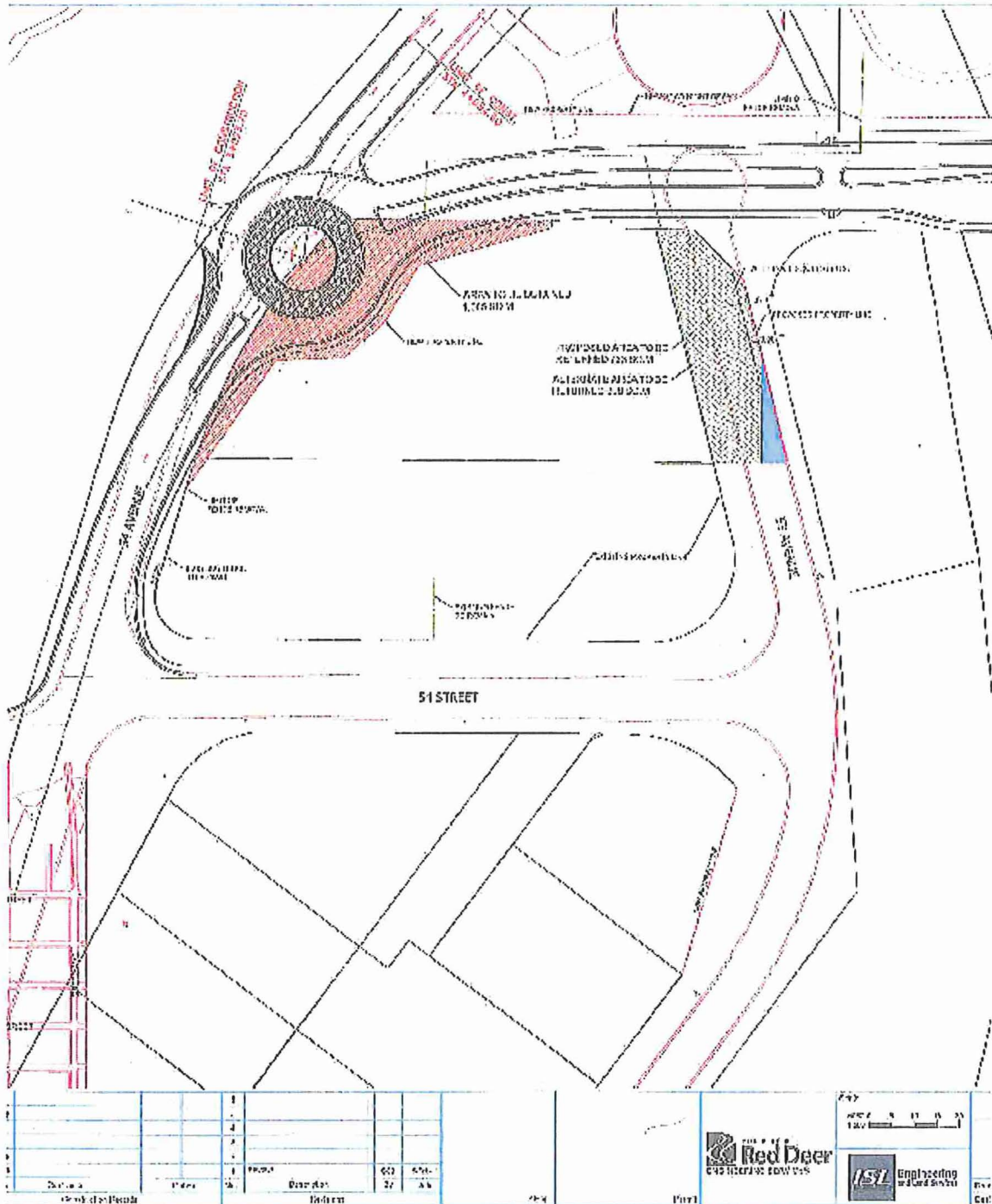
6. Right-of-way Agreement satisfactory to Engineering Services.
7. Easement Agreements satisfactory to Engineering Services.
8. Land Sale Agreement satisfactory to the City Solicitor.

  
\_\_\_\_\_  
Liz Soley  
Land Services Specialist

\_\_\_\_\_  
Jordan Furness  
Planner

Cc: Frank Colosimo, Engineering Services Manager  
Howard Thompson, Land & Economic Development Manager  
Paul Meyette, Planning Director  
Lorraine Poth, Director of Corporate Services

# Schedule A



BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

**Comments:**

I support the recommendation of Administration.  
development of 55<sup>th</sup> Street in accordance with the  
Downtown Action Plan.

Comments from  
May 2<sup>nd</sup>  
Council Meeting?





## Legislative &amp; Governance Services

**DATE:** May 24, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Initiation of Expropriation Proceedings for Lands Required for the North Highway Connector (NHC) (Bucci Corp)

**History**

At the Monday, September 20, 2010 Council Meeting, this item was requested to be pulled from the table to allow administration time to review new information received. It was requested that this item be tabled to the October 4, 2010 Council Meeting. The following tabling resolution was passed:

**“Resolved** that Council of the City of Red Deer hereby tables consideration of the report from the Engineering Services Manager and Land Services Specialist, dated September 7, 2010, re: Initiation of Expropriation Proceedings for Lands Required for the North Highway Connector (NHC) (Bucci Investment Corporation), to the Monday, October 4, 2010 Council Meeting.”

At the October 4, 2010 Council Meeting, Administration requested extra time to prepare the report and the following resolution was passed:

**“Resolved** that Council of the City of Red Deer hereby agrees to table consideration of the Initiation of Expropriation proceedings for lands required for the North Highway Connector (NHC) (Bucci Corp.) to the first regular Council Meeting in March, 2011.”

Administration received a new appraisal for the property and will be proceeding with a new offer to purchase to Bucci Investment Corporation. If the offer is not accepted, a report was to come back to the May 16, 2011 Council Meeting requesting the approval to initiate expropriation proceedings for the lands required for the North Highway Connector.

At the March 7, 2011 Council meeting, the following tabling resolution was passed:

**“Resolved** that Council of The City of Red Deer having considered the report from the Legislative & Governance Services Manager, March 1, 2011, Re: Initiation of Expropriation Proceedings for Lands Required for the North Highway Connector (NHC) (Bucci Corp.), hereby agrees to table consideration of the report to the Monday, May 16, 2011 Council meeting.”

Administration requested more time to complete the report and the following tabling resolution was passed:

**“Resolved** that Council of The City of Red Deer having considered the report from the Legislative & Governance Services Manager, dated May 10, 2011, re: Initiation of Expropriation Proceedings for Lands Required for the North Highway Connector (NHC) (Bucci Corp) hereby agrees to table this item to the Monday, May 30, 2011 Council meeting.”

...2/

Page 2

***Discussion***

A report from administration is attached.

***Recommendation***

That Council:

- I. Lift from the table consideration of the Initiation of Expropriation proceedings for lands required for the North Highway Connector (NHC) (Bucci Corp.).



Elaine Vincent  
Manager



Land & Economic Development Department

**DATE:** May 18, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Liz Soley, Land Services Specialist  
Frank Colosimo, Engineering Services Manager

**SUBJECT:** Cancellation of Initiation of Expropriation of Land Required for the North Highway Connector

---

***History:***

On October 5, 2010 Council was asked by administration to table consideration of the initiation of expropriation proceedings in respect of lands owned by Bucci Investment Corporation to allow administration more time to prepare our report. This matter was subsequently re-tabled in March 2011 and is scheduled to be heard at the upcoming council meeting of May 30, 2011.

Council may recall that approximately 40% of this property is required for the North Highway Connector (NHC) Project. When required to acquire a large portion of a parcel; in addition to paying for the land value, the City is required to compensate the landowner for damages to the remainder of the land as a result of the partial taking. The design of the NHC created a large reduction in the quality of this property's access and site visibility. This reduction would have been extremely costly in an expropriation hearing and in negotiations for a parcel purchase.

***Discussion:***

After months of negotiations The City has reached an agreement in principle with the landowner to acquire the full parcel of land; this agreement is within The City's allowable policy framework. We anticipate an agreement to be signed by May 30, 2011 allowing for possession by June 30, 2011. Based on this information, expropriation is not required.

***Recommendation:***

This report has been provided for Council's information

---

Liz Soley  
Land Services Specialist

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Frank Colosimo  
Engineering Services  
Manager

**Comments:**

I support the recommendation of Administration.

"Craig Curtis"  
City Manager

ORIGINAL



Council Decision – May 30, 2011

**DATE:** June 2, 2011

**TO:** Liz Soley, Land Services Specialist  
Frank Colosimo, Engineering Services Manager

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Cancellation of Initiation of Expropriate of Land Required for the North Highway Connector (BUCCI Inv. Corp)

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**Reference Report:**

Land Services Specialist and Engineering Services Manager, dated May 18, 2011.

**Report Back to Council:** No

**Comments/Further Action:**

Please forward to Council, for information, a copy of an updated map of properties impacted by NHC expropriation.

This report was reviewed and accepted by Council as information.

A handwritten signature in black ink, appearing to read 'Elaine Vincent'.

Elaine Vincent  
Legislative & Governance Services Manager

- c     Director of Planning Services  
       Director of Development Services  
       Director of Corporate Services  
       Land & Economic Development Services Manager

**DATE:** May 24, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Initiation of Expropriation Proceedings for Lands Required for the North Highway Connector (NHC) (Bucci Corp)

---

**History**

At the Monday, September 20, 2010 Council Meeting, this item was requested to be pulled from the table to allow administration time to review new information received. It was requested that this item be tabled to the October 4, 2010 Council Meeting. The following tabling resolution was passed:

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Administration received a new appraisal for the property and will be proceeding with a new offer to purchase to Bucci Investment Corporation. If the offer is not accepted, a report was to come back to the May 16, 2011 Council Meeting requesting the approval to initiate expropriation proceedings for the lands required for the North Highway Connector.

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...2/

**Discussion**

A report from administration is attached.

**Recommendation**

That Council:

- I. Lift from the table consideration of the Initiation of Expropriation proceedings for lands required for the North Highway Connector (NHC) (Bucci Corp.).

A handwritten signature in cursive script, appearing to read 'Elaine Vincent', written in dark ink.

Elaine Vincent  
Manager

Land & Economic Development Department

**DATE:** May 18, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Liz Soley, Land Services Specialist  
Frank Colosimo, Engineering Services Manager

**SUBJECT:** Cancellation of Initiation of Expropriation of Land Required for the  
North Highway Connector

---

***History:***

On October 5, 2010 Council was asked by administration to table consideration of the initiation of expropriation proceedings in respect of lands owned by Bucci Investment Corporation to allow administration more time to prepare our report. This matter was subsequently re-tabled in March 2011 and is scheduled to be heard at the upcoming council meeting of May 30, 2011.

Council may recall that approximately 40% of this property is required for the North Highway Connector (NHC) Project. When required to acquire a large portion of a parcel; in addition to paying for the land value, the City is required to compensate the landowner for damages to the remainder of the land as a result of the partial taking. The design of the NHC created a large reduction in the quality of this property's access and site visibility. This reduction would have been extremely costly in an expropriation hearing and in negotiations for a parcel purchase.

***Discussion:***

After months of negotiations The City has reached an agreement in principle with the landowner to acquire the full parcel of land; this agreement is within The City's allowable policy framework. We anticipate an agreement to be signed by May 30, 2011 allowing for possession by June 30, 2011. Based on this information, expropriation is not required.

***Recommendation:***

This report has been provided for Council's information

---

Liz Soley  
Land Services Specialist

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Frank Colosimo  
Engineering Services  
Manager

*Last para. revised.*

## Land &amp; Economic Development Department

**DATE:** May 18, 2011  
**TO:** Craig Curtis, City Manager  
**FROM:** Liz Soley, Land Services Specialist  
Frank Colosimo, Engineering Services Manager  
**SUBJECT:** Cancellation of Initiation of Expropriation  
North Highway Connector

*UPDATED REPORT  
(REDATED)  
FROM LIZ  
- NO CHANGE TO  
CONTENT FROM  
LAST REPORT*

**History:**

On October 5, 2010 Council was asked by administration to prepare a report on the initiation of expropriation proceedings in respect of the North Highway Connector Investment Corporation to allow administrative review of the project. This matter was subsequently re-tabled in March 2011 and is scheduled to be heard at the upcoming council meeting of May 30, 2011.

Council may recall that approximately 40% of this property is required for the North Highway Connector (NHC) Project. When required to acquire a large portion of a parcel; in addition to paying for the land value, the City is required to compensate the landowner for damages to the remainder of the land as a result of the partial taking. The design of the NHC created a large reduction in the quality of this property's access and site visibility. This reduction would have been extremely costly in an expropriation hearing and in negotiations for a parcel purchase.

**Discussion:**

After months of negotiations our Legal Counsel has reached an agreement in principle with the landowner to acquire the full parcel of land. We anticipate an agreement to be signed by May 30, 2011 allowing for possession by June 30, 2011. Based on this information, expropriation is not required.

**Recommendation:**

This report has been provided for Council's information

---

Liz Soley  
Land Services Specialist

---

Frank Colosimo  
Engineering Services  
Manager



Land & Economic Development Department

**DATE:** May 18, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Liz Soley, Land Services Specialist  
Frank Colosimo, Engineering Services Manager

**SUBJECT:** Cancellation of Initiation of Expropriation of Land Required for the North Highway Connector

---

***History:***

On October 5, 2010 Council was asked by administration to table consideration of the initiation of expropriation proceedings in respect of lands owned by Bucci Investment Corporation to allow administration more time to prepare our report. This matter was subsequently re-tabled in March 2011 and is scheduled to be heard at the upcoming council meeting of May 30, 2011.

Council may recall that approximately 40% of this property is required for the North Highway Connector (NHC) Project. When required to acquire a large portion of a parcel; in addition to paying for the land value, the City is required to compensate the landowner for damages to the remainder of the land as a result of the partial taking. The design of the NHC created a large reduction in the quality of this property's access and site visibility. This reduction would have been extremely costly in an expropriation hearing and in negotiations for a parcel purchase.

***Discussion:***

After months of negotiations our Legal Counsel has reached an agreement in principle with the landowner to acquire the full parcel of land. We anticipate an agreement to be signed by May 30, 2011 allowing for possession by June 30, 2011. Based on this information, expropriation is not required.

***Financial Implications:***

Considering the carrying costs, impact on the overall budget, and the likelihood of a future lease or sale of the excess land not required for the NHC, we feel that the acquisition of the full parcel was a solid economic decision. NHC Project Budget will cover the costs for this acquisition and any future income from a lease or sale will be credited to the Road Revenue Reserve Fund.

*Were they  
able to  
refute a deal  
this (unimp.)*

**Recommendation:**

That City Council approves our request to withdraw our request to initiate expropriation of the above property.

*Provided Ken Council's,*

---

Liz Soley  
Land Services Specialist

---

Frank Colosimo  
Engineering Services  
Manager

Cc: Ken Haslop, Engineering Services Consultant  
Michelle Baer, Chapman Riebeek  
Howard Thompson, Land & Economic Development Manager  
Paul Meyette, Planning Director  
Lorraine Poth, Director of Corporate Services



**Christine Kenzie**

---

**From:** Elaine Vincent  
**Sent:** May 10, 2011 7:53 PM  
**To:** Michelle Baer  
**Cc:** Frieda McDougall; Christine Kenzie; Liz Soley  
**Subject:** RE: Bucci Expropriation

Okay, we are on the same page then... My point is then why put this on Council agenda now if there is a chance that Council may need to approve the expropriation... we should be doing both at the same time. If there is not a way to know if it is within the 10% range let's wait to May 30th to proceed... Does that cause you a problem?

---

**From:** Michelle Baer [MBaer@chapmanriebeek.com]  
**Sent:** May 10, 2011 7:48 PM  
**To:** Elaine Vincent  
**Cc:** Frieda McDougall; Christine Kenzie; Liz Soley  
**Subject:** RE: Bucci Expropriation

Hey Elaine, that's a lot of questions.

This is the first time I've seen this policy, but I think it does apply. The City Manager has the authority to approve this Land Sale, but you are right that he needs confirmation from administration that the purchase price falls within 10% range of market value. When the time comes for him to approve same, we will ensure you get that info. See my comments below:

**Executive Limitations**

The City Manager may enter into option agreements to purchase land required for future City of Red Deer needs providing:

1. Funding is provided in the Council approved Capital Budget or the expenditure has otherwise been approved by Council. This was approved by council as part of the NHC budget
2. The purchase price for the lands is within 10% of the appraised market value. You'll need this. Presumably if the price exceeds the 10% allowed, it will have to be approved by council. I haven't looked at the math, so can't predict at this point whether Bucci will be a council approval or a craig approval when the time comes.
3. The agreements are in a form satisfactory to the City Solicitor. This would be drafted by us.
4. Council approval is obtained prior to the exercise of the option. My understanding is these acquisitions were approved when the NHC project/ budget was approved.

Does that help?  
M

---

**From:** Elaine Vincent [mailto:Elaine.Vincent@reddeer.ca]

2011/05/11

**Sent:** Tuesday, May 10, 2011 5:31 PM  
**To:** Michelle Baer; Liz Soley  
**Cc:** Frieda McDougall; Christine Kenzie  
**Subject:** RE: Bucci Expropriation

I am slow on this one....

Council approved the budget for NHC and the budget includes amounts for land acquisition. On that I agree.... where I am confused is the next point... Now the City needs to acquire land... If we do it via expropriation it is clear the authority for that lies with Council. We now need to acquire the Bucci land... The question is who has authority to acquire the land? Why doesn't council policy 6213C apply? who has the authority to enter into the agreement? I can't say with certainty that the city manager has authority to sign the agreement because the policy appears to apply to me...

Here is a copy of the policy....

### **Purpose:**

This policy establishes the executive limitations and guidelines for the City Manager to enter into option agreements to purchase land required for future municipal needs.

### **Policy Statement(s):**

#### **Executive Limitations**

The City Manager may enter into option agreements to purchase land required for future City of Red Deer needs providing:

1. Funding is provided in the Council approved Capital Budget or the expenditure has otherwise been approved by Council.
2. The purchase price for the lands is within 10% of the appraised market value.
3. The agreements are in a form satisfactory to the City Solicitor.
4. Council approval is obtained prior to the exercise of the option.

### **Authority/Responsibility to Implement:**

- Municipal Government Act (MGA)
- City Manager

### **Document History:**

Approved: June 16, 2003
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Can you help my befuddled mind understand?

*Elaine Vincent*

Manager, Legislative and Governance Services  
The City of Red Deer  
Phone: 403-342-8134  
Fax: 403-346-6195  
[elaine.vincent@reddeer.ca](mailto:elaine.vincent@reddeer.ca)

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**From:** Michelle Baer [mailto:MBaer@chapmanriebeek.com]  
**Sent:** Tuesday, May 10, 2011 4:51 PM  
**To:** Liz Soley; Elaine Vincent  
**Cc:** Frieda McDougall; Christine Kenzie  
**Subject:** RE: Bucci Expropriation

Hi Elaine,

I have nothing to add to Liz's comments. The only reason this is going to council is to withdraw administration's prior request to initiate expropriation.

Because of Craig's emphasis in the past that we keep council updated as to negotiations on these possible expropriations, the report included significant detail and background. This was my call, and if you wish it can be redacted.

Michelle

---

**From:** Liz Soley [mailto:Liz.Soley@reddeer.ca]  
**Sent:** Tuesday, May 10, 2011 4:32 PM  
**To:** Elaine Vincent; Michelle Baer  
**Cc:** Frieda McDougall; Christine Kenzie  
**Subject:** RE: Bucci Expropriation

Good afternoon all, sorry that I am unavailable but I am on a course. I hope that my brief description of this situation will alleviate your concerns.

Bucci request doesn't have to comply with the Council Policy on land purchases as it has already been approved as part of the North Highway Connector Project. There is money in the NHC budget for this purchase and whatever is gained from the future subdivision and sale of excess inventory will go back to the North Highway Connector project fund.

As we didn't need any approval, it was merely a report to stop the expropriation request. None of the purchase details need to be shared with; nor approved by Council. As we felt it was a solid decision and as the decision has already been made, thought it was written in the correct tense.

If you feel changes are necessary, please email them to me as I am checking my phone and I will try to work the changes into my lunch break and resubmit.

Michelle, if you have anything to add, please feel free. Again, I am only available via email for the rest of the week.

Thank you,

*Liz Soley*

2011/05/11

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**From:** Elaine Vincent  
**Sent:** May 10, 2011 12:58 PM  
**To:** Liz Soley; Michelle Baer  
**Cc:** Frieda McDougall; Christine Kenzie  
**Subject:** Bucci Expropriation

Just tried to call you both but you aren't avail...

Here are my questions...

Trying to determine if the Bucci request is in compliance with the current council policy on land purchase (6213C) ... I know we are asking council to withdraw from expropriation but I am missing a few things...

What is the appraised value of the total lot... I can only find reference to the appraised value for the partial lot... We need to know that to determine if there is more or less than a 10% variance in purchase price to determine if Council must approve the land sale... If it is less than 10%, then the city manager can approve.... The report should say either way or are you not dealing with this issue at the same time?

The report is written in the wrong tense.... It is stating that the acquisition of the full parcel 'was' a solid financial decision.... This will depend on who's decision it is... If it does need to be Council's decision we need to review that wording...

Anyway, I am off to a meeting from 1 till 3 but wanted to give you my thoughts now...

Elaine

*Elaine Vincent*  
Manager, Legislative and Governance Services  
The City of Red Deer  
Phone: 403-342-8134  
Fax: 403-346-6195  
[elaine.vincent@reddeer.ca](mailto:elaine.vincent@reddeer.ca)

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Council Decision – May 16, 2011

**DATE:** May 19, 2011  
**TO:** Frank Colosimo, Engineering Services Manager  
Liz Soley, Land Services Specialist  
**FROM:** Elaine Vincent, Legislative & Governance Services Manager  
**SUBJECT:** Initiation of Expropriation Proceedings for Lands Required for the  
North Highway Connector (NHC) (Bucci Corp)

---

**Reference Report:**

Legislative & Governance Services Manager, dated May 10, 2011.

**Resolution:**

The following resolution was passed during the regular Council meeting held on Monday, May 16, 2011:

**“Resolved** that Council of The City of Red Deer having considered the report from the Legislative & Governance Services Manager, dated May 10, 2011, re: Initiation of Expropriation Proceedings for Lands Required for the North Highway Connector (NHC) (Bucci Corp) hereby agrees to table this item to the Monday, May 30, 2011 Council meeting.”

**Report Back to Council:** Yes

**Comments/Further Action:**

Administration to bring this item forward to the May 30, 2011 regular Council meeting for further consideration.

A handwritten signature in cursive script, appearing to read 'Elaine Vincent'.

Elaine Vincent  
Legislative & Governance Services Manager

- c     Director of Planning Services, Paul Meyette  
      Director of Development Services, Paul Goranson  
      Director of Corporate Services, Lorraine Poth  
      Land & Economic Development Manager, Howard Thompson  
      Financial Services Manager, Dean Krejci  
      Corporate Meeting Coordinator

## Legislative &amp; Governance Services

**DATE:** May 10, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Initiation of Expropriation Proceedings for Lands Required for the North Highway Connector (NHC) (Bucci Corp)

---

**History**

At the Monday, September 20, 2010 Council Meeting, this item was requested to be pulled from the table to allow administration time to review new information received. It was requested that this item be tabled to the October 4, 2010 Council Meeting. The following tabling resolution was passed:

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**Recommendation**

That Council:

- I. Lift from the table consideration of the Initiation of Expropriation proceedings for lands required for the North Highway Connector (NHC) (Bucci Corp.).



Elaine Vincent  
Manager



Land & Economic Development Department

BACK UP INFORMATION  
NOT SUBMITTED TO COUNCIL

**DATE:** May 4, 2011  
**TO:** Craig Curtis, City Manager  
**FROM:** Liz Soley, Land Services Specialist  
Frank Colosimo, Engineering Services  
**SUBJECT:** Cancellation of Initiation of Expropriation  
North Highway Connector

*Send Memo*

*Nothing changed  
would smelters?  
negotiate*

**History:**

On October 5, 2010 Council was asked by administration to table consideration of the initiation of expropriation proceedings in respect of lands owned by Bucci Investment Corporation to allow administration more time to prepare our report. This matter was subsequently re-tabled in March 2011 and is scheduled to be heard at the upcoming council meeting of May 16, 2011.

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**Discussion:**

After months of negotiations our Legal Counsel has reached an agreement in principle with the landowner to acquire the full parcel of land. We anticipate an agreement to be signed by May 30, 2011 allowing for possession by June 30, 2011. Based on this information, expropriation is not required.

**Financial Implications:**

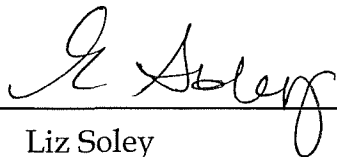
Considering the carrying costs, impact on the overall budget, and the likelihood of a future lease or sale of the excess land not required for the NHC, we feel that the acquisition of the full parcel was a solid economic decision. NHC Project Budget will cover the costs for this acquisition and any future income from a lease or sale will be credited to the Road Revenue Reserve Fund.

*approval*

Page 2  
Withdraw Expropriation

***Recommendation:***

That City Council approves our request to withdraw our request to initiate expropriation of the above property.



Liz Soley  
Land Services Specialist



Frank Colosimo  
Engineering Services  
Manager

Cc: Ken Haslop, Engineering Services Consultant  
Michelle Baer, Chapman Riebeek  
Howard Thompson, Land & Economic Development Manager  
Paul Meyette, Planning Director  
Lorraine Poth, Director of Corporate Services



Land & Economic Development Department

**DATE:** May 4, 2011  
**TO:** Craig Curtis, City Manager  
**FROM:** Liz Soley, Land Services Specialist  
Ken Haslop, Engineering Services  
**SUBJECT:** Cancellation of Initiation of Expropriation  
North Highway Connector

- Report from Liz Soley  
for Open Agenda  
- Ken Haslop has not  
seen commented on  
report yet. I given.  
OK.

**History:**

On October 5, 2010 Council was asked by administration to table consideration of the initiation of expropriation proceedings in respect of lands owned by Bucci Investment Corporation to allow administration more time to prepare our report. This matter was subsequently re-tabled in March 2011 and is scheduled to be heard at the upcoming council meeting of May 16, 2011.

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**Discussion:**

After months of negotiations our Legal Counsel has reached an agreement in principle with the landowner to acquire the full parcel of land. We anticipate an agreement to be signed by May 30, 2011 allowing for possession by June 30, 2011. Based on this information, expropriation is not required.

**Financial Implications:**

Considering the carrying costs, impact on the overall budget, and the likelihood of a future lease or sale of the excess land not required for the NHC, we feel that the acquisition of the full parcel was a solid economic decision. NHC Project Budget will cover the costs for this acquisition and any future income from a lease or sale will be credited to the Road Revenue Reserve Fund.

***Recommendation:***

That City Council approves our request to withdraw our request to initiate expropriation of the above property.

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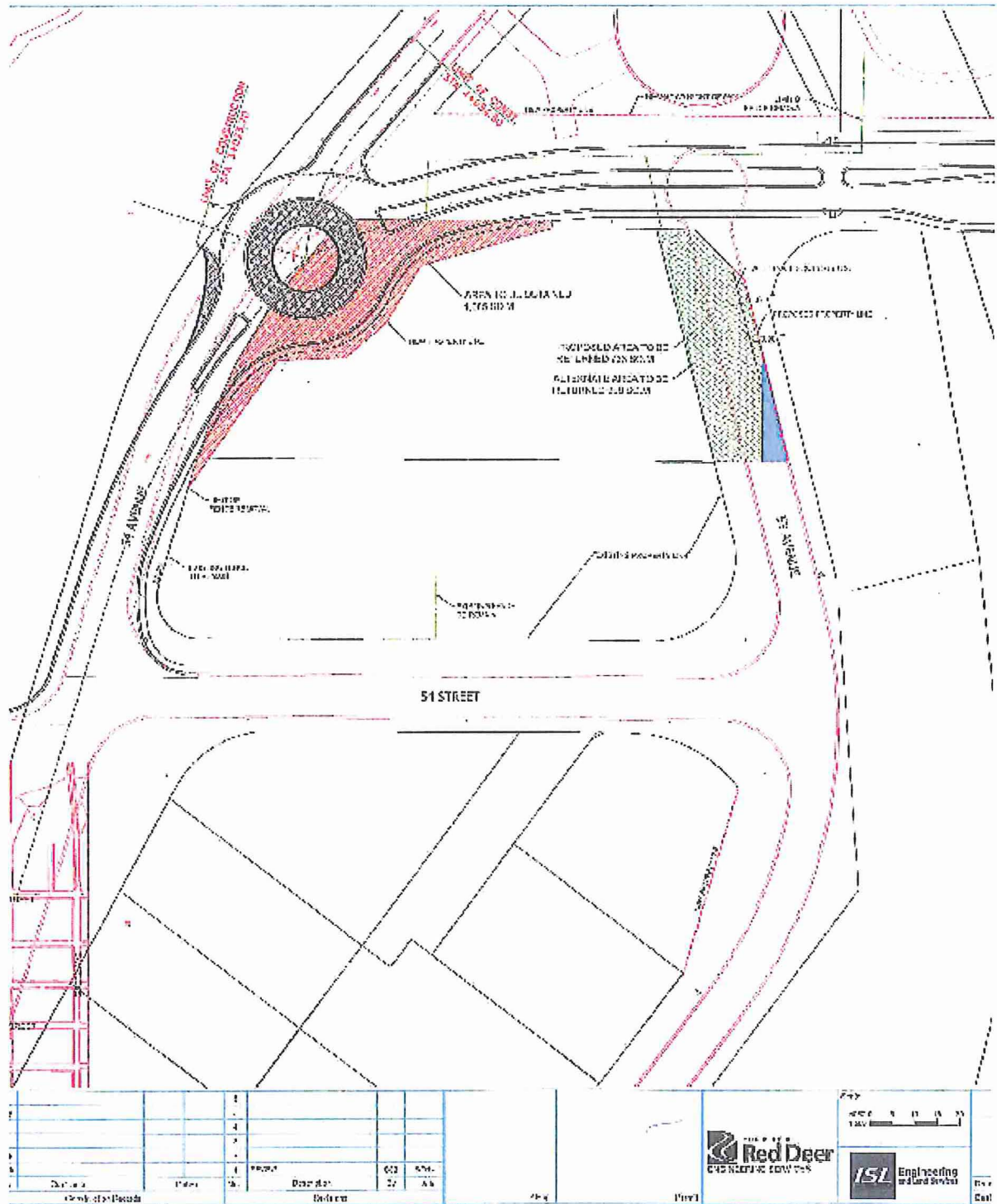
Liz Soley  
Land Services Specialist

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Ken Haslop  
Engineering Services  
Consultant

Cc: Frank Colosimo, Engineering Services Manager  
Michelle Baer, Chapman Riebeek  
Howard Thompson, Land & Economic Development Manager  
Paul Meyette, Planning Director  
Lorraine Poth, Director of Corporate Services

# Schedule A



**Christine Kenzie**

BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

---

**From:** Liz Soley  
**Sent:** May 04, 2011 3:00 PM  
**To:** Christine Kenzie  
**Subject:** FW: Report for Open Agenda

Good day, it would appear that the open report will be coming from me. I am in a meeting until 4 but will get it to you as soon as I can

Sent from my Windows Phone

---

**From:** Heather Johre  
**Sent:** Wednesday, May 04, 2011 2:53 PM  
**To:** Liz Soley  
**Subject:** Report for Open Agenda

Hi Liz!

So I spoke with Michelle, and she would really appreciate it if you could draft the report for open agenda.

Please let me know if this is alright with you.

Thank you! ☺

Heather C. Johre  
Legal Assistant to Nick Riebeek,

Michelle Baer, and

Jennifer Carver

Chapman Riebeek LLP  
300, 4808 Ross Street  
Red Deer, AB T4N 1X5  
Telephone: (403) 346-6603  
Fax: (403) 340-1280  
hjohre@chapmanriebeek.com

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2011/05/04

## Christine Kenzie

---

**From:** Liz Soley  
**Sent:** May 03, 2011 3:15 PM  
**To:** Christine Kenzie; Michelle Baer  
**Subject:** FW: Contact Information for Developer for Prairie Bus Land Exchange

I meant by May 4<sup>th</sup> for the May 16 agenda..... how do you keep this straight??!!

*Liz Soley*

---

**From:** Liz Soley  
**Sent:** May 03, 2011 3:13 PM  
**To:** Christine Kenzie  
**Cc:** 'Michelle Baer'  
**Subject:** RE: Contact Information for Developer for Prairie Bus Land Exchange

Yes, as it was directed to legal and we are out of the negotiations, Michelle will be preparing the report for Council. I will copy her on this email so that she remembers that she has to have it to you by..... May 18 for the May 30 agenda.

Again, thank you for your patience in these matters.

Michelle I am putting you out on the chopping block for a re me, I am good with that, but the sooner I know the better...

*Liz Soley*

---

**From:** Christine Kenzie  
**Sent:** May 03, 2011 3:01 PM  
**To:** Liz Soley  
**Subject:** RE: Contact Information for Developer for Prairie

Thanks for the update. Re Bucci -- we will need a report for information. Is something in the works - from Michelle or y

**Christine Kenzie | Corporate Meeting Coord**  
**Legislative & Governance Services | The City of Red**  
D 403.356.8978 | F 403.346.6195  
[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)

---

**From:** Liz Soley  
**Sent:** May 03, 2011 2:42 PM  
**To:** Christine Kenzie  
**Subject:** RE: Contact Information for Developer for Prairie Bus Land Exchange

Good afternoon and welcome to my nightmare.....

Contact information for Pacific Western Transportation is:

Pacific Western Transportation

*- In Camera: rec'd from  
Need report for Michelle  
Open Agenda  
May. 4, 2011  
Ken Haslop to speak  
with Michelle  
re doing report for  
Open Agenda.*

refer it back to

I -- for their

1857 Centre AVE SE  
Calgary, AB T2E 6L3

And please copy

Prairie Bus Lines Ltd.  
5310 – 54<sup>th</sup> Street  
Red Deer, AB T4N 6M1

ATT: Scott Hucal

And please do not bill them for the advertising. This will be covered under the 55<sup>th</sup> Street Extension project budget. You may get an account number from Karen Tolonen for such.

Bucci item should be coming back from Michelle Baer as a done deal!!! We are waiting for confirmation from their lawyer – but as we accepted their counter offer – it should be slam dunk. We are just waiting for signed agreement.

And Flying J – 67<sup>th</sup> Street and Orr Drive road closure. That should be coming back May 16.

Good luck and if you need anything else – you know where to find me!!

*Liz Soley*

---

**From:** Christine Kenzie  
**Sent:** May 03, 2011 10:56 AM  
**To:** Liz Soley  
**Subject:** Contact Information for Developer for Prairie Bus Land Exchange

Do you have the contact information for Pacific Western Transportation (Prairie Bus Lines) -- for the item that was tabled last night? Should send the owner a letter confirming what Council did. The owner will also have to pay for the advertising once this item gets first reading from Council.

Anything else coming my way for the May 16th Council Agenda? The Bucci item was to return May 16th ---- anything else?

Thanks.

**Christine Kenzie | Corporate Meeting Coordinator**  
Legislative & Governance Services | The City of Red Deer  
D 403.356.8978 | F 403.346.6195  
[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)

**Council Decision – March 7, 2011**

**DATE:** March 9, 2011  
**TO:** Howard Thompson, Land & Economic Development Manager  
**FROM:** Elaine Vincent, Legislative & Governance Services Manager  
**SUBJECT:** Initiation of Expropriation Proceedings for Lands Required for the North Highway Connector (NHC) (Bucci Corp)

---

**Reference Report:**

Legislative & Governance Services Manager report dated March 1, 2011

**Resolutions:**

The following resolution was passed during the regular Council meeting held on Monday, March 7, 2011:

**“Resolved** that Council of The City of Red Deer having considered the report from the Legislative & Governance Services Manager, March 1, 2011, Re: Initiation of Expropriation Proceedings for Lands Required for the North Highway Connector (NHC) (Bucci Corp.), hereby agrees to table consideration of the report to the Monday, May 16, 2011 Council meeting.”

**Report back to Council:** Yes

**Comments/Further Action:**

Administration has received a new appraisal for the property and will be proceeding with a new offer to purchase to Bucci Investments Corporation. If the new offer is not accepted a report will come back to the May 16, 2011 Council meeting requesting the approval to initiate expropriation proceedings of land required for the North Highway Connector.



Elaine Vincent  
Legislative & Governance Services Manager

c Paul Goranson, Director of Development Services  
Liz Soley, Land Services Specialist  
Corporate Meeting Coordinator

BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL



**Date:** September 7, 2010

**To:** Craig Curtis, City Manager

**From:** Frank Colosimo, Engineering Services  
Liz Soley, Land Services Specialist

**Re:** Initiation of Expropriation Proceedings  
for the North Highway Connector (NHC)

*Backup*  
*INCLUDE?*  
*- NO*

#### **Background on Northland Drive**

The proposed Northland Drive alignment has been presented to the public in planning documents such as the 1996 Transportation Plan, 2004 Growth Study, 2005 East Hill Major Area Structure Plan and The City of Red Deer 2003/2004 Transportation Update. The most recent document is the Northland Drive (NHC) – Functional Planning Study which was presented and approved by City Council in June of 2009.

The North Highway Connector (NHC) will ultimately be a six lane urban expressway linking Highways QE2, 2A and 11A west and north of the city to Highway 11 east of the city. The first phase of the NHC includes Northland Drive which will consist of a two lane road extending eastward from the intersection of Highways 2A (Gaetz Avenue) and 11A, across the Red Deer River, to the intersection of 30th Avenue and 67th Street.

#### **Land Negotiations to Date**

Since early 2008 The City has been assembling the required land needed to accommodate the NHC road project. This exercise has been undertaken with the services of City staff and external land agents and appraisers. Less than half of the 12 land acquisitions required for this project have been completed to date.

One of the outstanding parcels of land is owned by Bucci Investment Corporation and is displayed in Schedule A. The outlined red area identifies future road requirements for the NHC. These future road requirements are only a portion of the property, and we have made numerous offers to Bucci to purchase the required 1.56 acres.

City Manager  
September 7, 2010  
Page 2

After two years of negotiations an agreement has not been attained with this landowner. In order for the NHC project to proceed, we are requesting Council's approval to commence expropriation for a portion of the Bucci Investments Corporation parcel.

**Rationale For Expropriating Parcel (1.56 acres more or less)**

- The amount of land needed for the road project represents less than ½ of the whole parcel (City requires 1.56 acres out of the 4.08 acres, leaving 2.51 acres).
- Currently this parcel is vacant of any buildings making the taking very positive as there should be no injurious affection claims with regards to moving, access, loss of business or building integrity.
- By taking the partial it is more likely that the owner will proceed with a Section 30 on the basis that we are not hindering their business as they can still rent, develop or sell the remaining 2.51 acres for relocation.
- Legal Counsel for the City see no impediment or legal issue with the expropriation.

**Financial Consideration**

The land acquisition budget for the North Highway Connector Project is approximately \$17 million and is contained within the interim project budget of \$27.258 million approved by Council in 2007. The remainder of the budget has been allocated to Engineering Fees, Major Utility Relocations, and Permit Applications. Of the \$27.258 million, approximately \$13.0 million has been spent to date.

The funding sources were identified as \$13.343 million from roadway off sites, \$6.125 million from Basic Capital Grants, and \$7.79 million from Capital Project Reserves.

The land purchase contained within this recommendation has been included in the current project budget, and therefore no further funding approval is necessary. As with any expropriation there is the risk that the final cost could be greater than the current appraisal.

**Further Landowner Discussions**

City staff will continue discussions with the landowner's legal counsel and will recommend discontinuing the expropriation process if we are able to achieve an agreement or agree on the taking through a Section 30 of the Expropriation Act.

City Manager  
September 7, 2010  
Page 3

**Recommendation:**

We recommend that City Council approve the following resolution:


*"Pursuant to its authority under the Municipal Government Act and the Expropriation Act, Council for the City of Red Deer as expropriating authority resolves to take by way of expropriation, for road purposes, an interest in fee simple in all the lands legally described as:*

*A portion of Plan 1269KS, Lot A consisting of 1.56 acres more or less  
Excepting there out all mines and minerals*

*City Administration is authorized to issue the appropriate Notice of Intention to Expropriate and to comply with all necessary steps required under the Municipal Government Act and the Expropriation Act."*

  
Liz Soley, Land Services Specialist

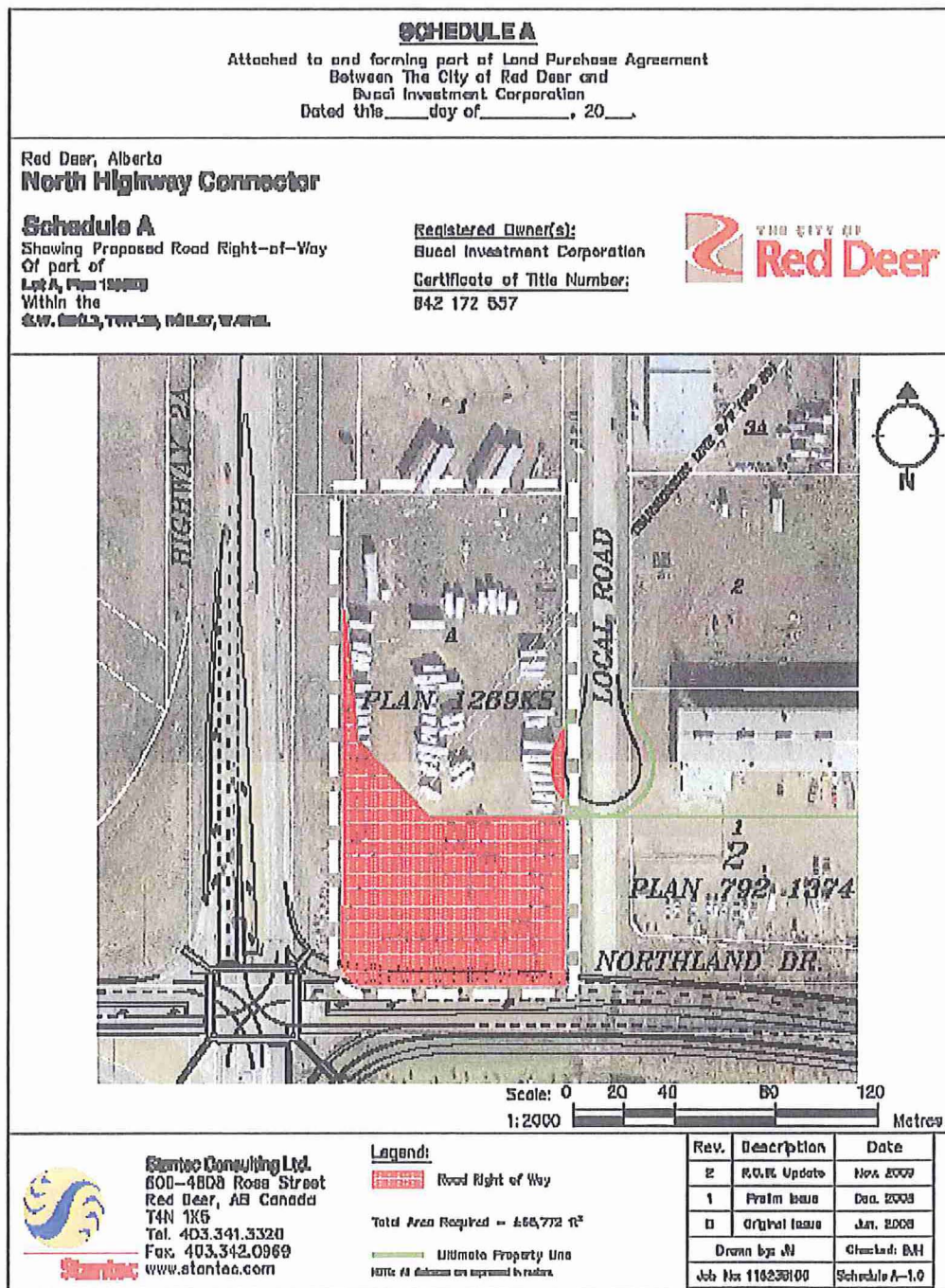
  
for Frank Colosimo, Engineering Manager

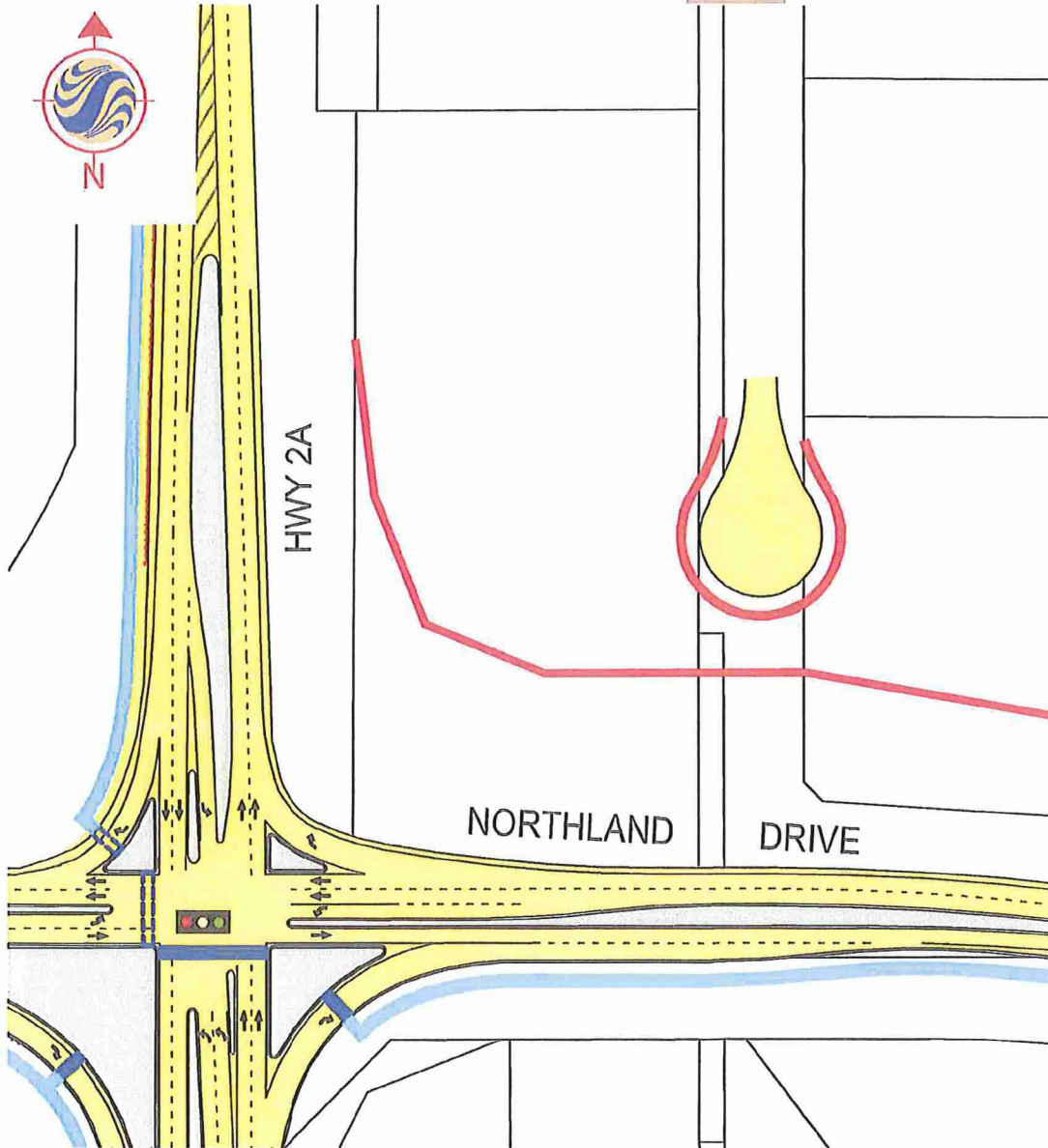
  
for Dean Krejci, Financial Services Manager

Attach.

- c. Craig Curtis, City Manager
- Paul Goranson, Director of Development Services
- Paul Meyette, Director of Planning Services
- Howard Thompson, Land & Economic Development Manager
- Lorraine Poth, Director of Corporate Services

City Manager  
September 7, 2010  
Page 4





## INTERIM 4 LANE INTERSECTION






U:\112837045\_northlanddrive\_20ave\_func\_study\05a-Drawings\_Func\_Design\General\37045-Northland Drive-council-meeting.dwg  
2010-09-15 01:46PM By: mkhalid

September, 2010  
116238100



**Stantec**

### Legend

-  Traffic Signals
-  New Construction
-  Landscaped Median
-  Concrete Islands
-  Proposed Property Line

### Client/Project

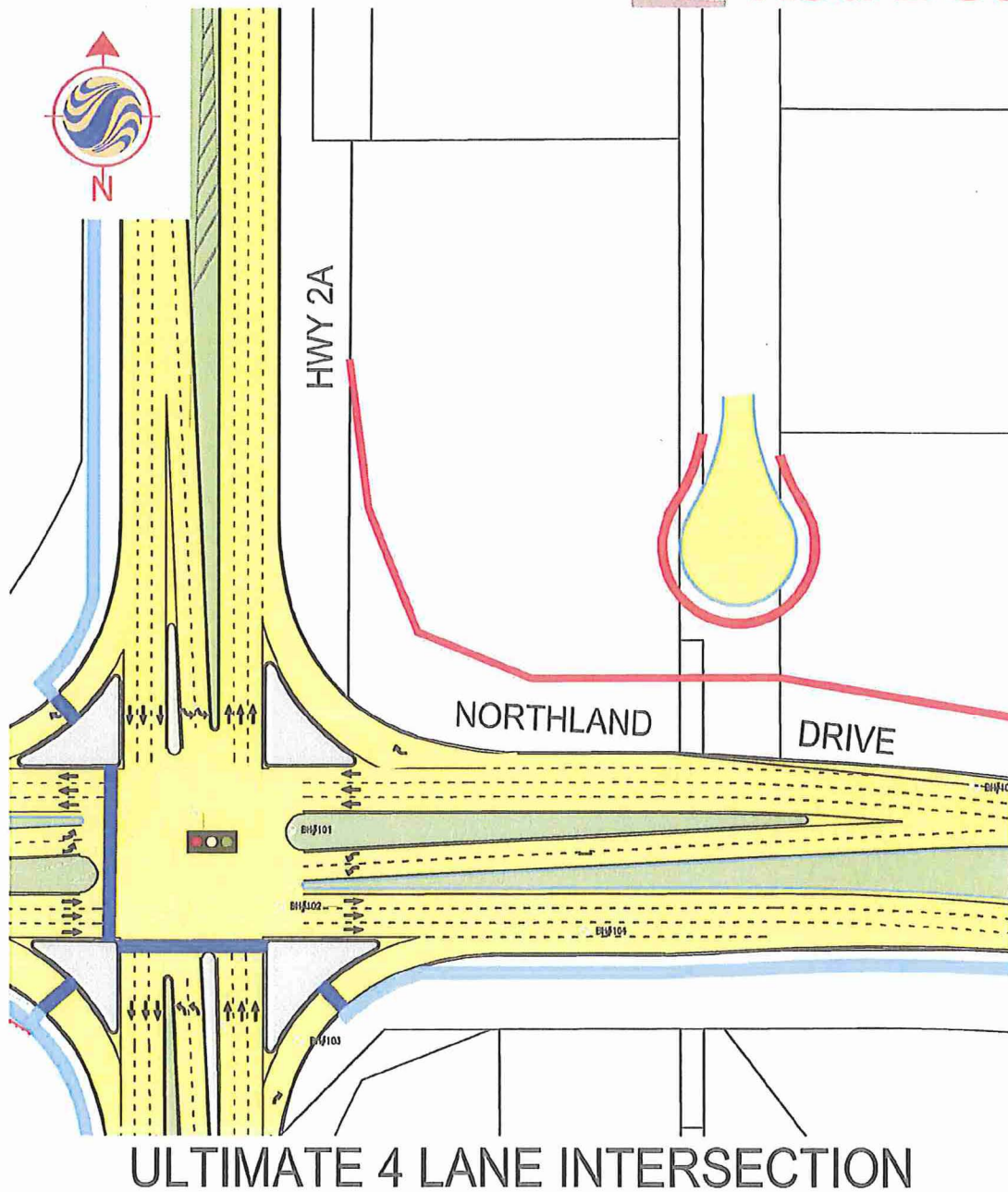
THE CITY OF RED DEER  
NORTH HIGHWAY  
CONNCETOR

### Figure No.

A

### Title

NORTHLAND DR AND  
GAETZ AVE INT.



U:\112837045\_northlanddrive\_20ave\_func\_study\05a-Drawings\_Func\_Design\General\37045-Northland Drive-council-meeting.dwg  
2010-09-15 01:47PM By: mkhalid

September, 2010  
116238100



#### Legend

- Traffic Signals
- New Construction
- Landscaped Median
- Concrete Islands
- Proposed Property Line

#### Client/Project

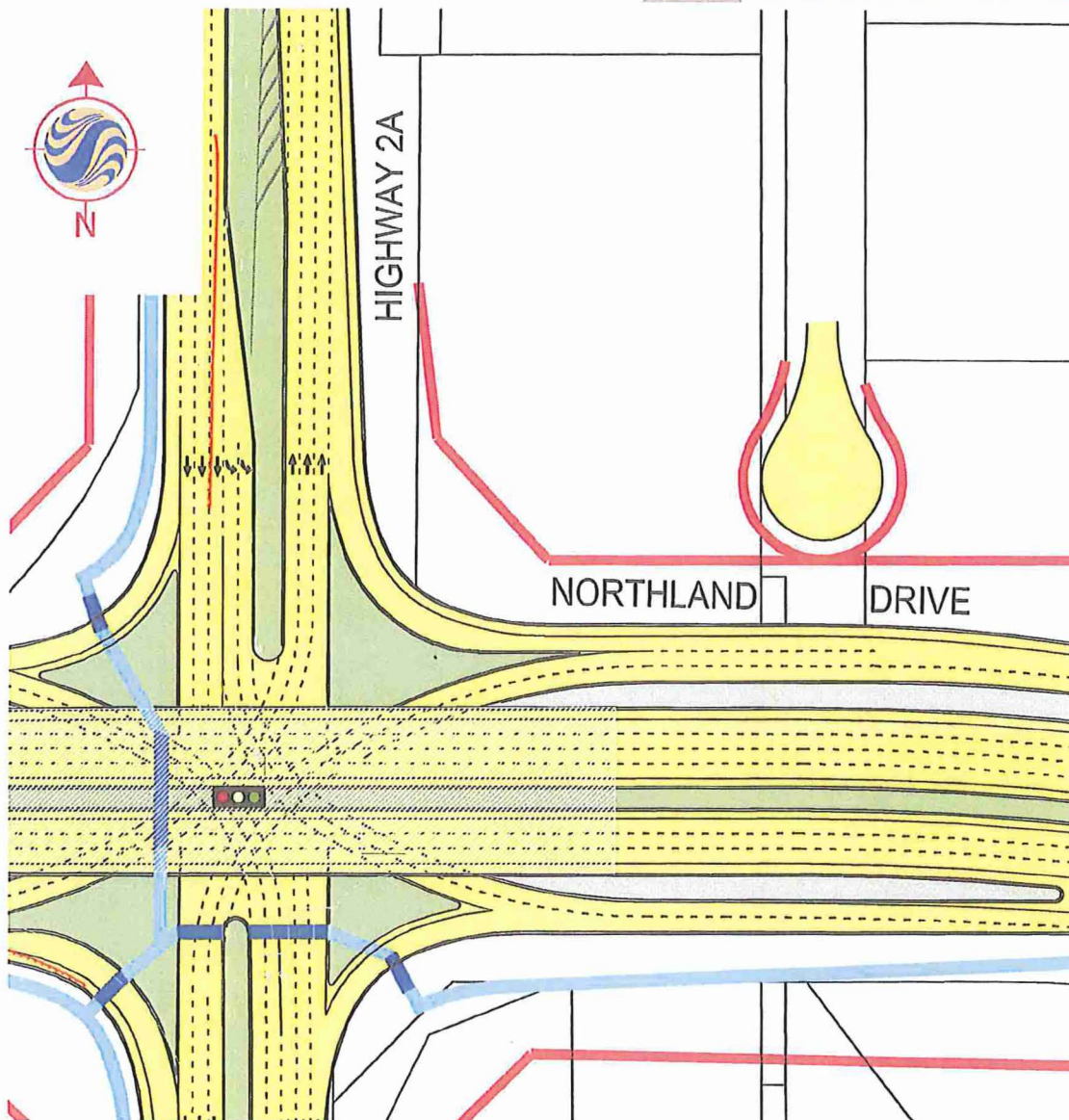
THE CITY OF RED DEER  
NORTH HIGHWAY  
CONNECTOR

#### Figure No.

B

#### Title

NORTHLAND DR AND  
GAETZ AVE INT.



## 6 LANE WITH OVERPASS INTERSECTION






U:\112837045\_northlanddrive\_20ave\_func\_study\05a-Drawings\_Func\_Design\General\37045-Northland Drive-council-meeting.dwg  
2010-09-15 01:48PM By: mkholid

September, 2010  
116238100



**Stantec**

### Legend

-  Traffic Signals
-  New Construction
-  Landscaped Median
-  Concrete Islands
-  Proposed Property Line

### Client/Project

THE CITY OF RED DEER  
NORTH HIGHWAY  
CONNCTOR

### Figure No.

C

### Title

NORTHLAND DR AND  
GAETZ AVE INT.

*Comments:*

The initiation of the expropriation process is required in order to proceed with the first phase of the North Highway Connector project. Expropriation may not be needed if an acquisition agreement is reached.

"Craig Curtis"  
City Manager

**DATE:** October 12, 2010

**TO:** Craig Curtis, City Manager

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Initiation of Expropriation Proceedings for Lands Required for the North Highway Connector (NHC) (BUCCI CORP)

---

*History*

At the Monday, October 4, 2010 Council Meeting this item was requested to be pulled from the table. It was further requested that this item be tabled to a March 2011 Council Meeting.

The following tabling resolution was passed:

*"Resolved* that Council of the City of Red Deer hereby agrees to **table consideration of the Initiation of Expropriation proceedings for lands required for the North Highway Connector (NHC) (BUCCI Corp.) to the first regular Council Meeting in March 2011."**

*Discussion*

Administration is requesting extra time to prepare the report and are asking that this item be **tabled to the first Regular Council Meeting in March, 2011.**

*Recommendation*

That Council consider:

- 1) Passing a resolution to lift from the table consideration of the Initiation of Expropriation Proceedings for Lands Required for the North Highway Connector (NHC) (BUCCI CORP).



Elaine Vincent  
Manager

**DATE:** October 5, 2010

**TO:** Frank Colosimo, Engineering Services Manager  
Liz Soley, Land Services Specialist  
Dean Krejci, Financial Services Manager

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Initiation of Expropriation Proceedings for Lands Required for the North Highway Connector (NHC) (BUCCI CORP)

---

**Reference Report:**

Engineering Services Manager and Land Services Specialist, dated September 27, 2010

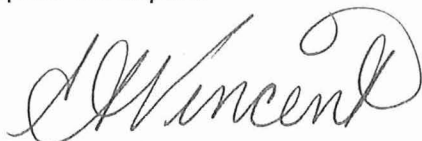
**Resolution:**

**"Resolved** that Council of the City of Red Deer hereby agrees to table consideration of the Initiation of Expropriation proceedings for lands required for the North Highway Connector (NHC) (BUCCI Corp.) to the first regular Council Meeting in March 2011."

**Report Back to Council:** Yes

**Comments/Further Action:**

This item is to be brought back to Council in March 2011 to allow administration additional time to prepare the report.



Elaine Vincent  
Legislative & Governance Services Manager

c Director of Development Services  
City Solicitor  
Corporate Meeting Coordinator

**Christine Kenzie**

---

**From:** Liz Soley  
**Sent:** September 27, 2010 9:50 AM  
**To:** Christine Kenzie; Frank Colosimo; Michelle Baer; Ken Haslop  
**Subject:** September 27 2010 to Christine Kenzie re: Bucci Expropriation agenda

Good morning, we have met on this project and have decided that yes it is extremely important and time sensitive, we are going to be able to wait until mid or end of November for this item and still meet our expropriation timeliness.

Please pencil this item in on the November 15 agenda.

Thank you,

*Liz Soley*

Land Services Specialist  
Land & Economic Development  
City of Red Deer  
liz.soley@reddeer.ca  
phone 403.356.8940  
fax 403.342.8260

\*\*\* NOTE OUR NEW OFFICE ADDRESS AS OF AUG 31ST IS: 4815 - 48TH STREET



Legislative & Governance Services

**DATE:** September 27, 2010  
**TO:** Craig Curtis, City Manager  
**FROM:** Elaine Vincent, Legislative & Governance Services Manager  
**SUBJECT:** Initiation of Expropriation Proceedings for Lands Required for the North Highway Connector (NHC) (BUCCI CORP)

---

*History*

At the Monday, September 20, 2010 Council Meeting this item was requested to be pulled from the table to allow administration time to review new information received. It was requested that this item be tabled to the October 4, 2010 Council Meeting.

The following tabling resolution was passed:

*"Resolved* that Council of the City of Red Deer hereby tables consideration of the report from the Engineering Services Manager and Land Services Specialist, dated September 7, 2010, re: Initiation of Expropriation Proceedings for Lands Required for the North Highway Connector (NHC) (Bucci Investment Corporation), to the Monday, October 4, 2010 Council Meeting."

*Discussion*

The updated report from administration is attached for your review.

*Recommendation*

That Council consider:

- 1) Passing a resolution to lift from the table consideration of the Initiation of Expropriation Proceedings for Lands Required for the North Highway Connector (NHC) (BUCCI CORP).

A handwritten signature in cursive script, appearing to read 'Elaine Vincent'.

Elaine Vincent  
Manager  
/attach.



Council Decision –September 20, 2010

**DATE:** September 21, 2010

**TO:** Frank Colosimo, Engineering Services Manager  
Liz Soley, Land Services Specialist

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Initiation of Expropriation Proceedings for Lands Required for the North Highway Connector (NHC) (BUCCI CORP)

---

***Reference Report:***

Engineering Services Manager, dated September 7, 2010

***Resolution:***

***“Resolved*** that Council of the City of Red Deer hereby tables consideration of the report from the Engineering Services Manager and Land Services Specialist, dated September 7, 2010, re: Initiation of Expropriation Proceedings for Lands Required for the North Highway Connector (NHC) (Bucci Investment Corporation), to the Monday, October 4, 2010 Council Meeting.”

***Report Back to Council:*** Yes

***Comments/Further Action:***

A revised report is to be submitted to Council for the October 4<sup>th</sup> Council Meeting

A handwritten signature in black ink, appearing to read 'Elaine Vincent', written in a cursive style.

Elaine Vincent  
Legislative & Governance Services Manager

c City Manager  
Director of Corporate Services  
Director of Development Services  
Director of Planning Services  
Financial Services Manager

Land & Economic Development Manager  
**Corporate Meeting Coordinator**

**Christine Kenzie**

---

**From:** Michelle Baer [MBAer@chapmanriebeek.com]  
**Sent:** September 20, 2010 12:26 PM  
**To:** Elaine Vincent; Craig Curtis  
**Cc:** Christine Kenzie; Ken Haslop; Liz Soley; riebeeklaw@chapmanriebeek.com  
**Subject:** - Pull from Council Agenda - BUCCI Expropriation  
**Importance:** High

Hello Elaine and Christine,

I hope to catch one of you before you go into the City Manager's Briefings.

**Based on new information which I just received related to the Bucci taking, Nick and I recommend that Item 4.3 be pulled from tonight's Agenda to allow administration time to consider its implication for the expropriation.**

I anticipate that we will be moving forward with this shortly and it will be back for council's consideration for the next meeting on Oct. 4<sup>th</sup>.

I have already spoken with Liz at Land and she is in agreement with our recommendation. I have an appointment at 1:30 out of the office, but can be reached on my cell at 403-598-5058 if you require more details.

*Michelle Baer*  
Chapman Riebeek LLP  
Barristers & Solicitors  
300, 4808 Ross Street  
Red Deer, AB T4N 1X5  
Telephone: (403) 346-6603  
Fax: (403) 340-1280

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**Christine Kenzie**

---

**From:** Michelle Baer [MBaer@chapmanriebeek.com]  
**Sent:** September 20, 2010 7:57 AM  
**To:** Christine Kenzie  
**Subject:** RE: Bucci Expropriation

With Pact we were expropriating the *entire* parcel, but with Bucci what is proposed is to take just a portion of their lands. When you take a portion, you need to indicate via a sketch what portion you are taking. Otherwise the legal would suffice.  
Michelle

---

**From:** Christine Kenzie [mailto:Christine.Kenzie@reddeer.ca]  
**Sent:** Sunday, September 19, 2010 9:41 AM  
**To:** Michelle Baer  
**Subject:** RE: Bucci Expropriation

Michelle, when the expropriation for Pact Production came to Council recently, you indicated that the Schedule "A" (Map) was not to be included with the Notice of Expropriation ad that we put in the Advocate. What is the difference between the Bucci Expropriation and the Pact Production expropriation that the Schedule "A" map is to be included with the Bucci Expropriation?

**Christine Kenzie | Corporate Meeting Coordinator**  
Legislative & Governance Services | The City of Red Deer  
D 403.356.8978 | F 403.346.6195  
[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)

---

**From:** Michelle Baer [mailto:MBaer@chapmanriebeek.com]  
**Sent:** September 17, 2010 3:23 PM  
**To:** Christine Kenzie  
**Subject:** Bucci Expropriation

Hello Christine,

Attached is the revised sketch, for use with the Resolution and the Notice of Intent.

Have a good weekend,

*Michelle Baer*  
Chapman Riebeek LLP  
Barristers & Solicitors  
300, 4808 Ross Street  
Red Deer, AB T4N 1X5  
Telephone: (403) 346-6603  
Fax: (403) 340-1280

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2010/09/20

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THE CITY OF RED DEER  
DRAFT RESOLUTION

Date: September 20, 2010

No. 6

Moved by Councillor

Seco

REVISED  
Schedule "A"  
To Come From  
Engineering - to be  
attached to this  
Resolution  
& NOTICE OF INTENT  
& AD.

"Resolved that Council of the City of Red Deer h  
from the Engineering Services Manager and Land Services Manager,  
September 7, 2010, re: Initiation of Expropriation Proceedings for Lands  
Required for the North Highway Connector (NHC) (Bucci Investment  
Corporation), hereby agrees:

1. Pursuant to its authority under the *Municipal Government Act* and  
the *Expropriation Act*, Council for the City of Red Deer as  
expropriating authority, resolves to take by way of expropriation,  
for road, an interest in fee simple in a portion of the lands legally  
described as:

PLAN 1269 KS  
LOT A  
EXCEPTING THEREOUT ALL MINES AND MINERALS.

The portion to be expropriated is identified in the sketch attached  
hereto as Schedule "A" and consists of a total of 0.63 Hectares  
(1.56 Acres) more or less.

2. City Administration is authorized to issue the appropriate Notice  
of Intention to Expropriate and to comply with all necessary steps  
required under the *Municipal Government Act* and the *Expropriation  
Act*."

Jefferies	Watkinson- Zimmer	Wong	Pimm	Parks	Veer	Mulder	Buchanan	Flewwelling
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>								
Carried	Defeated	Withdrawn	Tabled					

☐

For

✓ Against

A Absent

Red Deer, Alberta

## North Highway Connector

### Schedule A

Showing Proposed Road Right-of-Way  
Of part of

Lot A, Plan 1269KS

Within the

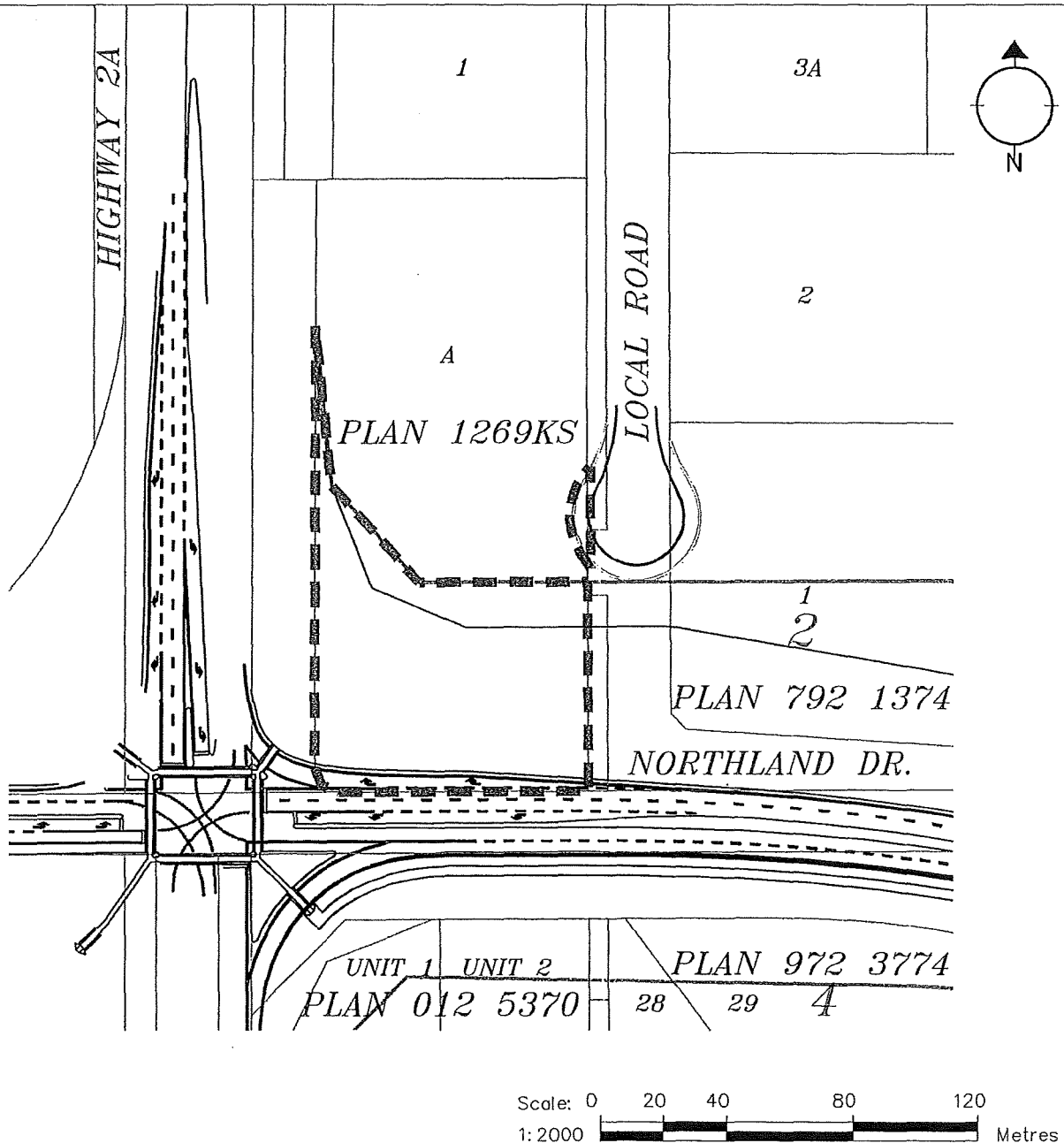
S.W. SEC.3, TWP.39, RGE.27, W.4thM.

Registered Owner(s):

Bucci Investment Corporation

Certificate of Title Number:

842 172 557



**Stantec**

Stantec Consulting Ltd.  
600-4808 Ross Street  
Red Deer, AB Canada  
T4N 1X5  
Tel. 403.341.3320  
Fax. 403.342.0969  
www.stantec.com

#### Legend:

Total Area Required =  $\pm 68,731 \text{ ft}^2$

Area required  
 Ultimate Property Line

NOTE: All distances are expressed in meters.

Rev.	Description	Date
2	R.O.W. Update	Feb. 2009
1	Prelim Issue	Dec. 2008
0	Original Issue	Jun. 2008
Drawn by: JM		Checked: BJH
Job No: 116238100		Schedule A-1.0

**Christine Kenzie**

---

**From:** Liz Soley  
**Sent:** September 09, 2010 1:04 PM  
**To:** Christine Kenzie  
**Subject:** Attached Files - For September 20, 2010 Council Meeting -- REVISED Reports  
**Attachments:** 1019033 - September 7 2010 in camera report to council for expropriation for BUCCI Developments - 1.DOC; 1026632 - September 7 2010 report to City manager for Bucci Expropriation - 1.DOC

Already a quick little change..... Should have known that it was too early to send yesterday morning! Could you please print these two for the City Manager?

Thank you,

Liz



THE CITY OF

Red Deer

BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL**Submission Request For Inclusion  
on a Council Agenda**

Requests to include a report on a Council Agenda must be received by 4:30pm on Monday (5 business days) prior to the scheduled meeting.

**PLEASE NOTE:** If reports are not received by Monday (5 business days) prior to the scheduled meeting/hearing the report may be moved to the next Agenda.

CONTACT INFORMATION			
Name of Report Writer:	Liz Soley, Land Services Specialist		
Department & Telephone Number:	403.356.8940		
REPORT INFORMATION			
Preferred Date of Agenda:	September 20, 2010		
Subject of the Report (provide a brief description)	Request to start expropriation on Bucci land for North Highway Connector		
Is this Time Sensitive? Why?	Yes, need to have expropriation hearing completed in order to start construction of road by Spring 2011		
What is the Decision/Action required from Council?	Passing Resolution to start expropriation proceedings		
Please describe Internal/ External Consultation, if any.	Legal counsel, Stantec, Access Land all recommend expropriation		
Is this an In-Camera item?	Yes		
How does the Report link to the Strategic Plan and other existing Plans & Policies?			
Has Legal Counsel been consulted? Are there any outstanding issues? Please describe.			
Yes, no outstanding issues			
Are there any financial/budget implications? Please describe. Are there other organizational implications? Please describe.			
Yes, expropriation is an expensive process. Hopefully we can settle before that, but need to start proceedings to force the client to communicate with us.			
Presentation: (10 Min Max.)	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	Presenter Name and Contact Information: If necessary, Liz Soley or Frank Colosimo
COMMUNITY IMPACT			
Should External Stakeholder(s) be advised of the Agenda item? (e.i. Community Groups, Businesses, Community Associations) If Yes, please provide the Contact Information for the External Stakeholder(s)	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	
External Stakeholder(s) Contact Information: (please provide, name, mailing address, telephone number and e-mail address)			
FOR LEGISLATIVE & GOVERNANCE SERVICES USE ONLY			
Has this been to CLT / City Manager Briefings/ Committees: MPC, EAC, CPAC (Please circle those that apply)			
<b>CLT</b> When/describe: _____	<b>City Manager Briefings</b> When/Describe: _____	<b>Board(s) / Committee(s)</b> When/Describe: _____	
Do we need Communications Support?		<input type="checkbox"/> YES	<input type="checkbox"/> NO

City Manager  
September 7, 2010  
Page 3

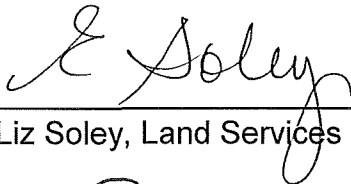
**Recommendation:**

We recommend that City Council approve the following resolution:

*"Pursuant to its authority under the Municipal Government Act and the Expropriation Act, Council for the City of Red Deer as expropriating authority resolves to take by way of expropriation, for road purposes, an interest in fee simple in all the lands legally described as:*

*A portion of Plan 1269KS, Lot A consisting of 1.56 acres more or less  
Excepting there out all mines and minerals*

*City Administration is authorized to issue the appropriate Notice of Intention to Expropriate and to comply with all necessary steps required under the Municipal Government Act and the Expropriation Act."*



Liz Soley, Land Services Specialist



for Frank Colosimo, Engineering Manager



for Dean Krejci, Financial Services Manager

Attach.

- c. Craig Curtis, City Manager
- Paul Goranson, Director of Development Services
- Paul Meyette, Director of Planning Services
- Howard Thompson, Land & Economic Development Manager
- Lorraine Poth, Director of Corporate Services

### SCHEDULE A

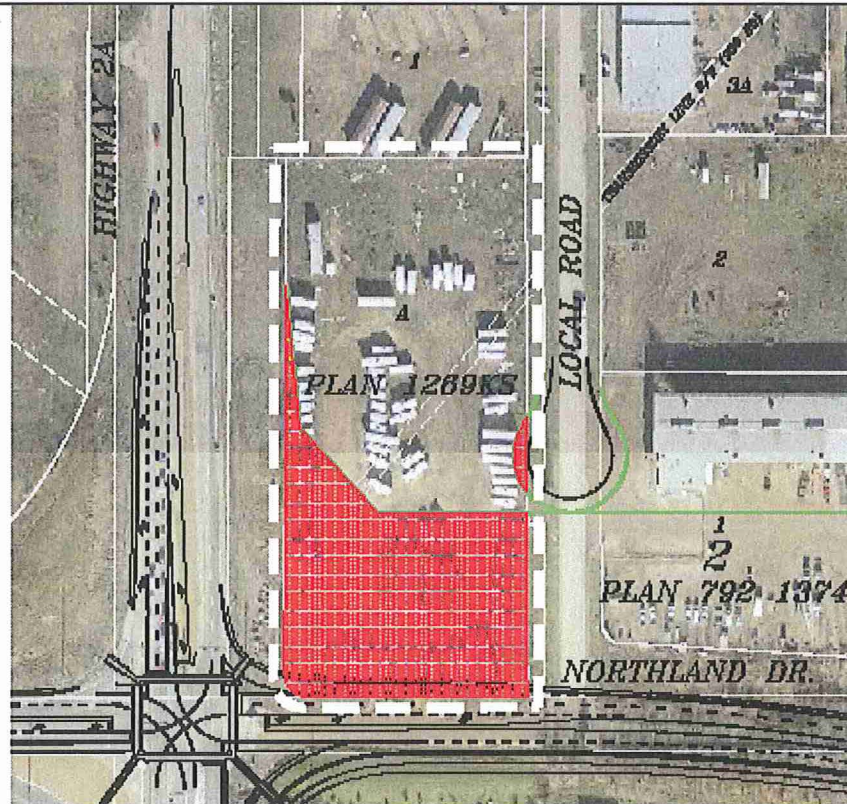
Attached to and forming part of Land Purchase Agreement  
 Between The City of Red Deer and  
 Buccl Investment Corporation  
 Dated this \_\_\_\_ day of \_\_\_\_, 20\_\_.

Red Deer, Alberta  
**North Highway Connector**

#### Schedule A

Showing Proposed Road Right-of-Way  
 Of part of  
 Lot A, Plan 1269KS  
 Within the  
 S.W. 126.2, Twp. 25, R.15W, W.4N1.

Registered Owner(s):  
 Buccl Investment Corporation  
Certificate of Title Number:  
 B42 172 557



Scale: 0 20 40 80 120  
 1:2000 Metres



**Stantec**

Stantec Consulting Ltd.  
 600-4808 Ross Street  
 Red Deer, AB Canada  
 T4N 1X6  
 Tel. 403.341.3320  
 Fax. 403.342.0969  
 www.stantec.com

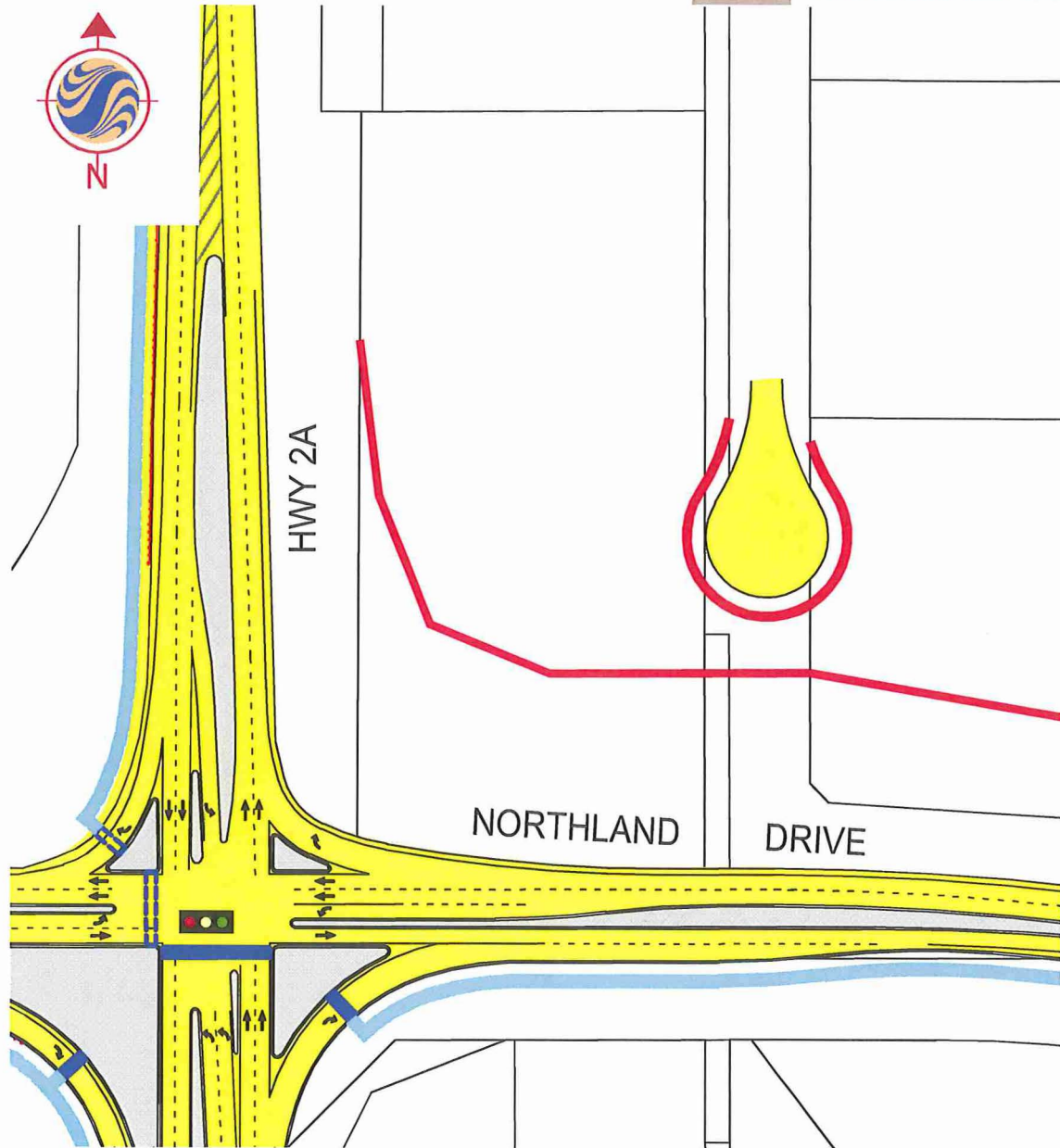
#### Legend:

Road Right of Way

Total Area Required = ±55,772 m<sup>2</sup>

Ultimate Property Line  
 NOTE: All distances are expressed in metres.

Rev.	Description	Date
2	R.O.W. Update	Nov. 2009
1	Prelim Issue	Dec. 2008
0	Original Issue	Jan. 2008
Drawn by: JN		Checked: BM
Job No: 116238100		Schedule A-1.0



## INTERIM 4 LANE INTERSECTION

U:\112837045\_northlanddrive\_20ave\_func\_study\05a-Drawings\_Func\_Design\General\37045-Northland Drive-council-meeting.dwg  
2010-09-15 01:46PM By: mkhalid

September, 2010  
116238100



**Stantec**

### Legend

-  Traffic Signals
-  New Construction
-  Landscaped Median
-  Concrete Islands
-  Proposed Property Line

Client/Project

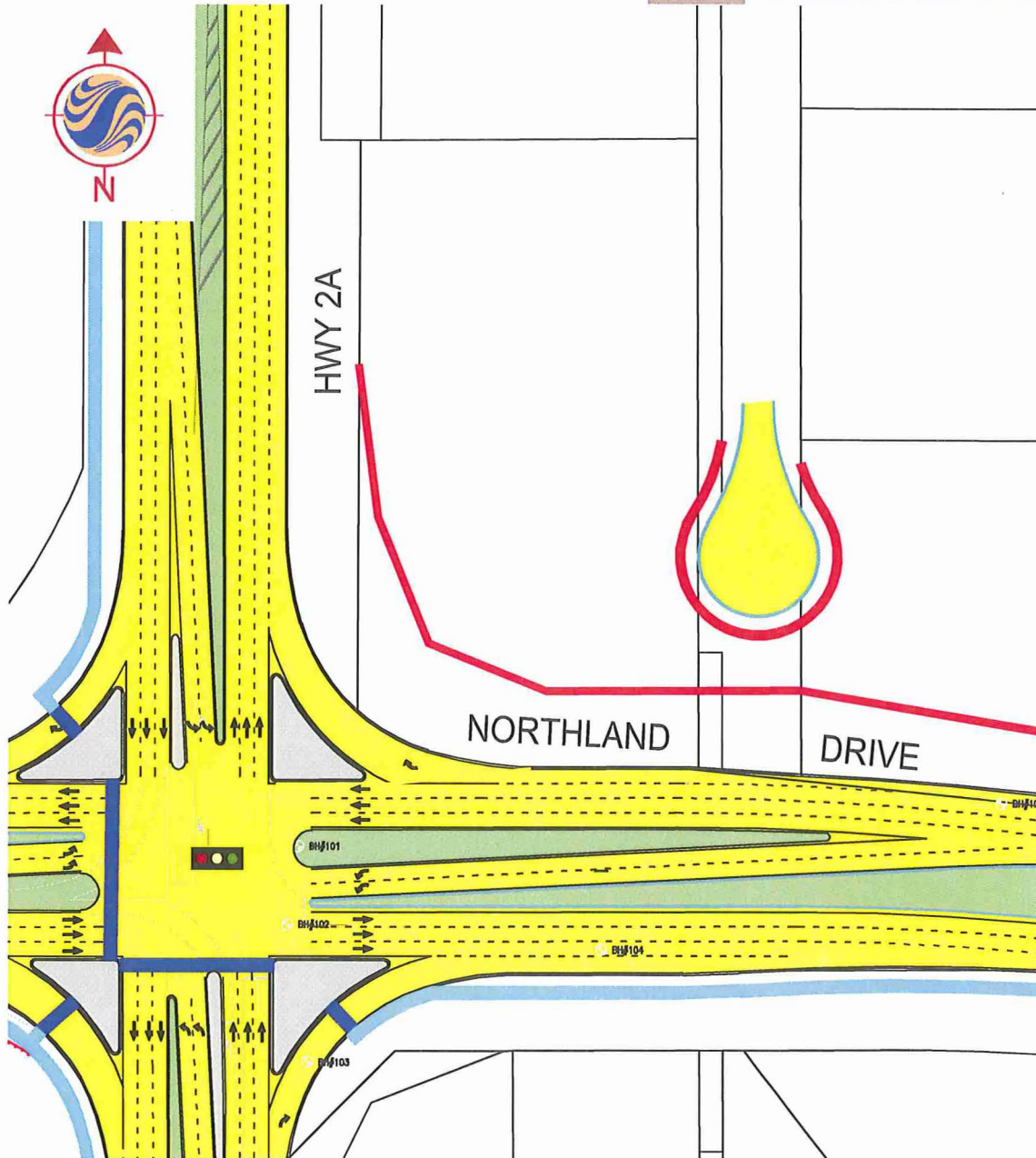
THE CITY OF RED DEER  
NORTH HIGHWAY  
CONNCETOR

Figure No.

A

Title

NORTHLAND DR AND  
GAETZ AVE INT.



## ULTIMATE 4 LANE INTERSECTION

U:\112837045\_northlanddrive\_20ave\_func\_study\05a-Drawings\_Func\_Design\General\37045-Northland Drive-council-meeting.dwg  
2010-09-15 01:47PM By: mkhalid

September, 2010  
11623B100



**Stantec**

### Legend

-  Traffic Signals
-  New Construction
-  Landscaped Median
-  Concrete Islands
-  Proposed Property Line

### Client/Project

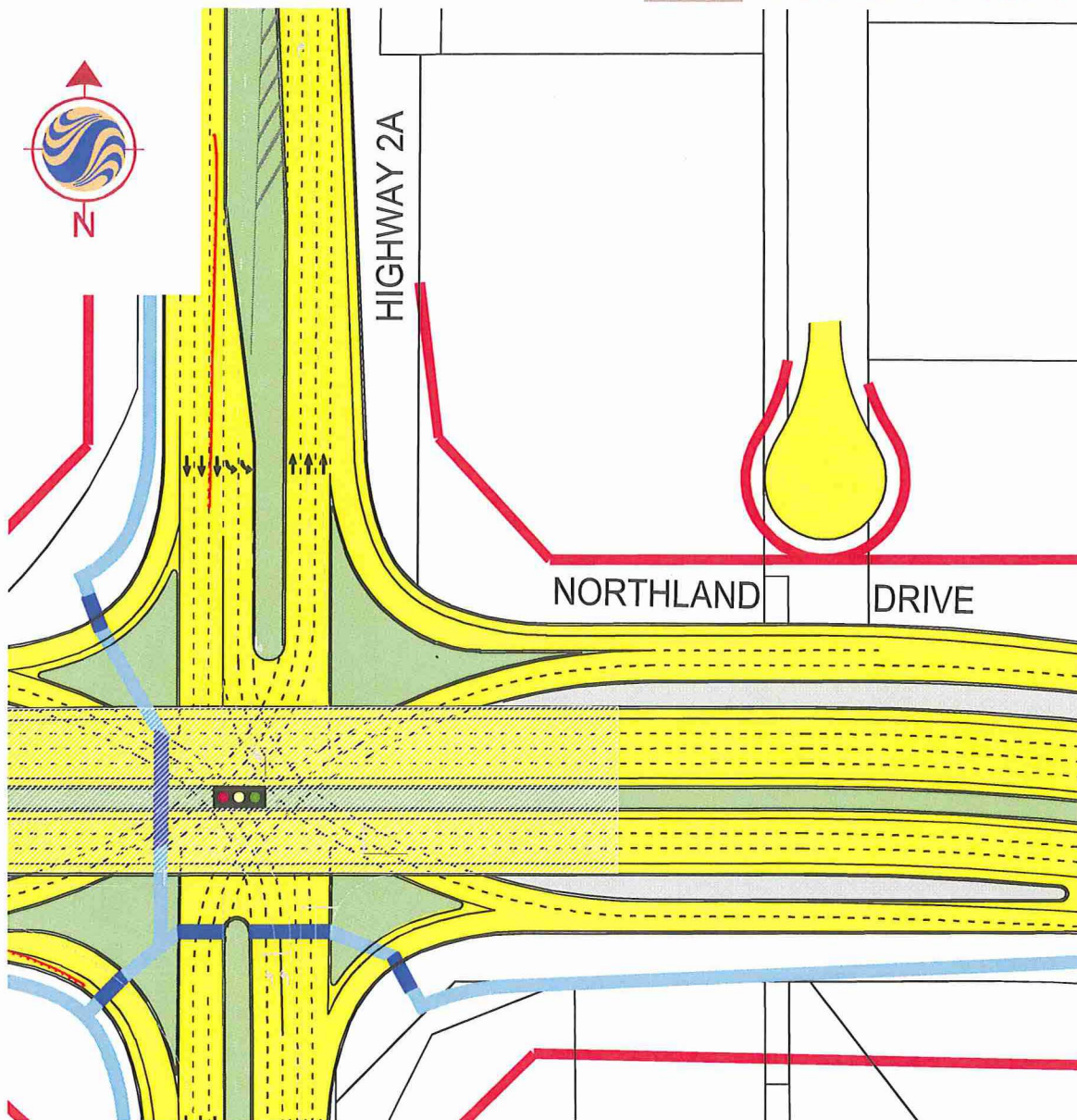
THE CITY OF RED DEER  
NORTH HIGHWAY  
CONNCETOR

### Figure No.

B

### Title

NORTHLAND DR AND  
GAETZ AVE INT.



## 6 LANE WITH OVERPASS INTERSECTION

U:\112837045\_northlanddrive\_20ave\_func\_study\05a-Drawings\_Func\_Design\General\37045-Northland Drive-council-meeting.dwg  
2010-09-15 01:48PM By: mkhalid

September, 2010  
116238100



**Stantec**

### Legend

-  Traffic Signals
-  New Construction
-  Landscaped Median
-  Concrete Islands
-  Proposed Property Line

### Client/Project

THE CITY OF RED DEER  
NORTH HIGHWAY  
CONNCETOR

### Figure No.

C

### Title

NORTHLAND DR AND  
GAETZ AVE INT.



**Date:** September 7, 2009

**To:** Craig Curtis, C

**From:** Frank Colosimo  
Liz Soley, Land

**Re:** Initiation of E  
for the North

*OLD  
REVISED  
REPORT  
- SIGNED -*

**required  
RP)**

### **Background on Northland Drive**

The proposed Northland Drive alignment has been presented to the public in planning documents such as the 1996 Transportation Plan, 2004 Growth Study, 2005 East Hill Major Area Structure Plan and The City of Red Deer 2003/2004 Transportation Update. The most recent document is the Northland Drive (NHC) – Functional Planning Study which was presented and approved by City Council in June of 2009.

The North Highway Connector (NHC) will ultimately be a six lane urban expressway linking Highways QE2, 2A and 11A west and north of the city to Highway 11 east of the city. The first phase of the NHC includes Northland Drive which will consist of a two lane road extending eastward from the intersection of Highways 2A (Gaetz Avenue) and 11A, across the Red Deer River, to the intersection of 30th Avenue and 67th Street.

### **Land Negotiations to Date**

Since early 2008 The City has been assembling the required land needed to accommodate the NHC road project. This exercise has been undertaken with the services of City staff and external land agents and appraisers. Less than half of the 12 land acquisitions required for this project have been completed to date.

One of the outstanding parcels of land is owned by Bucci Investment Corporation and is displayed in Schedule A. The outlined red area identifies future road requirements for the NHC. These future road requirements are only a portion of the property, and we have made numerous offers to Bucci to purchase the required 1.56 acres.

After two years of negotiations an agreement has not been attained with this landowner. In order for the NHC project to proceed, we are requesting Council's approval to commence expropriation for a portion of the Bucci Investments Corporation parcel.

**Rationale For Expropriating Parcel (1.56 acres more or less)**

- The amount of land needed for the road project represents less than ½ of the whole parcel (City requires 1.56 acres out of the 4.08 acres, leaving 2.51 acres).
- Currently this parcel is vacant of any buildings making the taking very positive as there should be no injurious affection claims with regards to moving, access, loss of business or building integrity.
- By taking the partial it is more likely that the owner will proceed with a Section 30 on the basis that we are not hindering their business as they can still rent, develop or sell the remaining 2.51 acres for relocation.
- Legal Counsel for the City see no impediment or legal issue with the expropriation.

**Financial Consideration**

The land acquisition budget for the North Highway Connector Project is approximately \$17 million and is contained within the interim project budget of \$27.258 million approved by Council in 2007. The remainder of the budget has been allocated to Engineering Fees, Major Utility Relocations, and Permit Applications. Of the \$27.258 million, approximately \$13.0 million has been spent to date.

The funding sources were identified as \$13.343 million from roadway off sites, \$6.125 million from Basic Capital Grants, and \$7.79 million from Capital Project Reserves.

The land purchase contained within this recommendation has been included in the current project budget, and therefore no further funding approval is necessary. As with any expropriation there is the risk that the final cost could be greater than the current appraisal.

**Further Landowner Discussions**

City staff will continue discussions with the landowner's legal counsel and will recommend discontinuing the expropriation process if we are able to achieve an agreement or agree on the taking through a Section 30 of the Expropriation Act.

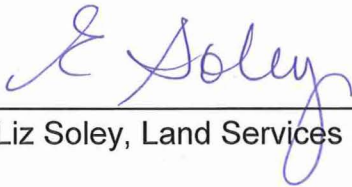
**Recommendation:**

We recommend that City Council approve the following resolution:

*"Pursuant to its authority under the Municipal Government Act and the Expropriation Act, Council for the City of Red Deer as expropriating authority resolves to take by way of expropriation, for road purposes, an interest in fee simple in all the lands legally described as:*

*A portion of Plan 1269KS, Lot A consisting of 1.56 acres more or less  
Excepting there out all mines and minerals*

*City Administration is authorized to issue the appropriate Notice of Intention to Expropriate and to comply with all necessary steps required under the Municipal Government Act and the Expropriation Act."*



Liz Soley, Land Services Specialist

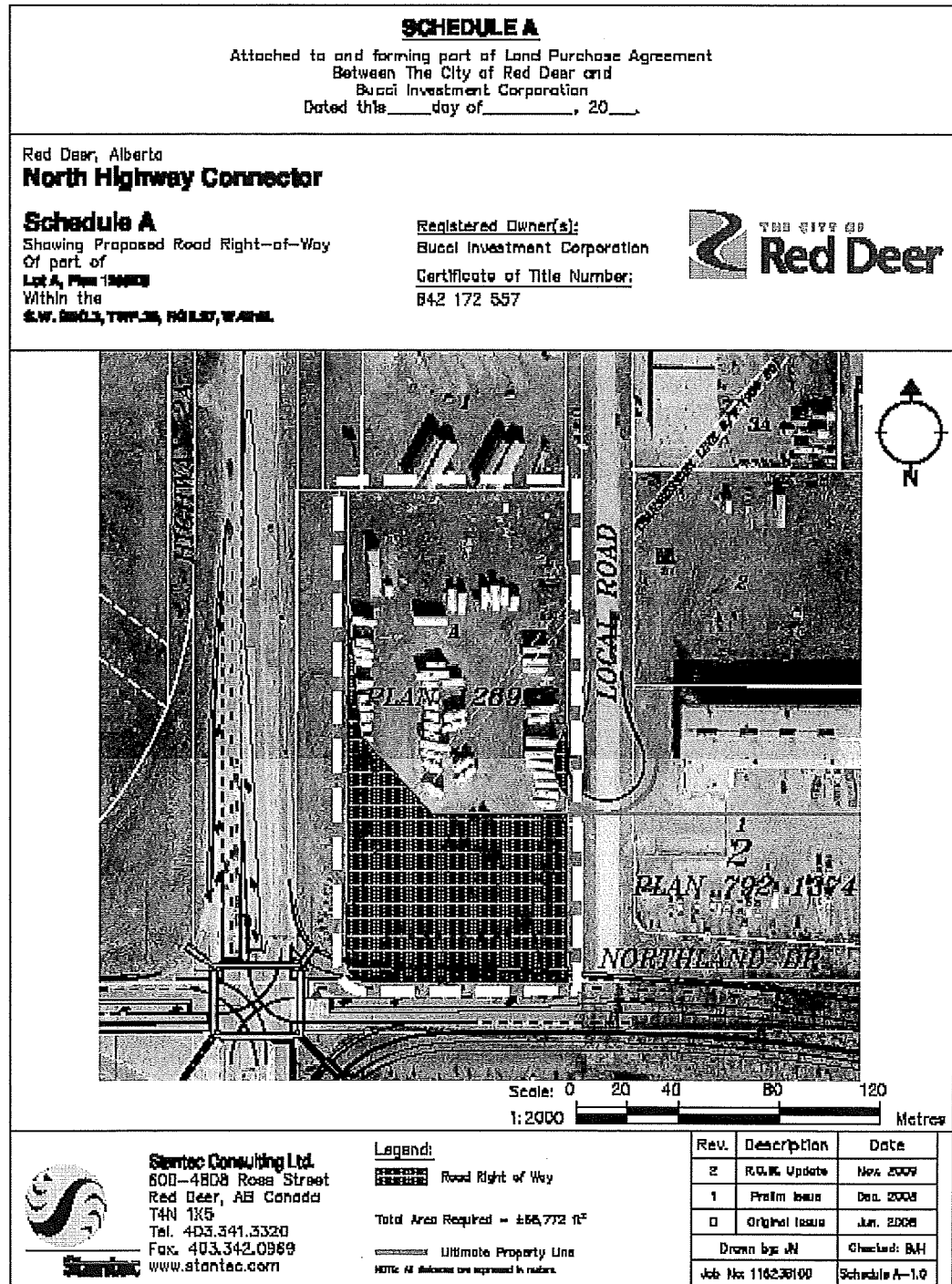


Frank Colosimo, Engineering Manager

Dean Krejci, Financial Services Manager

Attach.

- c. Craig Curtis, City Manager
- Paul Goranson, Director of Development Services
- Paul Meyette, Director of Planning Services
- Howard Thompson, Land & Economic Development Manager
- Lorraine Poth, Director of Corporate Services





BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

*REVISED REPORT*  
*- SEPT 14/2010*

**Date:** September 7, 2010  
**To:** Craig Curtis, City Manager  
**From:** Frank Colosimo, Engineer  
Liz Soley, Land Services S  
**Re:** Initiation of Expropriation  
for the North Highway Co

### **Background on Northland Drive**

The proposed Northland Drive alignment has been presented to the public in planning documents such as the 1996 Transportation Plan, 2004 Growth Study, 2005 East Hill Major Area Structure Plan and The City of Red Deer 2003/2004 Transportation Update. The most recent document is the Northland Drive (NHC) – Functional Planning Study which was presented and approved by City Council in June of 2009.

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Since early 2008 The City has been assembling the required land needed to accommodate the NHC road project. This exercise has been undertaken with the services of City staff and external land agents and appraisers. Less than half of the 12 land acquisitions required for this project have been completed to date.

One of the outstanding parcels of land is owned by Bucci Investment Corporation and is displayed in Schedule A. The outlined red area identifies future road requirements for the NHC. These future road requirements are only a portion of the property, and we have made numerous offers to Bucci to purchase the required 1.56 acres.

After two years of negotiations an agreement has not been attained with this landowner. In order for the NHC project to proceed, we are requesting Council's approval to commence expropriation for a portion of the Buccì Investments Corporation parcel.

**Rationale For Expropriating Parcel (1.56 acres more or less)**

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- By taking the partial it is more likely that the owner will proceed with a Section 30 on the basis that we are not hindering their business as they can still rent, develop or sell the remaining 2.51 acres for relocation.
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The funding sources were identified as \$13.343 million from roadway off sites, \$6.125 million from Basic Capital Grants, and \$7.79 million from Capital Project Reserves.

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**Further Landowner Discussions**

City staff will continue discussions with the landowner's legal counsel and will recommend discontinuing the expropriation process if we are able to achieve an agreement or agree on the taking through a Section 30 of the Expropriation Act.

**Recommendation:**

We recommend that City Council approve the following resolution:

*"Pursuant to its authority under the Municipal Government Act and the Expropriation Act, Council for the City of Red Deer as expropriating authority resolves to take by way of expropriation, for road purposes, an interest in fee simple in all the lands legally described as:*

*A portion of Plan 1269KS, Lot A consisting of 1.56 acres more or less  
Excepting there out all mines and minerals*

*City Administration is authorized to issue the appropriate Notice of Intention to Expropriate and to comply with all necessary steps required under the Municipal Government Act and the Expropriation Act."*

---

Liz Soley, Land Services Specialist

---

Frank Colosimo, Engineering Manager

---

Dean Krejci, Financial Services Manager

Attach.

- c. Craig Curtis, City Manager
- Paul Goranson, Director of Development Services
- Paul Meyette, Director of Planning Services
- Howard Thompson, Land & Economic Development Manager
- Lorraine Poth, Director of Corporate Services

### SCHEDULE A

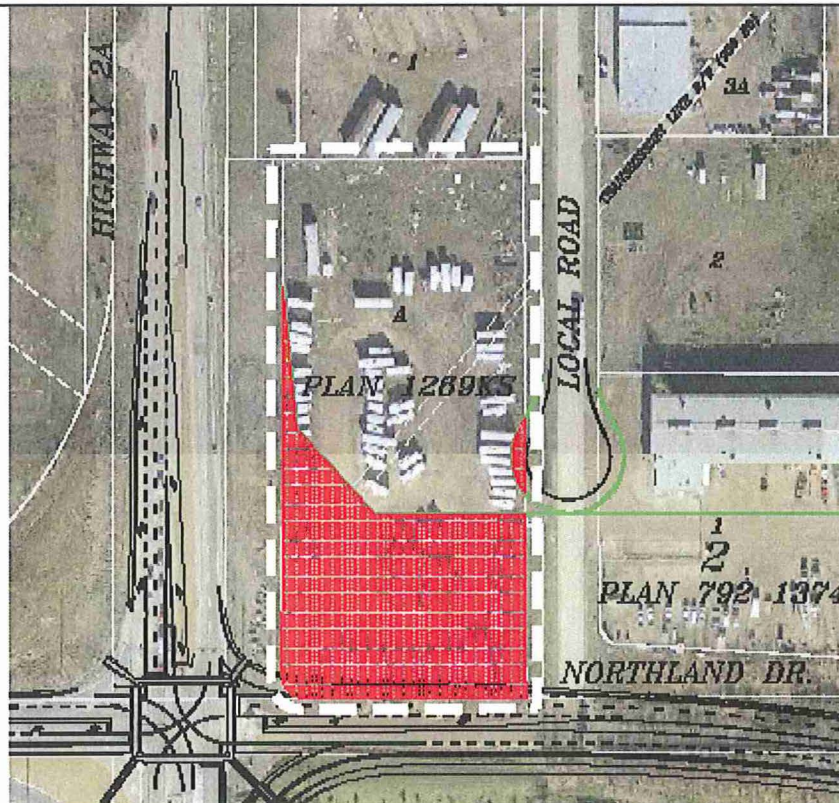
Attached to and forming part of Land Purchase Agreement  
Between The City of Red Deer and  
Bucci Investment Corporation  
Dated this \_\_\_\_ day of \_\_\_\_, 20\_\_.

Red Deer, Alberta  
**North Highway Connector**

#### Schedule A

Showing Proposed Road Right-of-Way  
Of part of  
Lot A, Plan 1269K5  
Within the  
S.W. 22.2, Twp. 28, R. 15, W. 22.

Registered Owner(s):  
Bucci Investment Corporation  
Certificate of Title Number:  
842 172 557



Scale: 0 20 40 80 120  
1: 2000 Metres



Stantec Consulting Ltd.  
600-4808 Ross Street  
Red Deer, AB Canada  
T4N 1X5  
Tel. 403.341.3320  
Fax. 403.342.0969  
www.stantec.com

#### Legend:

Road Right of Way  
Total Area Required = 455,772 ft<sup>2</sup>  
 Ultimate Property Line  
NOTE: All distances are expressed in metres.

Rev.	Description	Date
2	R.O.W. Update	Nov. 2009
1	Prelim Issue	Dec. 2008
0	Original Issue	Jan. 2008
Drawn by: JN		Checked: BM
Job No: 116236100		Schedule A-1.0

## Christine Kenzie

---

**From:** Michelle Baer [MBaer@chapmanriebeek.com]  
**Sent:** September 17, 2010 2:23 PM  
**To:** Christine Kenzie  
**Subject:** Revised Resolution  
**Attachments:** Notice of Intention.17.09.10.doc; Resolution 16Sept10.doc

Hi Christine,

Attached please find:

1. Revised Council Resolution to replace the one which was distributed in the Sept. 20<sup>th</sup> agenda package;
2. Revised Notice of Intent to Expropriate. We've made changes to paragraph 1, as well as small changes to the grammar throughout, in order that the sections of the MGA are replicated exactly.

**Both the above require a revised "Schedule A" be added to them.** I am working with Engineering on that, and am told a revised sketch will be ready by the end of the day today.

If Council passes this resolution, we will require Elaine's endorsement on the Notice, which we then file at Land Titles. Once it is filed, we will let you know so that you can arrange for the publication in the Advocate.

Thanks,

*Michelle Baer*  
Chapman Riebeek LLP  
Barristers & Solicitors  
300, 4808 Ross Street  
Red Deer, AB T4N 1X5  
Telephone: (403) 346-6603  
Fax: (403) 340-1280

WARNING: The information contained in this transmission is privileged and confidential and intended only for the use of the individual to whom or the entity to which it is addressed. If you are not the intended recipient, you are notified that any distribution, copying, disclosure or taking of any action in reliance on the contents of this transmission is strictly prohibited and review by an individual other than the intended recipient shall not constitute a waiver of privilege. If you have received this transmission in error, please notify us immediately. Thank you.

---

[This message has been scanned for security content threats and viruses.]

[The City of Red Deer I.T. Services asks that you please consider the environment before printing this e-mail.]

THE EXPROPRIATION ACT  
R.S.A. 2000, CHAPTER E-13  
(Section 8)

“Be it resolved this 20<sup>th</sup> day of September 2010, that:

1. Pursuant to its authority under the *Municipal Government Act* and the *Expropriation Act*, Council for the City of Red Deer, as expropriating authority, resolves to take by way of expropriation, for road, an interest in fee simple in a portion of the lands legally described as:

PLAN 1269KS

LOT A

EXCEPTING THEREOUT ALL MINES AND MINERALS.

The portion to be expropriated is identified in the sketch attached hereto as Schedule “A” and consists of a total of 0.63 Hectares (1.56 Acres) more or less.

2. City Administration is authorized to issue the appropriate Notice of Intention to Expropriate and to comply with all necessary steps required under the *Municipal Government Act* and the *Expropriation Act*.”

Motion Carried

**The City of Red Deer**

Per: \_\_\_\_\_  
City Clerk (c/s)

BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

THE EXPROPRIATION ACT  
RSA 2000, Ch. E-13  
(Section 8)

NOTICE OF INTENTION TO EXPROPRIATE

1. TAKE NOTICE that the City of Red Deer, as expropriating authority, intends to expropriate .63 hectares (1.56 acres) more or less

Plan 1269KS  
Lot A

in the locations identified on the sketch attached hereto as Schedule A.

2. The nature of the interest in the lands intended to be expropriated is: **fee simple**
3. The work or purpose for which the interest in the land is required is for road in connection with the construction of the extension of Northlands Drive.
4. Section 6 of the Act provides that:

“6(1) No person may in any proceedings under this Act dispute the right of an expropriating authority to have recourse to expropriate.

(2) In any proceedings under this Act, the owner may question whether the taking of the land, or the estate or interest in it, is fair, sound and reasonably necessary in the achievement of the objectives of the expropriating authority.”

5. Section 10 of the Act provides that:

“10(1) An owner who desires an inquiry shall serve the approving authority with a notice of objection,

(a) in the case of an owner served in accordance with section 8(2), within 21 days after service on the owner of the notice of intention, and

(b) in any other case, within 21 days after the first publication of the notice of intention.

(2) The notice of objection shall state

(a) the name and address of the person objecting,

D.M. # 1038630

→ NOTICE OF  
INTENT

— ELAINE  
— ELAINE TO

SIGN  
— NEED SCHEDULE A

(b) the nature of the objection,

(c) the grounds on which the objection is based, and

(d) the nature of the interest of the person objecting.”

6. A person affected by the proposed expropriation does not need to serve an objection to the expropriation in order to preserve their right to have the amount of compensation payable to them determined by the Land Compensation Board or the Court, as the case may be.
7. The approving authority with respect to this expropriation is the Council of the City of Red Deer, City Hall, P.O. Box 5008, Red Deer, Alberta, T4N 3T4

Dated at the City of Red Deer, Alberta this 20<sup>th</sup> day of September, 2010

**THE CITY OF RED DEER**

Per: Elaine Vincent  
City Clerk

BACK UP INFORMATION  
NOT SUBMITTED TO COUNCIL

Red Deer, Alberta

# North Highway Connector

## Schedule A

Showing Proposed Road Right-of-Way  
Of part of

Lot A, Plan 1269KS

Within the

S.W. SEC.3, TWP.39, RGE.27, W.4thM.

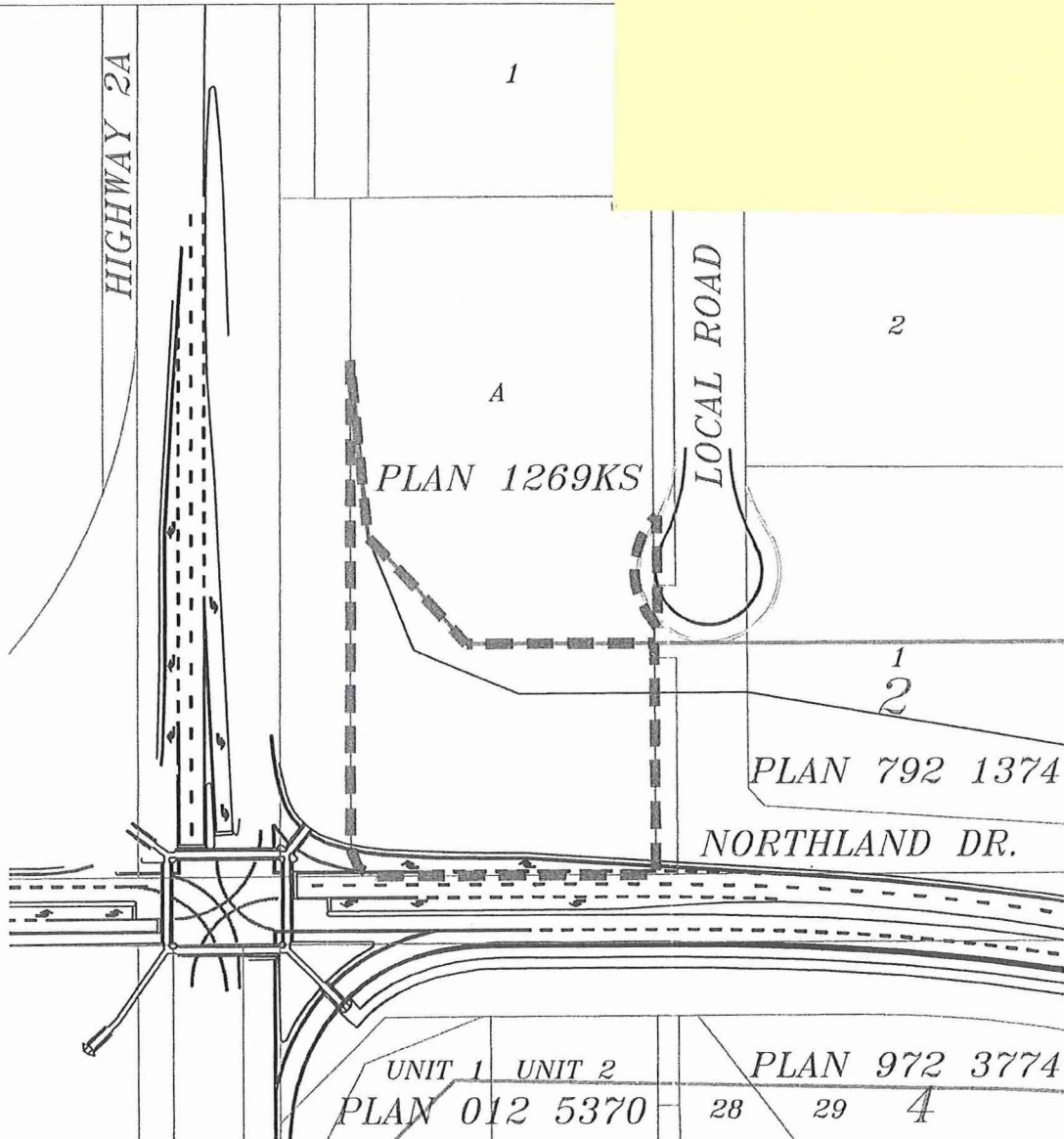
Registered Owner

Bucci Investment

Certificate of Title

842 172 557

ATTACH TO  
NOTICE OF  
INTENT



Scale: 0 20 40 80 120  
1:2000 Metres



**Stantec**

Stantec Consulting Ltd.  
600-4808 Ross Street  
Red Deer, AB Canada  
T4N 1X5  
Tel. 403.341.3320  
Fax. 403.342.0969  
www.stantec.com

### Legend:

Total Area Required =  $\pm 68,731 \text{ ft}^2$

Area required  
Ultimate Property Line

NOTE: All distances are expressed in meters.

Rev.	Description	Date
2	R.O.W. Update	Feb. 2009
1	Prelim Issue	Dec. 2008
0	Original Issue	Jun. 2008
Drawn by: JM		Checked: BJH
Job No: 116238100		Schedule A-1.0

**Christine Kenzie**

---

**To:** Jennifer Carver

**Subject:** September 21 2010 Ad For Expropriation Re NHC - Bucci Investment Corp

**Attachments:** 1030166 - September 21 2010 Ad For Expropriation Re NHC - Bucci Investment Corp - 1.DOC

Jennifer, I am not sure if you are working on the expropriation item for the North Highway Connector (Bucci Investment Corp)? This item is being presented to Council on Monday September 20th for permission to proceed.

Based on Council going ahead with this, I drafted up an ad -- and wanted to make sure it was OK before we put it in the Advocate.

Let me know.

Thanks.

**Christine Kenzie | Corporate Meeting Coordinator**  
Legislative & Governance Services | The City of Red Deer  
D 403.356.8978 | F 403.346.6195  
[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)

THE EXPROPR  
RSA 2000,  
(Sectic

D.M. 1630166

NOT GOOD

**NOTICE OF INTENTIO**

1. TAKE NOTICE that the City of Red E  
expropriate of all of the lands legally d

Plan 1269KS

Lot A

Excepting Thereout All Mines and Minerals

2. The nature of the interest in the lands intended to be expropriated is: **fee simple**
3. The work or purpose for which the interest in the land is required is for road in  
connection with the construction of the extension of Northlands Drive.
4. Section 6 of the Act provides that:

“6(1) No person may in any proceedings under this Act dispute the right of an  
expropriating authority to have recourse to expropriate.

(2) In any proceedings under this Act the owner may question whether the  
taking of the land, or the estate or interest in it, is fair, sound and  
reasonably necessary in the achievement of the objectives of the  
expropriating authority.”

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“10(1) An owner who desires an inquiry shall serve the approving authority  
with a notice of objection,

(a) in the case of an owner served in accordance with section 8(2),  
within 21 days after service on the owner of the notice of intention;  
and

(b) in any other case, within 21 days after the first publication of the  
notice of intention

(2) The notice of objection shall state

(a) the name and address of the person objecting;

(b) the nature of the objection;

(c) the grounds on which the objection is based; and

(d) the nature of the interest of the person objecting.”

6. A person affected by the proposed expropriation does not need to serve an objection to the expropriating authority in order to preserve his right to have the amount of compensation payable determined by the Land Compensation Board or the Court, as the case may be.
7. The approving authority with respect to this expropriation is the Council of the City of Red Deer, City Hall, P.O. Box 5008, Red Deer, Alberta, T4N 3T4

Dated at the City of Red Deer, Alberta this 20<sup>th</sup> day of September, 2010

**THE CITY OF RED DEER**

Per: Elaine Vincent  
City Clerk

(Ad to run October 1, 2010 and October 8, 2010)



## AUDIT COMMITTEE

DATE: May 19, 2011  
TO: City Council  
FROM: Audit Committee  
SUBJECT: 2010 Reserve Report

---

At the May 19, 2011 meeting of the Audit Committee, the Audit Committee reviewed the 2010 Reserve Report for the year ended December 31, 2010. After review, the Audit Committee introduced and passed the following motion:

**“Resolved** that the Audit Committee having reviewed the 2010 Reserve Report hereby forwards the 2010 Reserve Report to open Council for information.”

MOTION CARRIED

The above is submitted for Council's information.

Respectfully submitted,

“Tara Veer”

Councillor Tara Veer  
Chairperson, Audit Committee

c: M. Andrew, Corporate Controller  
D. Krejci, Financial Services Manager



## Financial Services

**DATE:** May 30, 2011  
**TO:** Craig Curtis, City Manager  
**FROM:** Dean Krejci, Financial Services Manager  
**SUBJECT:** 2010 RESERVE REPORT TO COUNCIL

---

This report provides City Council with details of reserves for the year ended 2010.

Reserves are an important financing and risk management tool and, just as individuals set aside funds for unexpected expenses or large ticket items, the City also needs to save. Reserves are used for numerous reasons, such as to have funds available in case of emergency or unexpected events, to provide cash for operations prior to receipt of property tax revenues, to provide cash for infrastructure construction and replacement and to maximize investment earnings. An adequate fund balance for operating cash flow purposes is approximately 45 days cash flow.

Other reserves are established for specific purposes and before using the reserve for any other purpose, the impact on the business operation(s) that created the reserve and the sustainability of the reserve must be considered. It is extremely risky to use reserves for funding expenditures of a continuing nature. The concern is if reserves are used for funding continuing expenditures then another source of funding, such as increased property taxes, must be found when the reserves become depleted. Reserves are established at the discretion of Council.

Reserves are summarized in the following chart:

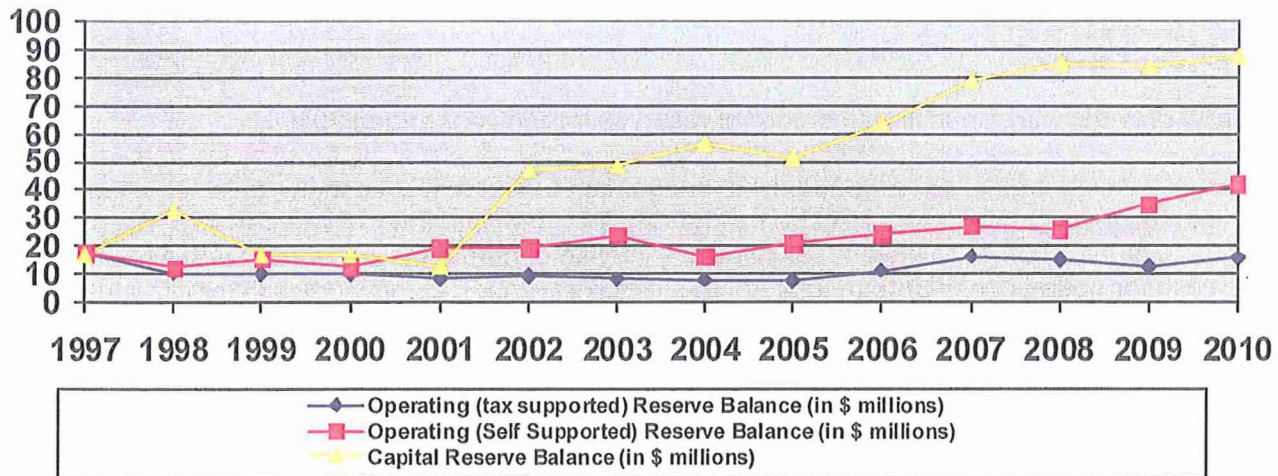
<b>RESERVES</b>		<b>(in \$ '000)</b>	
<b>Balances</b>		<b>2009</b>	<b>2010</b>
Tax Rate Stabilization Reserve		\$ 9,156	\$ 8,264
Debt Repayment Reserve <sup>1</sup>		3,896	3,990
EL&P Reserves		5,388	4,845
Other Utilities and Business Reserves		29,566	37,204
Restricted, Special Purpose and Other Reserves		3,609	3,452
Capital Project Reserve <sup>1</sup>		13,368	14,340
Other Capital Reserves		22,598	26,633
Land Development Reserve		43,907	46,500
<b>Total Reserves <sup>1</sup></b>		<b>\$131,488</b>	<b>\$145,228</b>

<sup>1</sup> The debt repayment reserve funds were previously held in the capital project reserve. To make it easier to determine how much was currently set aside at any given time for debt repayment the funds were split into the debt repayment reserve in 2010. In 2009 for comparative purposes the debt repayment funds of \$3,895,687 were split out from the capital projects reserve (in the 2009 reserve report the capital project reserve showed \$17,263,956)



### Financial Services

The following graph shows the historical balance of our reserves for the period 1997 – 2010. The large increase in 2002 was the result of Council's approval to move Land Development funds from the Capital Fund to the Reserve Fund. In 2007 there was another large increase due to delayed capital projects, large special dividends and cost savings in our operations mainly from delayed initiatives and staff vacancies.



Details of the City's reserves are as follows:

### OPERATING RESERVES

**Tax Stabilization Reserve** - The 2010 year-end balance is \$8.2 million. In order to keep the reserve sustainable carry forwards have been restricted starting in 2009 to only critical items for the foreseeable future. Even so without a sustainable source of revenue the annual operating surplus will have to exceed \$2.95 million in 2011, \$2.7 million in 2012 and \$2.55 million subsequently to ensure adequate funds are held. While surpluses ranging from \$5.7 million to \$7.2 million were generated in 2005-2008, surpluses of \$2.0 million to \$2.9 million were the norm for 2002-2004 and in 2009. The 2010 surplus of \$5.0 million includes \$2.2 million annexation phase 1 tax credits which have to be credited to property owners over a few years rather than all in 2010 as what was initially expected. Financial Services will continue to monitor the reserve for sustainability

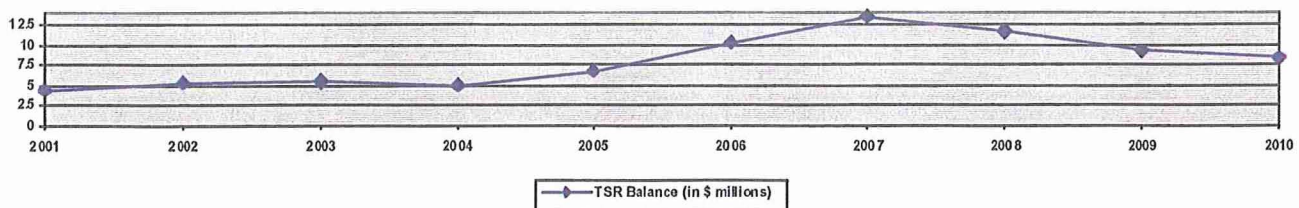
**Purpose:** To be used for one-time budget requests, carry forward of prior year initiatives, to provide working capital, and for expenditures approved subsequent to the budget. The following chart provides a summary of the 2010 transactions.



## Financial Services

<b>2009 Opening Balance</b>	<b>9,156,268</b>
Less: One Time Budget Items (2010)	(4,503,828)
Less: Annexation Items(2010)	(1,274,095)
Less: Carry Forward Prior Year Initiatives (2009)	(283,953)
Less: Transfer to Operations to reduce Tax Rate	(375,000)
Less: Funding for 2007, 2009 and 2010 Council Resolutions	(321,373)
Add: Interest earned on TSR balance	367,180
Add: Local Improvements levies & adjustments	44,994
Add: Alberta Health Services Ambulance	468,222
Add: Final year-end transfer	4,985,998
<b>2010 Closing Balance</b>	<b>8,264,413</b>

This reserve is used to fund the 2011 one time budget items of \$1.2M, annexation items of \$0.7M and the carry forward of 2010 initiatives in the amount of \$2.5M.

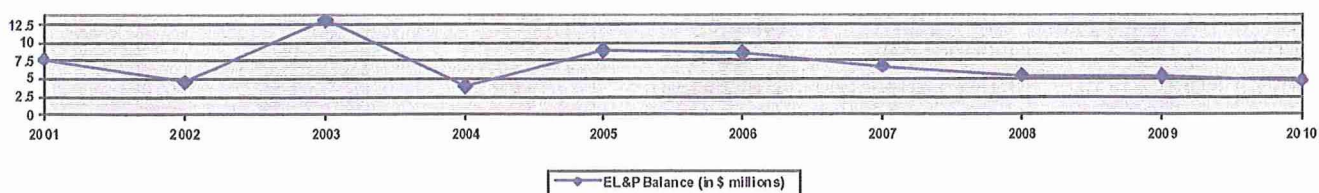


**EL&P Reserves** – The 2010 closing balance of the EL&P reserves is \$4.8 million. Prior to 2009 balances greater than \$4 million were transferred to the Capital Project Reserve (CPR). The City is now following sustainability principles where a 10 year forecast of reserve requirements is done to determine if transfers can be made to the CPR via special dividend. Due to pressures related to the debt limit The City is avoiding debt where possible. A special dividend would increase the debt required to finance EL&P capital projects in the 10 year capital plan. EL&P and Financial Services staff have recommended that no special dividend be declared at this time. In 2010 EL&P paid the City a \$1,824,400 regular dividend.

**Purpose:** To be used to provide Electric, Light & Power working capital, and to help finance major capital projects

(in \$ '000)

Description	Purpose	2009 Balance	2010 Balance
EL & P	Rate Equalization Reserve	1,312	2,957
EL & P	Power Utility Stabilization Reserve	4,076	1,888
<b>Total EL&amp;P Reserves</b>		<b>5,388</b>	<b>4,845</b>



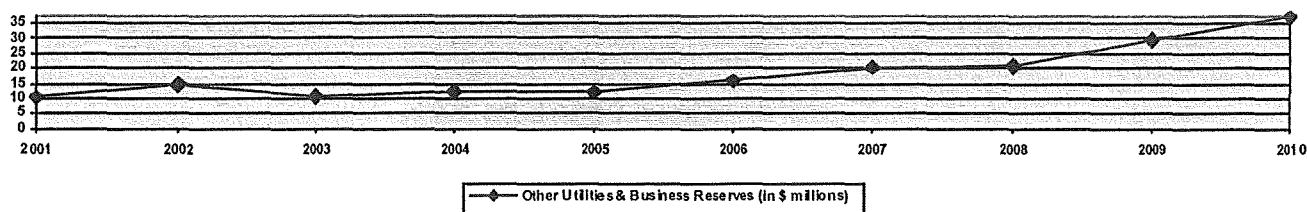


## Financial Services

**Other Utilities and Business Reserves** – The 2010 closing balance for utilities and self-funding business enterprises is \$37.2 million. The City is now following sustainability principles where a 10 year forecast of reserve requirements is done to determine if transfers can be made to the CPR via special dividend. Financial Services, Environmental Services and Inspections & Licensing staff reviewed and determined that no special dividend could be declared at this time. In 2010 the Water and Wastewater utilities paid the City a \$1,026,510 and \$1,235,591 regular dividend respectively.

**Purpose:** To be used to provide working capital for other utilities and business enterprises, and to help finance major capital projects in those utilities.

(in \$ '000)			
Description	Purpose	2009 Balance	2010 Balance
Water Utility	Plant Expansion & Working Capital	7,559	8,981
Wastewater Utility	Plant Expansion & Working Capital	11,948	15,595
Solid Waste Utility	Working Capital	676	934
Landfill Reserve	Working Capital	5,619	5,258
Landfill Reserve	New Cell Construction	2,477	4,495
Parking	Future Parking Facilities	1,287	1,941
<b>Total Other Utilities and Business Reserves</b>		<b>29,566</b>	<b>37,204</b>



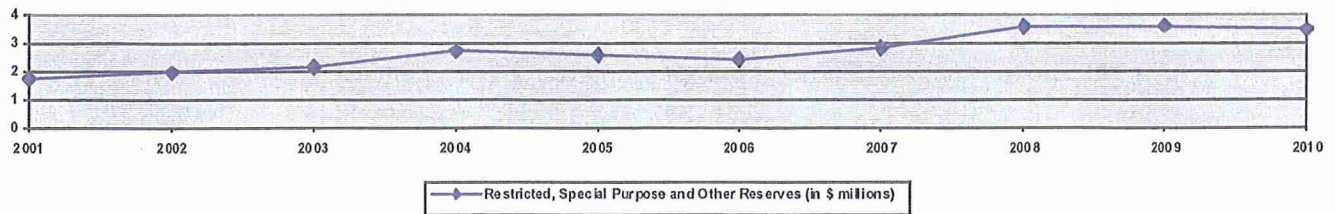
**Restricted, Special Purpose and Other Reserves** – There are a number of smaller reserves that total approximately \$3.45 million:

**Purpose:** These reserves are used for special purposes, or are restricted by legislation or other circumstances such as conditional donations or grants.

(in \$ '000)			
Description	Details	2009 Balance	2010 Balance
Perpetual Care	Cemetery Perpetual Care	1,091	1,152
FCSS	Conditional Grant Funding	98	103
PCPS Dividend	Special Planning Projects	243	0
Personnel Safety Reserve	Used to Fund Safety Initiatives	384	453
Police	2006 Provincial Police Grant	165	68
Police	Police Contract	250	250
Red Deer Heritage Fund	Alberta 75 <sup>th</sup> Anniversary Funding Legacy	263	279
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Equipment Fund	Fuel Tank Replacement and fleet surplus/deficit funding	28	21
Other (8)	Various Reserves	976	1,003
<b>Total Restricted, Special Purpose and Other Reserves</b>		<b>3,609</b>	<b>3,452</b>



## Financial Services



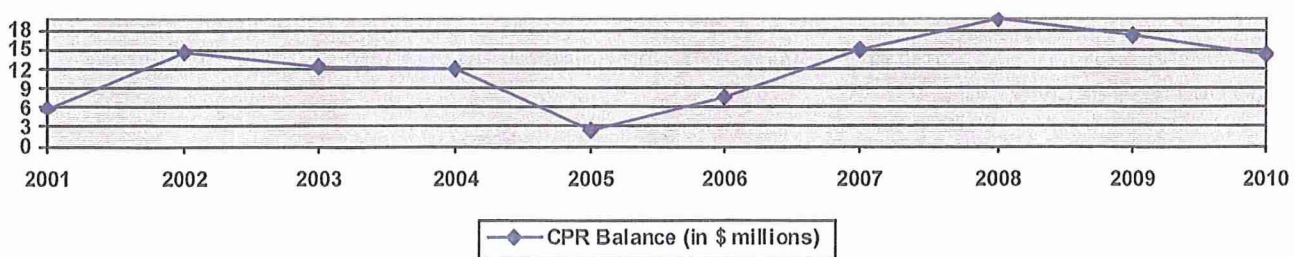
## CAPITAL RESERVES

**Capital Projects Reserve (CPR)** The 2010 year-end balance is \$14.3 million. The annual transfer from the operating budget is the only sustainable source of funding. Projects are deferred or funded from alternate sources in order to keep the reserve sustainable.

**Purpose:** This reserve is used to help pay for tax-supported capital projects. The following chart provides a summary of the 2010 transactions.

<b>2009 Opening Balance</b>	<b>17,263,956</b>
Add: Operating Budget Contribution	3,032,425
Add: Special Dividends from Utility Operations	0
Add: Interest Allocation	1,198,040
Add: Job Funding Returned	3,282,347
Less: Budgeted Capital Project Financing	(6,565,250)
Less: Transfer debt provision to debt repayment reserve	(3,871,515)
<b>2010 Closing Balance</b>	<b>14,340,003</b>

In the past EL & P Reserve balances in excess of \$4 million have been transferred to the CPR by way of a special dividend. The 2009 special dividend was \$2.0 million.



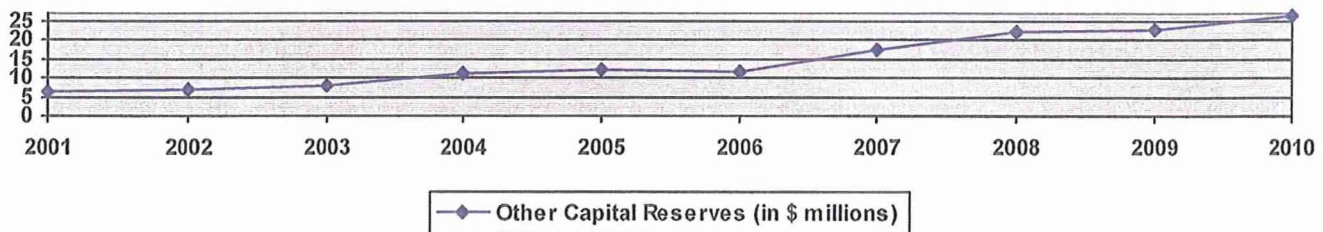


## Financial Services

**Other Capital Reserves:**

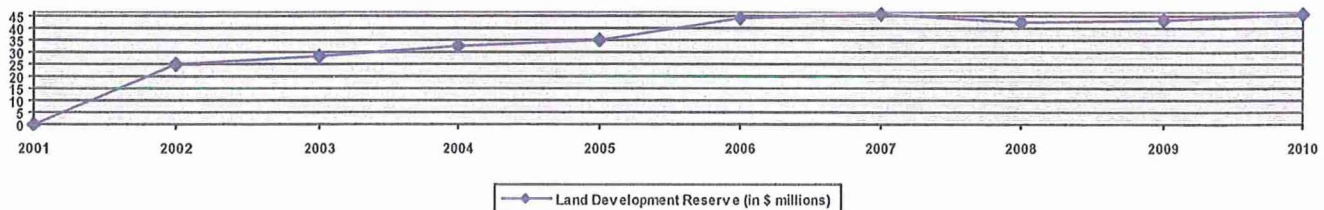
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(in \$ '000)

Description	Details	2009 Balance	2010 Balance
Equipment Fund	Fleet Financing	11,102	12,118
Equipment Fund	Radio Replacement	290	504
Public Reserve – Bower Woods	Monies in Lieu of Land Dedication	615	653
Public Reserve – General	Monies in Lieu of Land Dedication	(107)	1,059
Public Reserve – Roads R/W	Sale of Road Rights of Way	1,824	1,935
Fiber Network Renewal	Capital Projects	429	519
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Other (4)	Various Reserves	1,118	1,234
<b>Total Other Capital Reserves</b>		<b>22,598</b>	<b>26,633</b>



**Land Development Reserve** – The 2010 closing balance of this reserve is \$46.5 million. Of the \$46.5 million ending balance, \$24.8 million is invested in land holdings. In 2010 the Land Bank paid the City a \$100,000 regular dividend.

**Purpose:** This reserve is used to purchase raw land and to finance subdivision development. Historically, offsite projects were able to borrow from the Land Development Reserve until costs could be recovered from developers. This practice was stopped in 2006 and regular debenture borrowing is now used to fund offsite projects.





**Financial Services**

**CAPITAL GRANT FUNDING** – In 2010 we were able to fund some of our capital projects with grant funding instead of operating budgets and the Fleet Reserve. Instead of adjusting our fleet rates and operating budgets, we transferred what would have been spent from the Fleet Reserve account and operating budgets into the Capital Project Reserve.

**Recommendation:**

Submitted for information.

A handwritten signature in purple ink, appearing to read 'DK', is written over the text of the signature block.

Dean Krejci, CA  
Financial Services Manager

**Comments:**

This report is received for information at this time.

“Craig Curtis”  
City Manager



## Submission Request For Inclusion on a Council Agenda

Requests to include a report on a Council Agenda must be received by **4:30pm** two Wednesdays prior to the scheduled Council meeting.

**PLEASE NOTE:** If reports are not received by two Wednesdays prior to the scheduled meeting/hearing the report may be moved to the next Agenda.

CONTACT INFORMATION		
Name of Report Writer:	Dean Krejci	
Department & Telephone Number:	Financial Services, 403-342-8204	
REPORT INFORMATION		
Preferred Date of Agenda:	April 18, 2011 <i>MAY 16, 2011 MAY 30TH</i>	
Subject of the Report (provide a brief description)	2010 Reserves Report	
Is this Time Sensitive? Why?	In the past we have reported reserves to Council on an annual basis concurrent with the submission of the annual audited report to Council or as soon after as possible.	
What is the Decision/Action required from Council?	The report will be received as information unless there is a special dividend recommended.	
Please describe Internal/ External Consultation, if any.	Financial Services prepares a report with input from departments.	
Is this an In-Camera item?	n/a	
Is Advertising Required?	n/a	
How does the Report link to the Strategic Plan and other existing Plans & Policies?		
Has Legal Counsel been consulted? Are there any outstanding issues? Please describe. n/a		
Are there any financial/budget implications? Please describe. Are there other organizational implications? Please describe. If there is a recommendation for a special dividend ie. ELP.		
Presentation: (10 Min Max.)	<input type="checkbox"/> YES <input type="checkbox"/> NO	Presenter Name and Contact Information: Dean Krejci, 403-342-8204
COMMUNITY IMPACT		
Should External Stakeholder(s) be advised of the Agenda item? (e.i. Community Groups, Businesses, Community Associations) If Yes, please provide the Contact Information for the External Stakeholder(s)	<input type="checkbox"/> YES	X NO
External Stakeholder(s) Contact Information: (please provide, name, mailing address, telephone number and e-mail address)		
FOR LEGISLATIVE & GOVERNANCE SERVICES USE ONLY		
Has this been to CLT / City Manager Briefings/ Committees: MPC, EAC, CPAC (Please circle those that apply)		
<b>CLT</b> When/describe: _____	<b>City Manager Briefings</b> When/Describe: _____	<b>Board(s) / Committee(s)</b> When/Describe: _____
Do we need Communications Support?		
<input type="checkbox"/> YES		<input type="checkbox"/> NO

Please return completed form, along with report and any additional information to Legislative & Governance Services.

ORIGINAL



AUDIT COMMITTEE

DATE: May 19, 2011  
TO: City Council  
FROM: Audit Committee  
SUBJECT: 2010 Reserve Report

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At the May 19, 2011 meeting of the Audit Committee, the Audit Committee reviewed the 2010 Reserve Report for the year ended December 31, 2010. After review, the Audit Committee introduced and passed the following motion:

**"Resolved** that the Audit Committee having reviewed the 2010 Reserve Report hereby forwards the 2010 Reserve Report to open Council for information."

MOTION CARRIED

The above is submitted for Council's information.

Respectfully submitted,

"Tara Veer"

Councillor Tara Veer  
Chairperson, Audit Committee

c: M. Andrew, Corporate Controller  
D. Krejci, Financial Services Manager

Financial Services

**DATE:** May 30, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Dean Krejci, Financial Services Manager

**SUBJECT:** 2010 RESERVE REPORT TO COUNCIL

This report provides City Council with details of reserves for the year ended 2010.

Reserves are an important financing and risk management tool and, just as individuals set aside funds for unexpected expenses or large ticket items, the City also needs to save. Reserves are used for numerous reasons, such as to have funds available in case of emergency or unexpected events, to provide cash for operations prior to receipt of property tax revenues, to provide cash for infrastructure construction and replacement and to maximize investment earnings. An adequate fund balance for operating cash flow purposes is approximately 45 days cash flow.

Other reserves are established for specific purposes and before using the reserve for any other purpose, the impact on the business operation(s) that created the reserve and the sustainability of the reserve must be considered. It is extremely risky to use reserves for funding expenditures of a continuing nature. The concern is if reserves are used for funding continuing expenditures then another source of funding, such as increased property taxes, must be found when the reserves become depleted. Reserves are established at the discretion of Council.

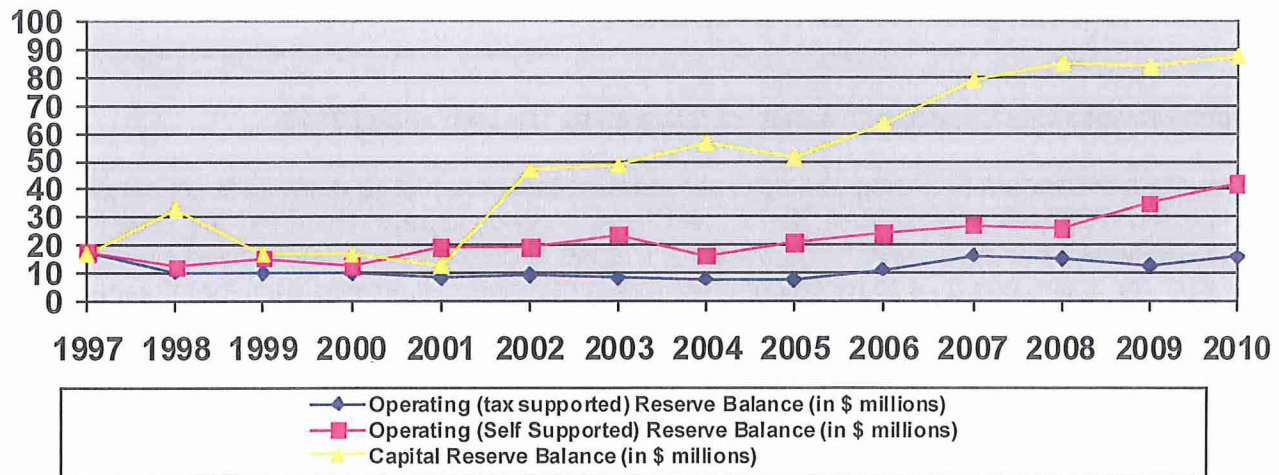
Reserves are summarized in the following chart:

RESERVES		(in \$ '000)	
Balances		2009	2010
Tax Rate Stabilization Reserve		\$ 9,156	\$ 8,264
Debt Repayment Reserve <sup>1</sup>		3,896	3,990
EL&P Reserves		5,388	4,845
Other Utilities and Business Reserves		29,566	37,204
Restricted, Special Purpose and Other Reserves		3,609	3,452
Capital Project Reserve <sup>1</sup>		13,368	14,340
Other Capital Reserves		22,598	26,633
Land Development Reserve		43,907	46,500
<b>Total Reserves <sup>1</sup></b>		<b>\$131,488</b>	<b>\$145,228</b>

<sup>1</sup> The debt repayment reserve funds were previously held in the capital project reserve. To make it easier to determine how much was currently set aside at any given time for debt repayment the funds were split into the debt repayment reserve in 2010. In 2009 for comparative purposes the debt repayment funds of \$3,895,687 were split out from the capital projects reserve (in the 2009 reserve report the capital project reserve showed \$17,263,956)

## Financial Services

The following graph shows the historical balance of our reserves for the period 1997 – 2010. The large increase in 2002 was the result of Council's approval to move Land Development funds from the Capital Fund to the Reserve Fund. In 2007 there was another large increase due to delayed capital projects, large special dividends and cost savings in our operations mainly from delayed initiatives and staff vacancies.



Details of the City's reserves are as follows:

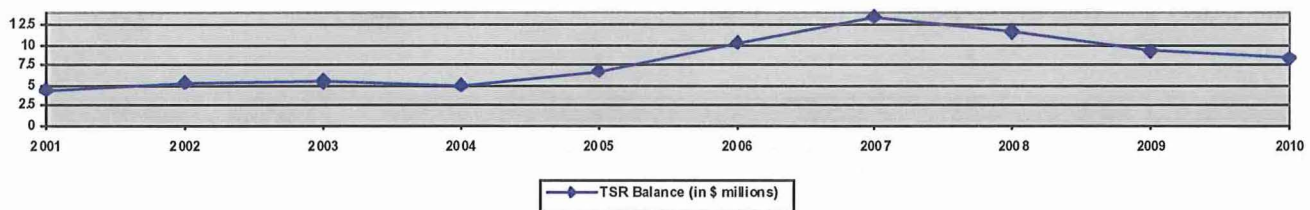
### OPERATING RESERVES

**Tax Stabilization Reserve** - The 2010 year-end balance is \$8.2 million. In order to keep the reserve sustainable carry forwards have been restricted starting in 2009 to only critical items for the foreseeable future. Even so without a sustainable source of revenue the annual operating surplus will have to exceed \$2.95 million in 2011, \$2.7 million in 2012 and \$2.55 million subsequently to ensure adequate funds are held. While surpluses ranging from \$5.7 million to \$7.2 million were generated in 2005-2008, surpluses of \$2.0 million to \$2.9 million were the norm for 2002-2004 and in 2009. The 2010 surplus of \$5.0 million includes \$2.2 million annexation phase 1 tax credits which have to be credited to property owners over a few years rather than all in 2010 as what was initially expected. Financial Services will continue to monitor the reserve for sustainability

**Purpose:** To be used for one-time budget requests, carry forward of prior year initiatives, to provide working capital, and for expenditures approved subsequent to the budget. The following chart provides a summary of the 2010 transactions.

<b>2009 Opening Balance</b>	<b>9,156,268</b>
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<b>2010 Closing Balance</b>	<b>8,264,413</b>

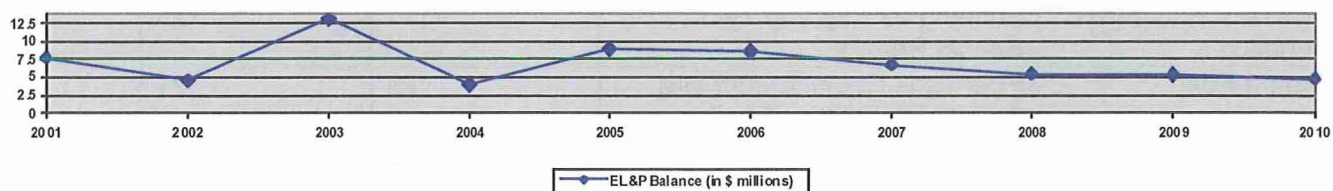
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**EL&P Reserves** – The 2010 closing balance of the EL&P reserves is \$4.8 million. Prior to 2009 balances greater than \$4 million were transferred to the Capital Project Reserve (CPR). The City is now following sustainability principles where a 10 year forecast of reserve requirements is done to determine if transfers can be made to the CPR via special dividend. Due to pressures related to the debt limit The City is avoiding debt where possible. A special dividend would increase the debt required to finance EL&P capital projects in the 10 year capital plan. EL&P and Financial Services staff have recommended that no special dividend be declared at this time. In 2010 EL&P paid the City a \$1,824,400 regular dividend.

**Purpose:** To be used to provide Electric, Light & Power working capital, and to help finance major capital projects

(in \$ '000)			
Description	Purpose	2009 Balance	2010 Balance
EL & P	Rate Equalization Reserve	1,312	2,957
EL & P	Power Utility Stabilization Reserve	4,076	1,888
<b>Total EL&amp;P Reserves</b>		<b>5,388</b>	<b>4,845</b>



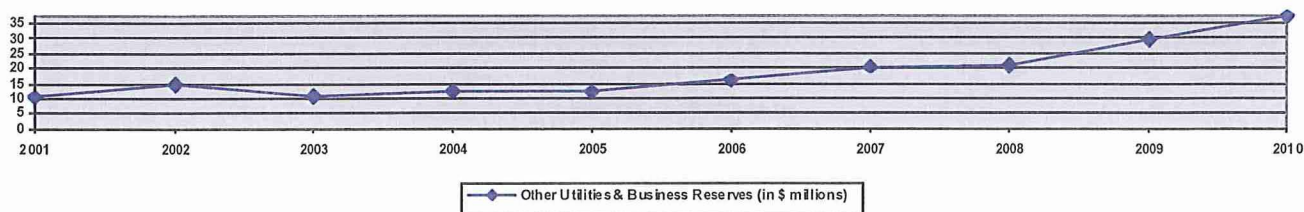
## Financial Services

**Other Utilities and Business Reserves** – The 2010 closing balance for utilities and self-funding business enterprises is \$37.2 million. The City is now following sustainability principles where a 10 year forecast of reserve requirements is done to determine if transfers can be made to the CPR via special dividend. Financial Services, Environmental Services and Inspections & Licensing staff reviewed and determined that no special dividend could be declared at this time. In 2010 the Water and Wastewater utilities paid the City a \$1,026,510 and \$1,235,591 regular dividend respectively.

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Description	Purpose	2009 Balance	2010 Balance
Water Utility	Plant Expansion & Working Capital	7,559	8,981
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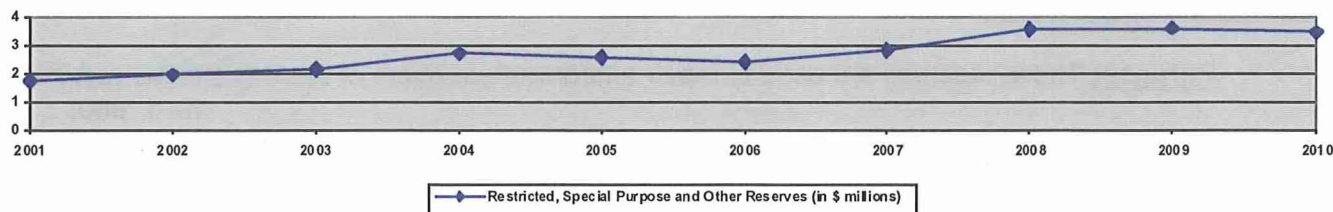


**Restricted, Special Purpose and Other Reserves** – There are a number of smaller reserves that total approximately \$3.45 million:

**Purpose:** These reserves are used for special purposes, or are restricted by legislation or other circumstances such as conditional donations or grants.

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Description	Details	2009 Balance	2010 Balance
Perpetual Care	Cemetery Perpetual Care	1,091	1,152
FCSS	Conditional Grant Funding	98	103
PCPS Dividend	Special Planning Projects	243	0
Personnel Safety Reserve	Used to Fund Safety Initiatives	384	453
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Other (8)	Various Reserves	976	1,003
<b>Total Restricted, Special Purpose and Other Reserves</b>		<b>3,609</b>	<b>3,452</b>



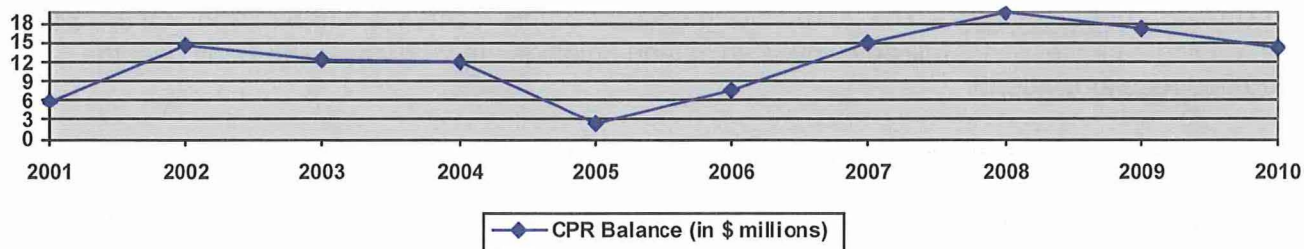
## CAPITAL RESERVES

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**Purpose:** This reserve is used to help pay for tax-supported capital projects. The following chart provides a summary of the 2010 transactions.

<b>2009 Opening Balance</b>	<b>17,263,956</b>
Add: Operating Budget Contribution	3,032,425
Add: Special Dividends from Utility Operations	0
Add: Interest Allocation	1,198,040
Add: Job Funding Returned	3,282,347
Less: Budgeted Capital Project Financing	(6,565,250)
Less: Transfer debt provision to debt repayment reserve	(3,871,515)
<b>2010 Closing Balance</b>	<b>14,340,003</b>

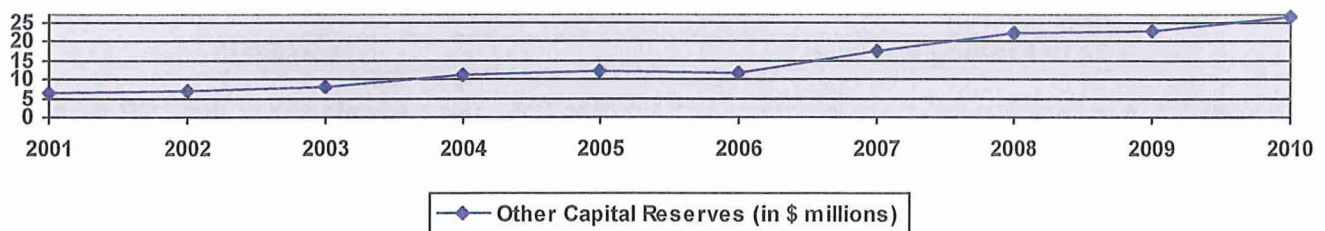
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**Other Capital Reserves:**

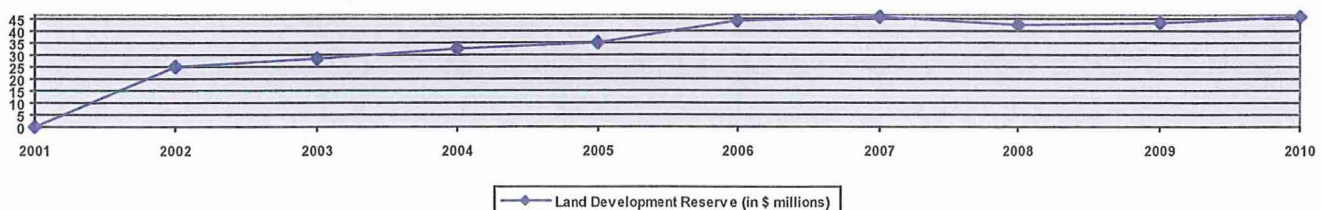
**Purpose:** These reserves are used to repair and/or replace some of the City's infrastructure.  
(in \$ '000)

Description	Details	2009 Balance	2010 Balance
Equipment Fund	Fleet Financing	11,102	12,118
Equipment Fund	Radio Replacement	290	504
Public Reserve – Bower Woods	Monies in Lieu of Land Dedication	615	653
Public Reserve – General	Monies in Lieu of Land Dedication	(107)	1,059
Public Reserve – Roads R/W	Sale of Road Rights of Way	1,824	1,935
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Various Offsite Levies	Water, sanitary, storm, and road offsite levies	6,558	8,184
Other (4)	Various Reserves	1,118	1,234
<b>Total Other Capital Reserves</b>		<b>22,598</b>	<b>26,633</b>



**Land Development Reserve** – The 2010 closing balance of this reserve is \$46.5 million. Of the \$46.5 million ending balance, \$24.8 million is invested in land holdings. In 2010 the Land Bank paid the City a \$100,000 regular dividend.

**Purpose:** This reserve is used to purchase raw land and to finance subdivision development. Historically, offsite projects were able to borrow from the Land Development Reserve until costs could be recovered from developers. This practice was stopped in 2006 and regular debenture borrowing is now used to fund offsite projects.





## Financial Services

**CAPITAL GRANT FUNDING** – In 2010 we were able to fund some of our capital projects with grant funding instead of operating budgets and the Fleet Reserve. Instead of adjusting our fleet rates and operating budgets, we transferred what would have been spent from the Fleet Reserve account and operating budgets into the Capital Project Reserve.

**Recommendation:**

Submitted for information.

A handwritten signature in blue ink, appearing to read 'DK', is written over the printed name and title of the Financial Services Manager.

Dean Krejci, CA  
Financial Services Manager



## AUDIT COMMITTEE

DATE: May 19, 2011  
TO: City Council  
FROM: Audit Committee  
SUBJECT: 2010 Operating Budget Variances Report

---

At the May 19, 2011 meeting of the Audit Committee, the Audit Committee reviewed the 2010 Operating Budget Variances Report. After review, the Audit Committee introduced and passed the following motion:

**“Resolved** that the Audit Committee having reviewed the 2010 Operating Budget Variances Report hereby forwards the 2010 Operating Budget Variances Report to open Council for information.”

MOTION CARRIED

The above is submitted for Council’s information.

Respectfully submitted,

“Tara Veer”

Councillor Tara Veer  
Chairperson, Audit Committee

c: M. Andrew, Corporate Controller  
D. Krejci, Financial Services Manager



**Date:** May 30, 2011

**To:** Craig Curtis, City Manager

**From:** Dean Krejci, Financial Services Manager

**Subject:** 2010 Operating Budget Variances

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**Background**

Section 208 (1) (k) of the Municipal Government Act requires that “the actual revenues and expenditures of the municipality compared with the estimates in the operating or capital budget approved by Council are reported to Council as often as Council directs”. The Operating Budget Policy #5321 states in the guidelines “operating budget variances will be reported to Council on an annual basis.” Budgets and actual amounts are reported in the City’s published financial statements.

An analysis of significant operating budget variances is shown below:

(in \$ '000)

	2010 Actual (Surplus)	2010 Budget Deficit	2010 Variance Amount (favourable)/ unfavourable	2009 Variance Amount
<b>Tax Supported Operations</b>	(2,776)	2,662	\$(5,438)	\$(2,865)
<b>Utility Operations</b>	(6,442)	9,540	\$(15,982)	\$(16,787)
<b>Business Enterprises</b>	(3,781)	1,132	\$(4,913)	\$(728)
<b>Total</b>	(12,999)	13,334	\$(26,333)	\$(20,380)

**Tax Supported Operations (in \$ '000)**

Department	Explanation	2010 Actual (Surplus) / Deficit	2010 Budget (Surplus) / Deficit	2010 Variance Amount (favourable) / unfavourable	2009 Variance Amount
General	Annexation phase 1 one time tax credits to be credited to tax payers over a few years rather than all in 2010, inventory allowance adjustment, personnel provision not all required, Atco Gas franchise fees more than anticipated, more property tax penalties offset by salary provision, funding from capital projects reserve for debt servicing not required, net interest income below budget due to less funds invested, and tax losses due to assessment changes	(110,956)	(108,420)	(2,536)	1,340
Emergency Services	Vacant positions, 911/dispatch revenue more than anticipated, Alberta Health Services revenue higher than anticipated, fleet costs less than expected	15,934	17,408	(1,474)	(1,567)
Human Resources	Recruitment savings due to moderate turnover, delay in Aboriginal Hiring Initiative, WCB partner in injury reduction (PIR) rebate higher than anticipated, disability management program started later than expected	2,341	2,842	(501)	(388)
Financial Services	Vacant positions, insurance premiums less than anticipated	3,264	3,601	(337)	240
Inspections & Licensing	Permit revenue down due to lower construction activity, vacant positions, more business licence revenue than anticipated	2,556	2,047	509	508
All other (19 departments)	Miscellaneous net cost savings	84,085	85,184	(1,099)	(2,998)
	<b>Totals (favourable)/unfavourable</b>	<b>(2,776)</b>	<b>2,662</b>	<b>\$(5,438) Note 1</b>	<b>\$(2,865)</b>

**Note 1:** All remaining amounts from tax supported operations were transferred to the Tax Stabilization Reserve at the end of 2010 and will be used to fund the 2011 operating budget carry forward items of \$2.5M, the one time operating budget items of \$1.2M, annexation items of \$0.7M and to provide \$0.4M in taxation subsidies.

**Utility Operations (in \$ '000)**



Department	Explanation	2010 Actual (Surplus) / Deficit	2010 Budget (Surplus) / Deficit	2010 Variance Amount (favourable) / unfavourable	2009 Variance Amount
Wastewater Utility	Job surpluses returned to reserve, more short term investment earnings, less debenture interest due to delay in borrowing, vacant positions offset by lower revenue than anticipated	(3,645)	3,881	(7,526)	(2,173)
Water Utility	Job surpluses returned to reserve, staff vacancies, higher short term investment earnings, less purification chemicals offset by less regional & commercial revenue than anticipated	(1,425)	2,689	(4,114)	(9,147)
Electric Utility	Automated Metering Infrastructure project deferred so not funded during the year, job surpluses returned to reserve, staff vacancies, reduced transmission costs, substation maintenance deferred due to unavailability of contractors, offset by less commercial revenue and higher debenture payments	544	3,584	(3,040)	(2,046)
Landfill Utility	Funding for landfill jobs not taken, job surpluses returned to reserve, higher short term investment earnings, less consulting services offset by less landfill revenue than anticipated and increase in landfill post closure liability than expected	(1,658)	(677)	(981)	(3,344)
Recycling Utility	Higher recycling revenue than anticipated	(192)	16	(208)	(131)
Garbage Collection Utility	Higher residential garbage revenue than anticipated	(66)	47	(113)	54
	<b>Totals</b> <b>(favourable)/unfavourable</b>	<b>(6,442)</b>	<b>9,540</b>	<b>\$(15,982)</b> Note 2	<b>\$(16,787)</b>

**Note 2:**

Each of the Utility surpluses or deficits was transferred to their respective reserve in 2010. The reserve balances are used to fund utility capital projects and provide, when able, special dividends to the Capital Project Reserve.

**Business Enterprises (in \$ '000)**



Department	Explanation	2010 Actual (Surplus) / Deficit	2010 Budget (Surplus) / Deficit	2010 Variance Amount (favourable) / unfavourable	2009 Variance Amount
Subdivision Fund	Delays in development of Queen's and Garden Heights. The decrease in estimated costs was more than the decrease in estimated revenues.	(3,134)	(175)	(2,959)	(823)
Parking Fund	Returned funds back to parking reserve	(654)	1,299	(1,953)	101
Fleet Operations	Reasonable	7	8	(1)	(6)
	<b>Totals (favourable)/unfavourable</b>	<b>(3,781)</b>	<b>1,132</b>	<b>\$(4,913) Note 3</b>	<b>\$(728)</b>

**Note 3:**

Each of the Business Enterprise surpluses or deficits was transferred to their respective stabilization reserve.

**Recommendation/Action Requested**

Submitted for information.

Lisa Francis, CMA

Acting Financial Services Manager

**Comments:**

This report is received for information at this time.

“Craig Curtis”  
City Manager



ORIGINAL

## Submission Request For Inclusion on a Council Agenda

Requests to include a report on a Council Agenda must be received by 4:30pm two Wednesdays prior to the scheduled Council meeting.

**PLEASE NOTE:** If reports are not received by two Wednesdays prior to the scheduled meeting/hearing the report may be moved to the next Agenda.

CONTACT INFORMATION			
Name of Report Writer:		Dean Krejci	
Department & Telephone Number:		Financial Services, 403-342-8204	
REPORT INFORMATION			
Preferred Date of Agenda:		April 18, 2011 <i>MAY 16, 2011</i>	
Subject of the Report (provide a brief description)		2010 Operating Budget Variances Report	
Is this Time Sensitive? Why?		As stated in the Policy, "...will be reported to Council on an annual basis concurrent with the submission of the annual audited report to Council or as soon after as possible."	
What is the Decision/Action required from Council?		The report will be received as information.	
Please describe Internal/ External Consultation, if any.		Financial Services prepares a report with input from departments.	
Is this an In-Camera item?		n/a	
Is Advertising Required?		n/a	
How does the Report link to the Strategic Plan and other existing Plans & Policies? There is a annual reporting requirement in Council Policy 5321 – C Operating Budget Policy			
Has Legal Counsel been consulted? Are there any outstanding issues? Please describe. n/a			
Are there any financial/budget implications? Please describe. Are there other organizational implications? Please describe. n/a			
Presentation: (10 Min Max.)		<input type="checkbox"/> YES <input type="checkbox"/> NO	Presenter Name and Contact Information: Dean Krejci, 403-342-8204
COMMUNITY IMPACT			
Should External Stakeholder(s) be advised of the Agenda item? (e.i. Community Groups, Businesses, Community Associations) If Yes, please provide the Contact Information for the External Stakeholder(s)		<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO
External Stakeholder(s) Contact Information: (please provide, name, mailing address, telephone number and e-mail address)			
FOR LEGISLATIVE & GOVERNANCE SERVICES USE ONLY			
Has this been to CLT / City Manager Briefings/ Committees: MPC, EAC, CPAC (Please circle those that apply)			
<b>CLT</b> When/describe: _____	<b>City Manager Briefings</b> When/Describe: _____	<b>Board(s) / Committee(s)</b> When/Describe: _____	
Do we need Communications Support?		<input type="checkbox"/> YES	<input type="checkbox"/> NO

Please return completed form, along with report and any additional information to Legislative & Governance Services.

ORIGINAL



## AUDIT COMMITTEE

DATE: May 19, 2011  
TO: City Council  
FROM: Audit Committee  
SUBJECT: 2010 Operating Budget Variances Report

---

At the May 19, 2011 meeting of the Audit Committee, the Audit Committee reviewed the 2010 Operating Budget Variances Report. After review, the Audit Committee introduced and passed the following motion:

**“Resolved** that the Audit Committee having reviewed the 2010 Operating Budget Variances Report hereby forwards the 2010 Operating Budget Variances Report to open Council for information.”

MOTION CARRIED

The above is submitted for Council's information.

Respectfully submitted,

“Tara Veer”

Councillor Tara Veer  
Chairperson, Audit Committee

c: M. Andrew, Corporate Controller  
D. Krejci, Financial Services Manager

**Date:** May 30, 2011

**To:** Craig Curtis, City Manager

**From:** Dean Krejci, Financial Services Manager

**Subject:** 2010 Operating Budget Variances

**Background**

Section 208 (1) (k) of the Municipal Government Act requires that “the actual revenues and expenditures of the municipality compared with the estimates in the operating or capital budget approved by Council are reported to Council as often as Council directs”. The Operating Budget Policy #5321 states in the guidelines “operating budget variances will be reported to Council on an annual basis.” Budgets and actual amounts are reported in the City’s published financial statements.

An analysis of significant operating budget variances is shown below:

(in \$ '000)

	2010 Actual (Surplus)	2010 Budget Deficit	2010 Variance Amount (favourable)/ unfavourable	2009 Variance Amount
Tax Supported Operations	(2,776)	2,662	\$(5,438)	\$(2,865)
Utility Operations	(6,442)	9,540	\$(15,982)	\$(16,787)
Business Enterprises	(3,781)	1,132	\$(4,913)	\$(728)
<b>Total</b>	<b>(12,999)</b>	<b>13,334</b>	<b>\$(26,333)</b>	<b>\$(20,380)</b>

**Tax Supported Operations (in \$ '000)**

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General	Annexation phase 1 one time tax credits to be credited to tax payers over a few years rather than all in 2010, inventory allowance adjustment, personnel provision not all required, Atco Gas franchise fees more than anticipated, more property tax penalties offset by salary provision, funding from capital projects reserve for debt servicing not required, net interest income below budget due to less funds invested, and tax losses due to assessment changes	(110,956)	(108,420)	(2,536)	1,340
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**Note 1:** All remaining amounts from tax supported operations were transferred to the Tax Stabilization Reserve at the end of 2010 and will be used to fund the 2011 operating budget carry forward items of \$2.5M, the one time operating budget items of \$1.2M, annexation items of \$0.7M and to provide \$0.4M in taxation subsidies.

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	<b>Totals</b> <b>(favourable)/unfavourable</b>	<b>(6,442)</b>	<b>9,540</b>	<b>\$(15,982)</b> Note 2	<b>\$(16,787)</b>

**Note 2:**

Each of the Utility surpluses or deficits was transferred to their respective reserve in 2010. The reserve balances are used to fund utility capital projects and provide, when able, special dividends to the Capital Project Reserve.

**Business Enterprises (in \$ '000)**

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Fleet Operations	Reasonable	7	8	(1)	(6)
	<b>Totals (favourable)/unfavourable</b>	<b>(3,781)</b>	<b>1,132</b>	<b>\$(4,913)</b> Note 3	<b>\$(728)</b>

**Note 3:**

Each of the Business Enterprise surpluses or deficits was transferred to their respective stabilization reserve.

**Recommendation/Action Requested**

Submitted for information.

Lisa Francis, CMA  
Acting Financial Services Manager



## AUDIT COMMITTEE

DATE: May 19, 2011  
TO: City Council  
FROM: Audit Committee  
SUBJECT: Capital Projects Report – for Year Ended December 31, 2010

---

At the May 19, 2011 meeting of the Audit Committee, the Audit Committee reviewed the Capital Projects Information Report for year ended December 31, 2010. After review, the Audit Committee introduced and passed the following motion:

**“Resolved** that the Audit Committee having reviewed the Capital Projects Information Report for year ended December 31, 2010 here forwards the Capital Projects Information Report for year ended December 31, 2010 to open Council for information.”

MOTION CARRIED

The above is submitted for Council’s information.

Respectfully submitted,

“Tara Veer”

Councillor Tara Veer  
Chairperson, Audit Committee

c: M. Andrew, Corporate Controller  
D. Krejci, Financial Services Manager



**Date:** May 16, 2011

**To:** Craig Curtis, City Manager

**From:** Dean Krejci, Financial Services Manager

**Subject:** Capital Project Information Report - For Year Ended December 31, 2010

---

### **BACKGROUND**

Section 208 (1) (k) of the Municipal Government Act requires that "actual revenues and expenditures of the municipality compared with ... the operating or capital budget approved by Council are reported to Council as often as Council directs".

In November of 2010 Council approved the Capital Budget Policy which had further reporting requirements.

An information report on Capital Projects completed in the year 2010 has been compiled as follows:

### **CAPITAL BUDGET POLICY REQUIRED REPORTS**

#### **TRANSFERS BETWEEN PROJECTS – CITY MANAGER APPROVED**

There are 4 projects that supplied funding to three other projects in the amount of \$109,597.

#### **BUDGET ADDITION/REDUCTION – TRANSFERS BETWEEN OPERATING AND CAPITAL**

There is a total of \$1,240,818 transferred from operating to capital and a total of \$1,435,709 transferred from capital to operating. The net effect is a reduction of \$194,891 to the capital budget.

#### **PROJECT FUNDING SOURCE CHANGE**

There are 2 projects, totaling \$335,000, with a funding source change. In both cases the funding source changed from the capital project reserve to another reserve.

### **MUNICIPAL GOVERNMENT ACT REQUIRED REPORTS**

#### **CANCELLED / DEFERRED PROJECTS – NO EXPENDITURES**

There are 9 projects that were cancelled / deferred with a total budget of \$808,000.

#### **COMPLETED PROJECTS – CUSTOMER CONTRIBUTIONS**

There are 8 projects which are customer (developer) funded with an approved budget of \$2,802,900 and total expenditures of \$1,622,074 resulting in a favourable variance of \$1,180,826. The amount of work completed can fluctuate greatly from one year to the next, depending on many factors including weather conditions, cost of labour and scope of projects.

#### **COMPLETED PROJECTS – OTHER**

There are 62 other completed projects with an approved budget of \$27,382,485 and total expenditures of \$23,553,494 resulting in a favourable variance of \$3,828,991.



### COMPLETED PROJECTS – FUNDING REQUIRED

The following project resulted in a deficit balance.

This project involving renovations to city hall and existing/new lease spaces along with the relocation of several city departments received funding from the Capital Project Reserve and from operating totaling \$230,000. With total expenses of \$251,940.45 there is a \$21,940.45 shortfall so further funding is required to cover the deficit.

Budget Year	Job #	Project Description	Revenue & Funding	Total Expenses	Project Balance	
09	70117	OFFICE SPACE RENO'S	230,000	251,940.45	21,940.45	U

### RECOMMENDATION / ACTION REQUESTED

That City Council approves the transfer of \$21,940.45 from the Capital Project Reserve to fund the balance of job 70117.

That City Council accepts the balance of the report for informational purposes.

Lisa Francis, CMA  
Acting Financial Services Manager

**Comments:**

I support the recommendation of Administration.

“Craig Curtis”  
City Manager

ORIGINAL



Council Decision – May 30, 2011

**DATE:** June 2, 2011  
**TO:** Dean Krejci, Financial Services Manager  
**FROM:** Elaine Vincent, Legislative & Governance Services Manager  
**SUBJECT:** Capital Project Information Report – for Year Ended December 31, 2010

---

**Reference Report:**

Financial Services Manager, dated May 16, 2011.

**Resolution:**

The following resolution was passed during the regular Council meeting held on Monday, May 30, 2011:

**“Resolved** that Council of The City of Red Deer having considered the report from the Financial Services Manager dated May 16, 2011 re: Capital Projects Information Report – For Year Ended December 31, 2010 hereby approves the transfer of \$21,940.45 from the Capital Project Reserve to fund the balance of job 70117; the balance of the report is accepted for information.”

**Report Back to Council:** No

**Comments/Further Action:**

Administration to follow up with transfer of funds.

A handwritten signature in black ink, appearing to read 'Elaine Vincent'.

Elaine Vincent  
Legislative & Governance Services Manager

c: Corporate Services Director  
Corporate Controller



## Submission Request For Inclusion on a Council Agenda

Requests to include a report on a Council Agenda must be received by 4:30pm two Wednesdays prior to the scheduled Council meeting.

**PLEASE NOTE:** If reports are not received by two Wednesdays prior to the scheduled meeting/hearing the report may be moved to the next Agenda.

CONTACT INFORMATION			
Name of Report Writer:		Dean Krejci	
Department & Telephone Number:		Financial Services, 403-342-8204	
REPORT INFORMATION			
Preferred Date of Agenda:		April 18, 2011 <i>MAY 16, 2011</i>	
Subject of the Report (provide a brief description)		Capital Project Information Report - For Year Ended, December 2010 - Report will contain capital project cancellations & deferrals; transfers between operating and capital budgets to correct the recording of capital assets and operating expenses plus variances for completed capital projects.	
Is this Time Sensitive? Why?		As stated in the Policy, "...will be reported to Council on an annual basis concurrent with the submission of the annual audited report to Council or as soon after as possible."	
What is the Decision/Action required from Council?		The report will be received as information. There may be action/recommendations when the analysis has been completed.	
Please describe Internal/ External Consultation, if any.		Financial Services prepares a report with input from departments.	
Is this an In-Camera item?			
Is Advertising Required?			
How does the Report link to the Strategic Plan and other existing Plans & Policies? There is a annual reporting requirement in Council Policy 5320.03 – C Capital Budget Funding Policy;			
Has Legal Counsel been consulted? Are there any outstanding issues? Please describe. n/a			
Are there any financial/budget implications? Please describe. Are there other organizational implications? Please describe. There will be financial/budget implications if there are completed jobs with insufficient funding.			
Presentation: (10 Min Max.)		<input type="checkbox"/> YES <input type="checkbox"/> NO	
		Presenter Name and Contact Information: Dean Krejci, 403-342-8204	
COMMUNITY IMPACT			
Should External Stakeholder(s) be advised of the Agenda item? (e.i. Community Groups, Businesses, Community Associations) If Yes, please provide the Contact Information for the External Stakeholder(s)		<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO
External Stakeholder(s) Contact Information: (please provide, name, mailing address, telephone number and e-mail address)			
FOR LEGISLATIVE & GOVERNANCE SERVICES USE ONLY			
Has this been to CLT / City Manager Briefings/ Committees: MPC, EAC, CPAC (Please circle those that apply)			
<b>CLT</b> When/describe: _____		<b>City Manager Briefings</b> When/Describe: _____	
Do we need Communications Support?		<input type="checkbox"/> YES	<input type="checkbox"/> NO

Please return completed form, along with report and any additional information to Legislative & Governance Services.



ORIGINAL

## AUDIT COMMITTEE

DATE: May 19, 2011  
TO: City Council  
FROM: Audit Committee  
SUBJECT: Capital Projects Report – for Year Ended December 31, 2010

---

At the May 19, 2011 meeting of the Audit Committee, the Audit Committee reviewed the Capital Projects Information Report for year ended December 31, 2010. After review, the Audit Committee introduced and passed the following motion:

**“Resolved** that the Audit Committee having reviewed the Capital Projects Information Report for year ended December 31, 2010 here forwards the Capital Projects Information Report for year ended December 31, 2010 to open Council for information.”

MOTION CARRIED

The above is submitted for Council’s information.

Respectfully submitted,

“Tara Veer”

Councillor Tara Veer  
Chairperson, Audit Committee

c: M. Andrew, Corporate Controller  
D. Krejci, Financial Services Manager

Date: May 16, 2011  
To: Craig Curtis, City Manager  
From: Dean Krejci, Financial Services Manager  
Subject: Capital Project Information Report - For Year Ended December 31, 2010

---

**BACKGROUND**

Section 208 (1) (k) of the Municipal Government Act requires that "actual revenues and expenditures of the municipality compared with ... the operating or capital budget approved by Council are reported to Council as often as Council directs".

In November of 2010 Council approved the Capital Budget Policy which had further reporting requirements.

An information report on Capital Projects completed in the year 2010 has been compiled as follows:

**CAPITAL BUDGET POLICY REQUIRED REPORTS**

**TRANSFERS BETWEEN PROJECTS – CITY MANAGER APPROVED**

There are 4 projects that supplied funding to three other projects in the amount of \$109,597.

**BUDGET ADDITION/REDUCTION – TRANSFERS BETWEEN OPERATING AND CAPITAL**

There is a total of \$1,240,818 transferred from operating to capital and a total of \$1,435,709 transferred from capital to operating. The net effect is a reduction of \$194,891 to the capital budget.

**PROJECT FUNDING SOURCE CHANGE**

There are 2 projects, totaling \$335,000, with a funding source change. In both cases the funding source changed from the capital project reserve to another reserve.

**MUNICIPAL GOVERNMENT ACT REQUIRED REPORTS**

**CANCELLED / DEFERRED PROJECTS – NO EXPENDITURES**

There are 9 projects that were cancelled / deferred with a total budget of \$808,000.

**COMPLETED PROJECTS – CUSTOMER CONTRIBUTIONS**

There are 8 projects which are customer (developer) funded with an approved budget of \$2,802,900 and total expenditures of \$1,622,074 resulting in a favourable variance of \$1,180,826. The amount of work completed can fluctuate greatly from one year to the next, depending on many factors including weather conditions, cost of labour and scope of projects.

**COMPLETED PROJECTS – OTHER**

There are 62 other completed projects with an approved budget of \$27,382,485 and total expenditures of \$23,553,494 resulting in a favourable variance of \$3,828,991.

### **COMPLETED PROJECTS – FUNDING REQUIRED**

The following project resulted in a deficit balance.

This project involving renovations to city hall and existing/new lease spaces along with the relocation of several city departments received funding from the Capital Project Reserve and from operating totaling \$230,000. With total expenses of \$251,940.45 there is a \$21,940.45 shortfall so further funding is required to cover the deficit.

<b>Budget Year</b>	<b>Job #</b>	<b>Project Description</b>	<b>Revenue &amp; Funding</b>	<b>Total Expenses</b>	<b>Project Balance</b>	
09	70117	<b>OFFICE SPACE RENO'S</b>	230,000	251,940.45	21,940.45	U

### **RECOMMENDATION / ACTION REQUESTED**

That City Council approves the transfer of \$21,940.45 from the Capital Project Reserve to fund the balance of job 70117.

That City Council accepts the balance of the report for informational purposes.

Lisa Francis, CMA  
Acting Financial Services Manager



**DATE:** May 17, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Kristina Öberg, Culture Superintendent

**SUBJECT:** Directional Signage for the Kerry Wood Nature Centre

---

## INTRODUCTION

On September 24, 2010 The City of Red Deer received a letter from Patricia MacSween, the Board Chairperson of the Waskasoo Environmental Society (WEES), requesting directional signage to the Kerry Wood Nature Centre at the 67<sup>th</sup> Street and Gaetz Avenue intersection. (appendix A)

There currently is signage on the QEII at the 67<sup>th</sup> Street overpass and then again on Gaetz Avenue at 55<sup>th</sup> Street and on 55<sup>th</sup> Street before 45<sup>th</sup> Avenue but there is no sign in at 67<sup>th</sup> Street and Gaetz Avenue to direct visitors and ensure they can get to the facility. The signage as it currently stands is ineffective as a way finding mechanism and the WEES has heard from tourists and residents that it is a source of frustration.

In order to alleviate the confusing experiences of visitors and residents, the society is requesting an additional sign at the 67<sup>th</sup> Street and Gaetz Avenue intersection, at a location with an existing Westerner Park sign (figures 2&3).

Over the past few months we have been researching this issue, consulting with affected departments and the Waskasoo Environmental Education Society has been collating attendance data to inform this report.

## DISCUSSION

Way-finding is becoming a bigger priority for communities that wish to encourage travelers to stop, stay and spend money in the community. In many communities these signs are used to direct people to several types of attractions like; colleges and universities, commercial districts (i.e. Historic Downtown), arts or cultural facilities, libraries, heritage/historic sites, parks, and recreational facilities. Currently we have this type of way-finding for the Westerner only. (Other way-finding in Red Deer is essential service based i.e. Hospital).

By effectively and efficiently guiding motorists to a destination visitors will not become confused or lost and have an overall better experience, leading to a greater chance they will stay and continue to enjoy what the community has to offer.

In developing this report the Engineering Department was contacted for comment. Their response was that this request does not meet the current Council policy for installing additional guide signs and recommends no additional guide signs be installed for the Kerry Wood nature Centre. (see attached report from Rebecca Clark, Traffic Engineer, appendix B).

The policy that Engineering is basing this decision on is the Guide and Information Signs Installation Warrant Council Policy. This policy pertains to the Warrant which dates back to 1986. In the 25 years since this Warrant, many communities have noted the need for better signing guidance to major destinations as a support to residents and visitors. The Kerry Wood Nature Centre is the gateway to our beautiful Waskasoo Park system. They have approximately 70 000 visitor contacts per year not including the users that are not recorded that attend special events or utilize the Gaetz Lake Sanctuary and surrounding trail system. This is significant visitorship and they have had feedback from tourists and residents regarding this signage challenge.

## **SUMMARY**

The Kerry Wood Nature Centre is a significant and unique city owned and supported facility. To improve way-finding and visitor information the Kerry Wood Nature Centre the Waskasoo Environmental Education Society is requesting an additional sign at the 67<sup>th</sup> Street and Gaetz Avenue intersection. This will require an exception to the current Policy 4307-C (1996) and Guide and Information Sign Warrants (1986). This would be in keeping with signage currently in place for the Westerner.

The attached map (appendix C) outlines the locations of existing directional/way-finding signage and the location signage is requested for.

## **RECOMMENDATION**

That Council approve one additional directional sign for the Kerry Wood Nature Centre at the south west corner of the 67<sup>th</sup> Street and Gaetz Avenue intersection, the costs of which would be covered by the Waskasoo Environmental Education Society.

Financial Services Review: Not required

Respectfully Submitted,

---

Kristina Öberg  
Culture Superintendent

/Attachments

Appendix A



6300 45 Avenue  
Red Deer, Alberta  
T4N 3M4  
Phone (403) 346-2010  
Fax (403) 347-2550  
Web: [www.waskasoonpark.ca](http://www.waskasoonpark.ca)

Friday, September 24, 2010

Letter to Council regarding signage

Mayor and Council  
City of Red Deer  
c/o Elaine Vincent  
Legislative and Governance Services  
City of Red Deer  
P.O. Box 5008  
Red Deer, AB T4N 3T4

Dear Mayor Flewwelling and Members of Council:

This letter will serve as our request for proper signage to the Kerry Wood Nature Centre on the South bound turning lane at 67<sup>th</sup> Street and Gaetz Avenue South intersection. At present, there is signage on the QE II at the 67<sup>th</sup> Street overpass, and a sign at the bottom of the hill on Gaetz Avenue South and 55<sup>th</sup> Street, near the Fiesta Plaza Strip Mall. There is no sign that serves to connect these two. The existing signage is ineffective and frustrating as we have heard from numerous tourists and residents alike.

In order to alleviate the confusion experienced by many of our visitors, we are asking for one additional sign at the aforementioned intersection. Please see the attached photos for further reference. Your earliest consideration to this deficiency would be greatly appreciated.

Sincerely,

A handwritten signature in cursive script, appearing to read "Patricia MacSween".

Patricia MacSween  
Board Chairperson,  
WEES

Figure 1

QE 2 at 67<sup>th</sup> Street Turn-off



Figure 2

67<sup>th</sup> Street at Gaetz Avenue (SW corner of intersection)



Figure 3

67<sup>th</sup> Street at Gaetz Avenue (SW corner of intersection)

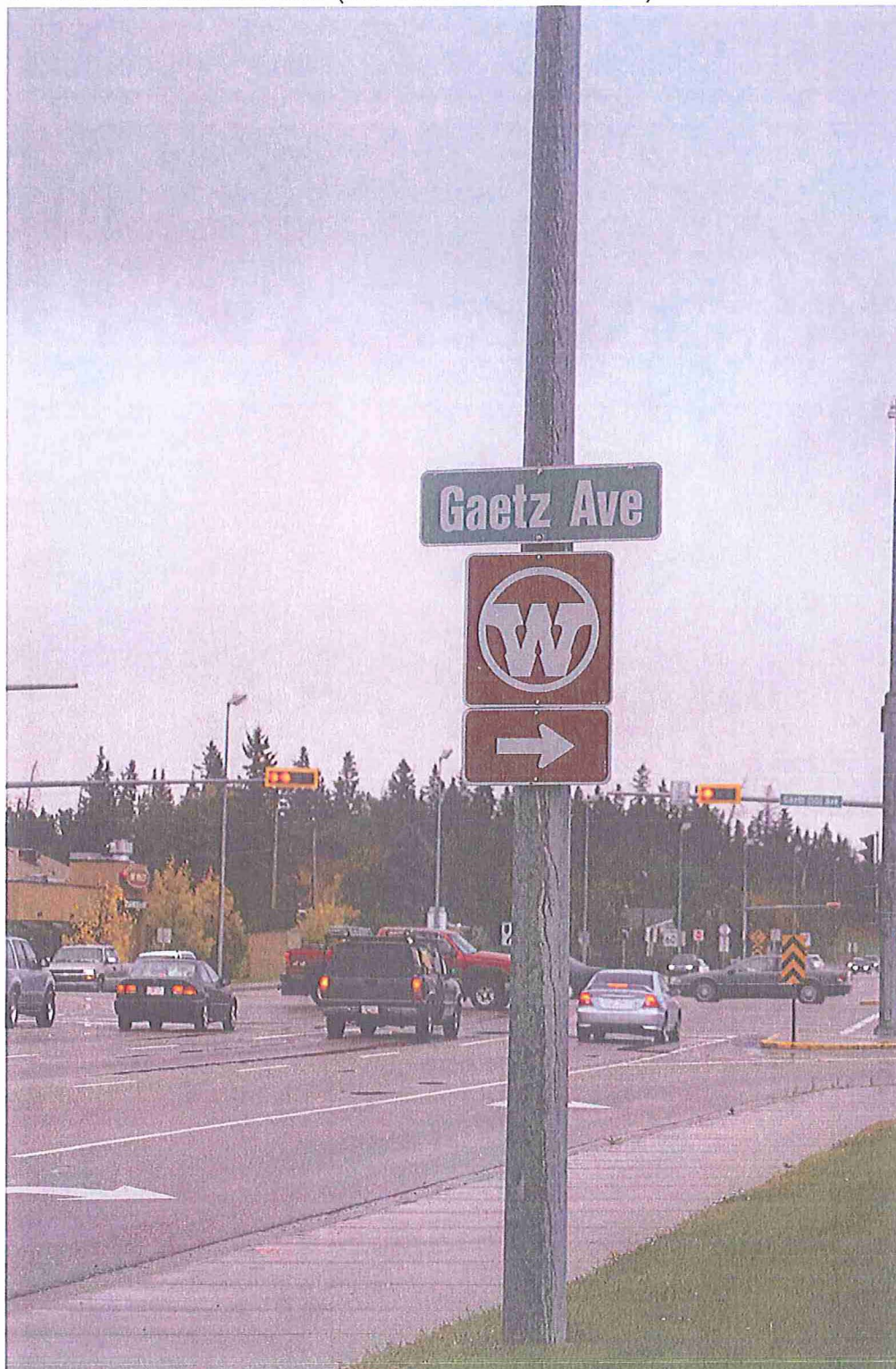


Figure 4

Gaetz Avenue at 55<sup>th</sup> Street Turn-off

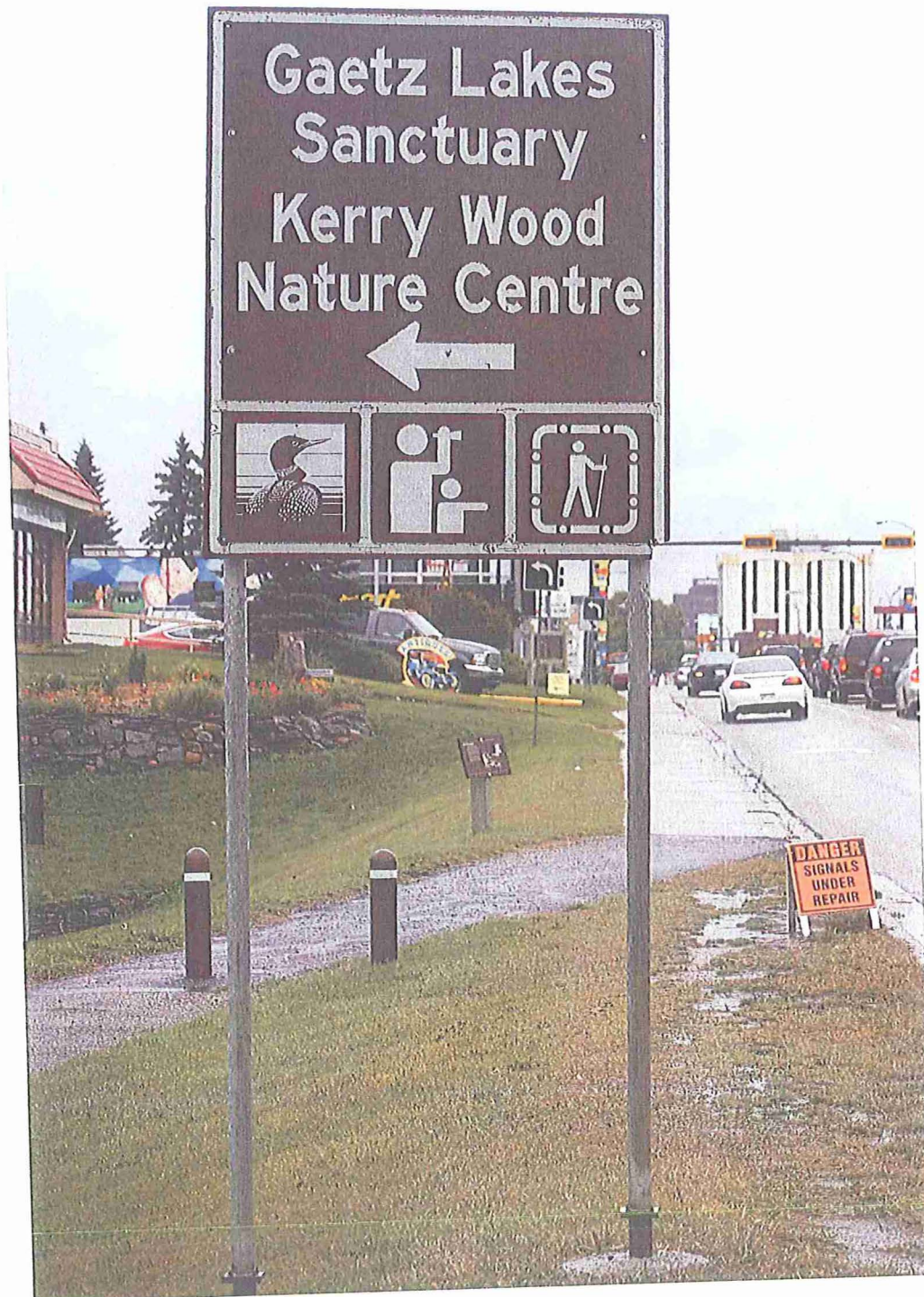


Figure 5

55<sup>th</sup> Street before 45<sup>th</sup> Avenue



## Appendix B



**DATE:** October 29, 2010

**TO:** Kristina Oberg  
Culture Superintendent

**FROM:** Rebecca Clark  
Traffic Engineer

**RE:** Kerry Wood Nature Centre - Directional Signs

This is in response to your telephone request on October 29, 2010. You indicated that the Kerry Wood Nature Centre has requested that additional guide signs be installed to guide motorists from Highway 2 to the existing guide signs at the intersection of 55 Street & 50 Avenue and asked for our comments.

The City appreciates the need to help motorists in finding their destinations. This need is best demonstrated by the numerous previous signing requests received from day-care centres, schools, city parks, grocery stores, industrial parks, business parks, social/athletic clubs, golf courses, ski resorts, hotels, retail stores, Provincial mental institutions, nurseries, and volunteer organizations.

Recognizing the need to provide motorist guidance and public safety, City Council adopted a policy for approving guide sign requests for government and private facilities. This Policy was adopted after many months of consultation with Alberta Transportation, the Licensing and Inspection Department, the Recreation Department, the Parks Department and the Planning Commission.

The policy requires guide and information signs to be installed for facilities that meet all the following conditions:

- 1) The facility meets the City Land Use By-law parking requirement.
- 2) The facility owner/operator provides acceptable proof of attendance over 60,000 people per year.
- 3) The facility owner/operator pays an initial application fee and a tri-annual renewal fee for the sign installation to cover installation and maintenance costs.
- 4) The facility is not on a major arterial.
- 5) The facility does not form part of a larger facility in which directional signs are already provided.

Kristina Oberg  
October 29, 2010  
Page 2

For Kerry Wood Nature Centre and 18 other facilities that meet these criteria, guide signs are provided from the nearest arterial intersection (i.e., the 55 Street & 49/50 Avenue intersection).


The only exceptions are the Hospital, the Tourist Information Centre and the Westerner Grounds. For these three facilities, guide signs can be provided from major city entrances and intersections. Exceptions were made to the Hospital for safety reasons, to the Visitor Information Centre for its role in providing tourists direction and to the Westerner Exposition for the large number of out of town strangers that it attracts.

The City adopted this policy for the following reasons:

- 1) Numerous facilities are hard to find and would benefit from guide sign installations. The City receives requests for numerous Guide and Information signs. Guidelines are needed to implement guide signs consistently.
- 2) The advantages of providing more signs, or more information per sign, is offset by the difficulty drivers would have sifting through the additional information provided to find the directions pertinent to their own trips, while driving at the same time.
- 3) While missing a destination guide sign would merely result in motorists' confusion and frustration, missing a warning or regulatory sign could result in serious traffic collisions.

The Kerry Wood Nature Centre's request for additional guide signs does not meet the Council policy for installing guide signs. Adding guide signs for one facility that deviates from City Council's guidelines may prompt other approved facilities in Red Deer to expect the same treatment. As such, we recommend that no additional guide signs be installed for the Kerry Wood Nature Centre.

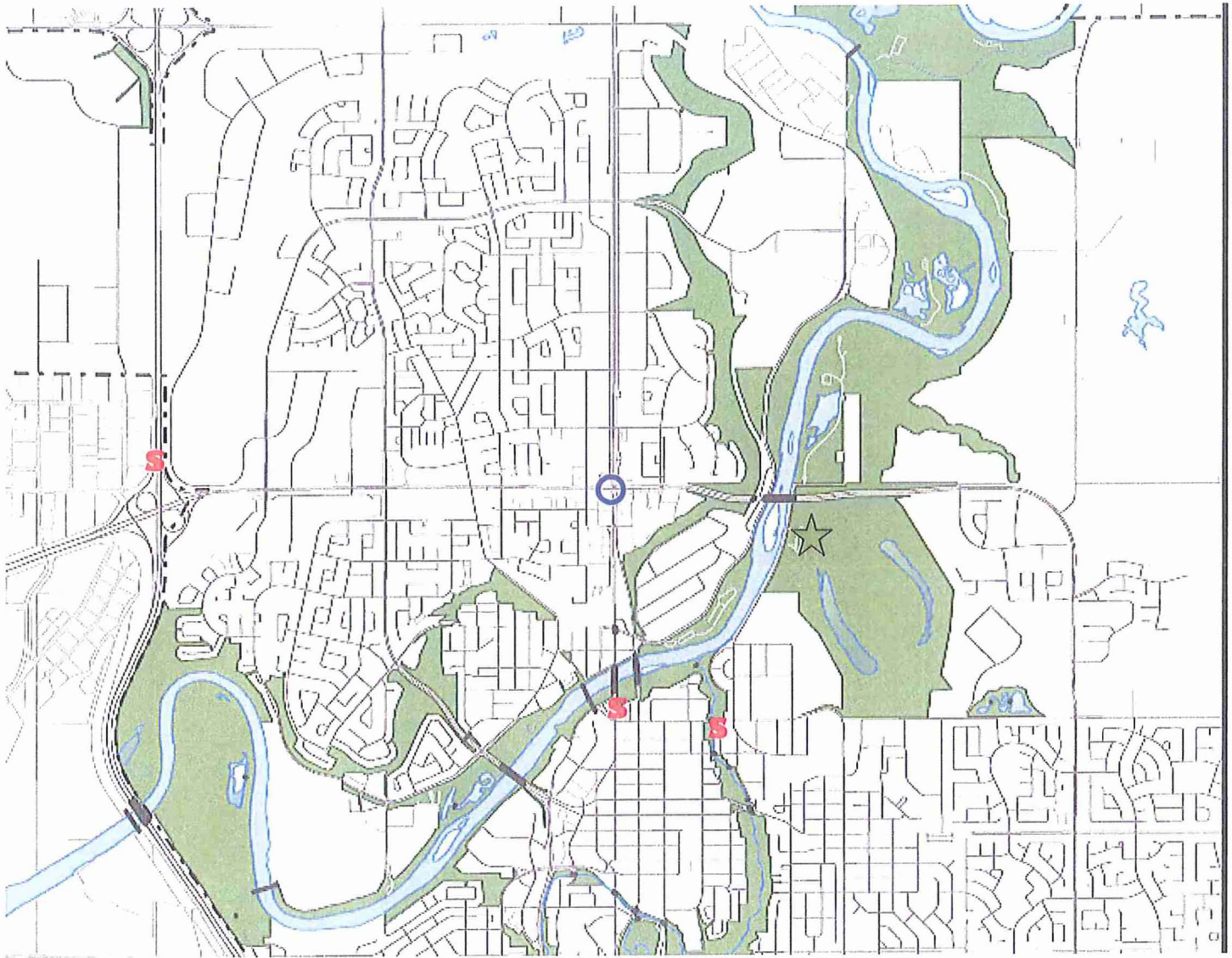
Sincerely,



Rebecca Clark, P. Eng.  
Traffic Engineer

ST/mvb

**Waskasoo Environmental Society  
Kerry Wood Nature Centre Directional (Way-finding) Signage Request  
Map**



- S** Existing way-finding sign
- O** Location for requested way-finding
- ★** Kerry Wood Nature Centre

**Comments:**

I strongly support the need for additional standard, brown signage to follow along 67 Street Bridge for the Kerry Wood Nature Centre. Wayfinding is becoming an important issue and this policy needs to be reviewed.

“Craig Curtis”  
City Manager

**DATE:** June 2, 2011  
**TO:** Rebecca Clark, Traffic Engineer  
**FROM:** Elaine Vincent, Legislative & Governance Services Manager  
**SUBJECT:** Directional Signage for the Kerry Wood Nature Centre

---

**Reference:**

Culture Superintendent, dated May 17, 2011.

**Resolution:**

The following resolution was passed during the regular Council meeting held on Monday, May 30, 2011:

**“Resolved** that Council of The City of Red Deer having considered the report from the Culture Superintendent dated May 17, 2011 re: Directional Signs for the Kerry Wood Nature Centre agrees to:

- 1) approve the Kerry Wood Nature Center signage request and,
- 2) directs a policy review on signage to be completed and brought back to Council by November 30, 2011.”

**Report Back to Council:** Yes

**Comments/Further Action:**

Approval of sign request will allow installation of one additional directional sign for the Kerry Wood Nature Centre at the south west corner of 67 Street and Gaetz Avenue intersection, with costs being covered by the Waskasoo Environmental Education Society.

Administration to review signage policy and provide a report for Council’s consideration by November 30, 2011.



Elaine Vincent  
Legislative & Governance Services Manager

c: Community Services Director  
Culture Superintendent  
Engineering Services Manager  
Policy & Research Coordinator  
Corporate Meeting Coordinator

LEGISLATIVE & GOVERNANCE SERVICES  
June 6, 2011

Ms. Patricia MacSween  
Board Chairperson  
Waskasoo Environmental Education Society  
6300 – 45 Avenue  
Red Deer, AB T4N 3M4

Dear Ms. MacSween:

**RE: Directional Signage for the Kerry Wood Nature Centre**

The above item was presented to Red Deer City Council at the Monday, May30, 2011 Council meeting, and the following resolution was passed:

**“Resolved** that Council of The City of Red Deer having considered the report from the Culture Superintendent dated May 17, 2011 re: Directional Signs for the Kerry Wood Nature Centre agrees to:

- 1) approve the Kerry Wood Nature Center signage request and,
- 2) directs a policy review on signage to be completed and brought back to Council by November 30, 2011.”

Should you have any questions regarding this matter, please contact Kristina Oberg, Cultural Superintendent at 403-309-4091.

Sincerely,

Elaine Vincent  
Legislative & Governance Services Manager

c Frank Colosimo, Engineering Services Manager

ORIGINAL



Revised Report  
- (CHANGED) DATE ON  
REPORT + MADE  
CHANGE TO LAST  
PARAGRAPH.

**DATE:** May 17, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Kristina Öberg, Culture Superintendent

**SUBJECT:** Directional Signage for the Kerry Wood Nature Centre

---

## INTRODUCTION

On September 24, 2010 The City of Red Deer received a letter from Patricia MacSween, the Board Chairperson of the Waskasoo Environmental Society (WEES), requesting directional signage to the Kerry Wood Nature Centre at the 67<sup>th</sup> Street and Gaetz Avenue intersection. (appendix A)

There currently is signage on the QEII at the 67<sup>th</sup> Street overpass and then again on Gaetz Avenue at 55<sup>th</sup> Street and on 55<sup>th</sup> Street before 45<sup>th</sup> Avenue but there is no sign in at 67<sup>th</sup> Street and Gaetz Avenue to direct visitors and ensure they can get to the facility. The signage as it currently stands is ineffective as a way finding mechanism and the WEES has heard from tourists and residents that it is a source of frustration.

In order to alleviate the confusing experiences of visitors and residents, the society is requesting an additional sign at the 67<sup>th</sup> Street and Gaetz Avenue intersection, at a location with an existing Westerner Park sign (figures 2&3).

Over the past few months we have been researching this issue, consulting with affected departments and the Waskasoo Environmental Education Society has been collating attendance data to inform this report.

## DISCUSSION

Way-finding is becoming a bigger priority for communities that wish to encourage travelers to stop, stay and spend money in the community. In many communities these signs are used to direct people to several types of attractions like; colleges and universities, commercial districts (i.e. Historic Downtown), arts or cultural facilities, libraries, heritage/historic sites, parks, and recreational facilities. Currently we have this type of way-finding for the Westerner only. (Other way-finding in Red Deer is essential service based i.e. Hospital).

By effectively and efficiently guiding motorists to a destination visitors will not become confused or lost and have an overall better experience, leading to a greater chance they will stay and continue to enjoy what the community has to offer.

In developing this report the Engineering Department was contacted for comment. Their response was that this request does not meet the current Council policy for installing additional guide signs and recommends no additional guide signs be installed for the Kerry Wood nature Centre. (see attached report from Rebecca Clark, Traffic Engineer, appendix B).

The policy that Engineering is basing this decision on is the Guide and Information Signs Installation Warrant Council Policy. This policy pertains to the Warrant which dates back to 1986. In the 25 years since this Warrant, many communities have noted the need for better signing guidance to major destinations as a support to residents and visitors. The Kerry Wood Nature Centre is the gateway to our beautiful Waskasoo Park system. They have approximately 70 000 visitor contacts per year not including the users that are not recorded that attend special events or utilize the Gaetz Lake Sanctuary and surrounding trail system. This is significant visitorship and they have had feedback from tourists and residents regarding this signage challenge.

## **SUMMARY**

The Kerry Wood Nature Centre is a significant and unique city owned and supported facility. To improve way-finding and visitor information the Kerry Wood Nature Centre the Waskasoo Environmental Education Society is requesting an additional sign at the 67<sup>th</sup> Street and Gaetz Avenue intersection. This will require an exception to the current Policy 4307-C (1996) and Guide and Information Sign Warrants (1986). This would be in keeping with signage currently in place for the Westerner.

The attached map (appendix C) outlines the locations of existing directional/way-finding signage and the location signage is requested for.

## **RECOMMENDATION**

That Council approve one additional directional sign for the Kerry Wood Nature Centre at the south west corner of the 67<sup>th</sup> Street and Gaetz Avenue intersection, the costs of which would be covered by the Waskasoo Environmental Education Society.

Financial Services Review: Not required

Respectfully Submitted,

---

Kristina Öberg  
Culture Superintendent

/Attachments

**Guide and Information Signs  
Installation Warrant****Purpose:**

The purpose of this policy is to ensure that signs are installed to fulfil the needs of motorists and that a consistent set of criteria are used in considering all requests for Guide and Information Signs.

**Policy Statement(s):**

The City shall, when considering requests for the installation of signs to give direction to certain private or public facilities and/or businesses, refer to the document entitled "Guide and Information Signs Installation Warrant" dated April 7, 1986, as a guideline.

**Authority/Responsibility to Implement:**

The City Manager will ensure the policy requirements are met and updated as required.

**References/Links:**

- Council Agenda of April 28, 1986

**Document History:**

Approved: September 9, 1996
Administrative Revision (new template): March 9, 2010

## Appendix A



6300 45 Avenue  
Red Deer, Alberta  
T4N 3M4  
Phone (403) 346-2010  
Fax (403) 347-2550  
Web: [www.waskasoopark.ca](http://www.waskasoopark.ca)

Friday, September 24, 2010

Letter to Council regarding signage

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City of Red Deer  
c/o Elaine Vincent  
Legislative and Governance Services  
City of Red Deer  
P.O. Box 5008  
Red Deer, AB T4N 3T4

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Sincerely,

Patricia MacSween  
Board Chairperson,  
WEES

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QE 2 at 67<sup>th</sup> Street Turn-off



Figure 2

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Figure 3

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Figure 4

Gaetz Avenue at 55<sup>th</sup> Street Turn-off



DM#I083314

Figure 5

55<sup>th</sup> Street before 45<sup>th</sup> Avenue





**DATE:** October 29, 2010

**TO:** Kristina Oberg  
Culture Superintendent

**FROM:** Rebecca Clark  
Traffic Engineer

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Kristina Oberg  
October 29, 2010  
Page 2

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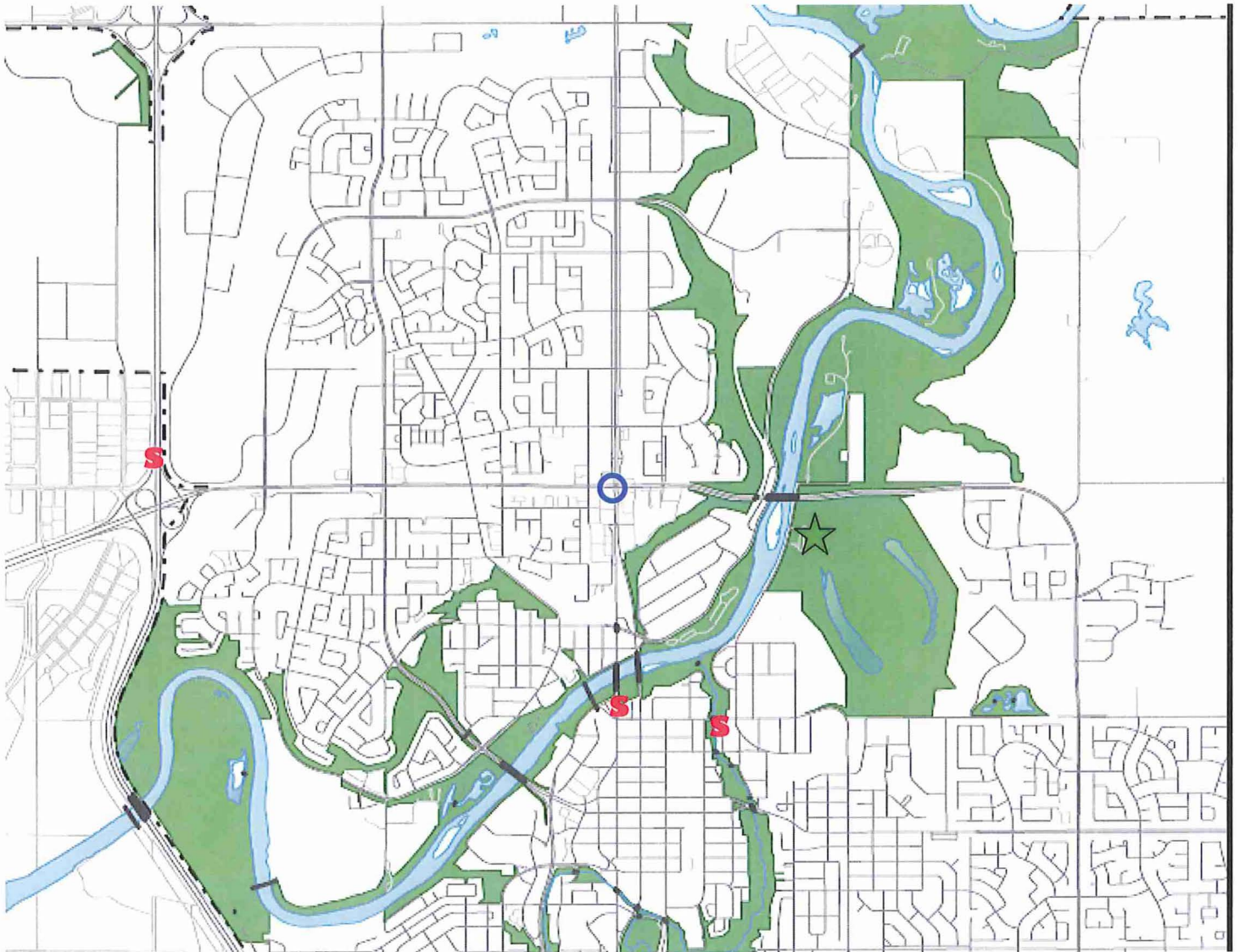
Sincerely,



Rebecca Clark, P. Eng.  
Traffic Engineer

ST/mvb

**Waskasoo Environmental Society  
Kerry Wood Nature Centre Directional (Way-finding) Signage Request  
Map**



- S** Existing way-finding sign
- Location for requested way-finding
- ★** Kerry Wood Nature Centre

**Christine Kenzie**

BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

**To:** Kristina Oberg  
**Cc:** Elaine Vincent  
**Subject:** RE: DMPROD-#1083314-v1-March\_25\_\_2011\_-\_Directional\_Signage\_Council\_Memo.DOC

Yes, we can move it to the May 30th Council Meeting.

**Christine Kenzie | Corporate Meeting Coordinator**  
Legislative & Governance Services | The City of Red Deer  
D 403.356.8978 | F 403.346.6195  
[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)

---

**From:** Kristina Oberg  
**Sent:** April 07, 2011 3:55 PM  
**To:** Christine Kenzie  
**Subject:** RE: DMPROD-#1083314-v1-March\_25\_\_2011\_-\_Directional\_Signage\_Council\_Memo.DOC

The only challenge with May 16<sup>th</sup> is that I am off, recovering from surgery. Can we make it the 30<sup>th</sup>?

K☺

**Kristina Öberg | Culture Superintendent**  
Recreation, Parks and Culture | The City of Red Deer  
Box 5008, Red Deer, AB T4N 3T4  
Ph. 403.309.2637 Fax 403.346.4970

---

**From:** Christine Kenzie  
**Sent:** April 07, 2011 3:49 PM  
**To:** Kristina Oberg  
**Subject:** FW: DMPROD-#1083314-v1-March\_25\_\_2011\_-\_Directional\_Signage\_Council\_Memo.DOC

Looks like this one will be held over to May 16th.

**Christine Kenzie | Corporate Meeting Coordinator**  
Legislative & Governance Services | The City of Red Deer  
D 403.356.8978 | F 403.346.6195  
[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)

---

**From:** Elaine Vincent  
**Sent:** April 07, 2011 3:41 PM  
**To:** Christine Kenzie

**Subject:** RE: DMPROD-#1083314-v1-March\_25\_\_2011\_-\_Directional\_Signage\_Council\_Memo.DOC

No need to rush... it can wait till may 16th...

*Elaine Vincent*

Manager, Legislative and Governance Services  
The City of Red Deer  
Phone: 403-342-8134  
Fax: 403-346-6195  
elaine.vincent@reddeer.ca

---

**From:** Christine Kenzie  
**Sent:** Thursday, April 07, 2011 2:18 PM  
**To:** Elaine Vincent  
**Subject:** FW: DMPROD-#1083314-v1-March\_25\_\_2011\_-\_Directional\_Signage\_Council\_Memo.DOC

Any answer from Craig - if this will go on the open agenda for April 18th?

**Christine Kenzie | Corporate Meeting Coordinator**

Legislative & Governance Services | The City of Red Deer

D 403.356.8978 | F 403.346.6195

christine.kenzie@reddeer.ca

---

**From:** Elaine Vincent  
**Sent:** April 06, 2011 10:21 AM  
**To:** Craig Curtis  
**Cc:** Christine Kenzie  
**Subject:** FW: DMPROD-#1083314-v1-March\_25\_\_2011\_-\_Directional\_Signage\_Council\_Memo.DOC

In essence Kerry Wood Nature Centre is requesting one additional sign... Recommended from community services but not from engineering....

Do you want this discussed at open council as the only way engineering will grant approval is if Council agrees...

*Elaine Vincent*

Manager, Legislative and Governance Services  
The City of Red Deer  
Phone: 403-342-8134  
Fax: 403-346-6195  
elaine.vincent@reddeer.ca

---

**From:** Kristina Oberg  
**Sent:** Wednesday, April 06, 2011 9:55 AM  
**To:** Elaine Vincent  
**Cc:** Greg Scott  
**Subject:** DMPROD-#1083314-v1-March\_25\_\_2011\_-\_Directional\_Signage\_Council\_Memo.DOC

<< File: DMPROD-#1083314-v1-March\_25\_\_2011\_-\_Directional\_Signage\_Council\_Memo.DOC >>

Hi Elaine,

Please find attached a copy of my report in response to the request from the Waskasoo Environmental Education Society for directional signage for the Kerry Wood nature Centre. I am sending it to you for feedback as you will find in reading it the approach

we are recommending does not align with the position of Engineering.

I realize that the report has taken some time, but I was waiting on a few pieces of information from WEES, the last of which I received this week.

Please let me know what you think relatd to this report or any changes you might siggest.

Thanks

Kristina

**Kristina Öberg | Culture Superintendent**

Recreation, Parks and Culture | The City of Red Deer

Box 5008, Red Deer, AB T4N 3T4

Ph. 403.309.2637 Fax 403.346.4970

**Christine Kenzie**

~~BACK UP INFORMATION~~  
NOT SUBMITTED TO COUNCIL

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**Sent:** April 06, 2011 10:21 AM  
**To:** Craig Curtis  
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**Subject:** FW: DMPROD-#1083314-v1-March\_25\_\_2011\_-\_Directional\_Signage\_Council\_Memo.DOC

**Attachments:** DMPROD-#1083314-v1-March\_25\_\_2011\_-\_Directional\_Signage\_Council\_Memo.DOC

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*Elaine Vincent*  
Manager, Legislative and Governance Services  
The City of Red Deer  
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Fax: 403-346-6195  
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Kristina

**Kristina Öberg | Culture Superintendent**  
Recreation, Parks and Culture | The City of Red Deer  
Box 5008, Red Deer, AB T4N 3T4  
Ph. 403.309.2637 Fax 403.346.4970



ORIGINAL  
REPORT - DATED  
APRIL 5/2011

**DATE:** April 5, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Kristina Öberg, Culture Superintendent

**SUBJECT:** Directional Signage for the Kerry Wood Nature Centre

---

## INTRODUCTION

On September 24, 2010 The City of Red Deer received a letter from Patricia MacSween, the Board Chairperson of the Waskasoo Environmental Society (WEES), requesting directional signage to the Kerry Wood Nature Centre at the 67<sup>th</sup> Street and Gaetz Avenue intersection. (appendix A)

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## DISCUSSION

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## **SUMMARY**

The Kerry Wood Nature Centre is a significant and unique city owned and supported facility. To improve way-finding and visitor information the Kerry Wood Nature Centre the Waskasoo Environmental Education Society is requesting an additional sign at the 67<sup>th</sup> Street and Gaetz Avenue intersection. This will require an exception to the current Policy 4307-C (1996) and Guide and Information Sign Warrants (1986). This would be in keeping with signage currently in place for the Westerner.

The attached map (appendix C) outlines the locations of existing directional/way-finding signage and the location signage is requested for.

## **RECOMMENDATION**

That Council approve one additional directional sign for the Kerry Wood Nature Centre at the south west corner of the 67<sup>th</sup> Street and Gaetz Avenue intersection, the costs of which would be covered by the Waskasoo Environmental Education Society.

Financial Services Review: Not required

Respectfully Submitted,

---

Kristina Öberg  
Culture Superintendent

/Attachments

## Appendix A



6300 45 Avenue  
Red Deer, Alberta  
T4N 3M4  
Phone (403) 346-2010  
Fax (403) 347-2350  
Web: [www.waskasoopark.ca](http://www.waskasoopark.ca)

Friday, September 24, 2010

Letter to Council regarding signage

Mayor and Council  
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Sincerely,

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Board Chairperson,  
WEES

Figure 1

QE 2 at 67<sup>th</sup> Street Turn-off



Figure 2

67<sup>th</sup> Street at Gaetz Avenue (SW corner of intersection)



Figure 3

67<sup>th</sup> Street at Gaetz Avenue (SW corner of intersection)

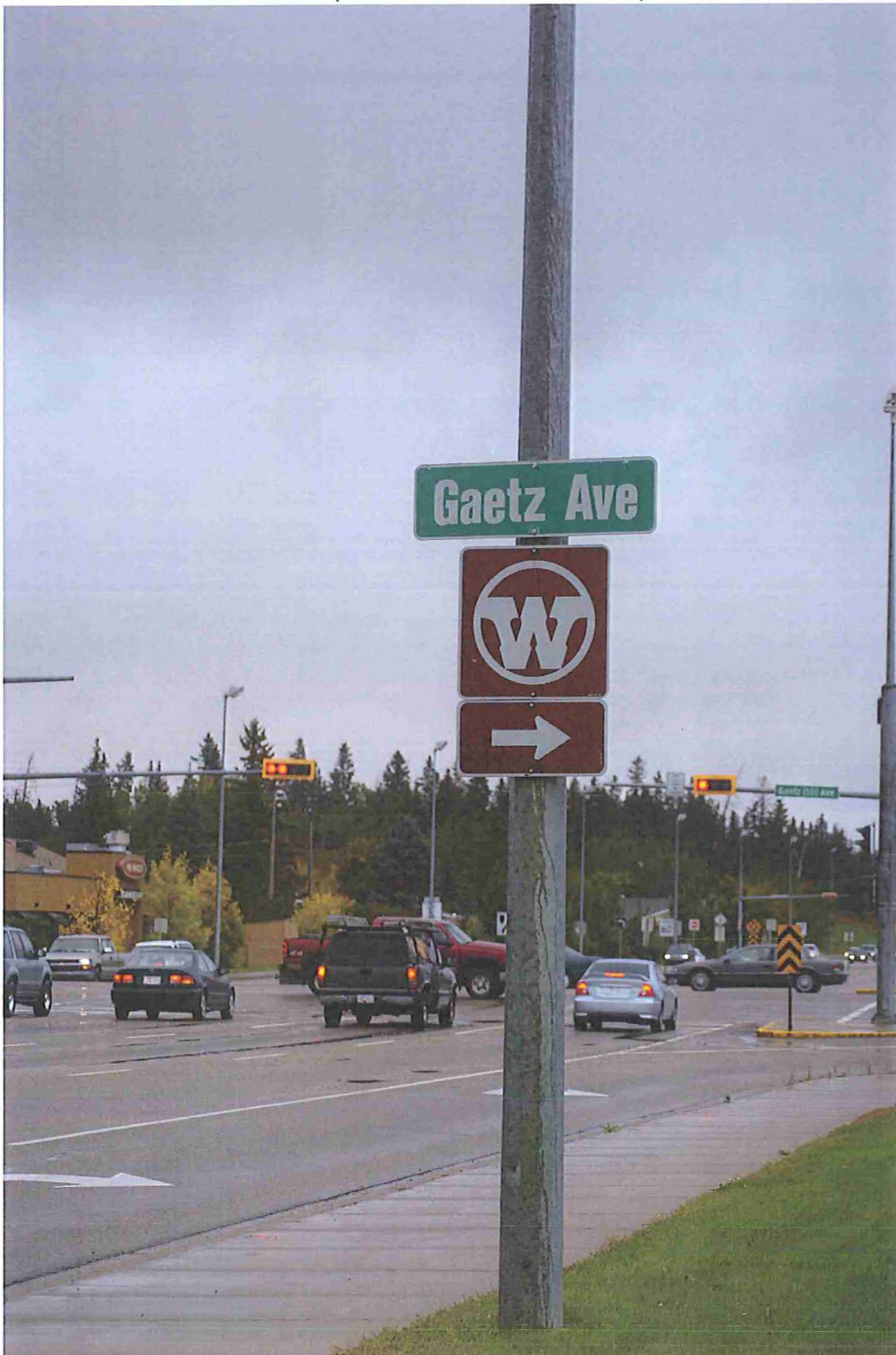


Figure 4

Gaetz Avenue at 55<sup>th</sup> Street Turn-off



Figure 5

55<sup>th</sup> Street before 45<sup>th</sup> Avenue





**DATE:** October 29, 2010

**TO:** Kristina Oberg  
Culture Superintendent

**FROM:** Rebecca Clark  
Traffic Engineer

**RE:** Kerry Wood Nature Centre - Directional Signs

This is in response to your telephone request on October 29, 2010. You indicated that the Kerry Wood Nature Centre has requested that additional guide signs be installed to guide motorists from Highway 2 to the existing guide signs at the intersection of 55 Street & 50 Avenue and asked for our comments.

The City appreciates the need to help motorists in finding their destinations. This need is best demonstrated by the numerous previous signing requests received from day-care centres, schools, city parks, grocery stores, industrial parks, business parks, social/athletic clubs, golf courses, ski resorts, hotels, retail stores, Provincial mental institutions, nurseries, and volunteer organizations.

Recognizing the need to provide motorist guidance and public safety, City Council adopted a policy for approving guide sign requests for government and private facilities. This Policy was adopted after many months of consultation with Alberta Transportation, the Licensing and Inspection Department, the Recreation Department, the Parks Department and the Planning Commission.

The policy requires guide and information signs to be installed for facilities that meet all the following conditions:

- 1) The facility meets the City Land Use By-law parking requirement.
- 2) The facility owner/operator provides acceptable proof of attendance over 60,000 people per year.
- 3) The facility owner/operator pays an initial application fee and a tri-annual renewal fee for the sign installation to cover installation and maintenance costs.
- 4) The facility is not on a major arterial.
- 5) The facility does not form part of a larger facility in which directional signs are already provided.

Kristina Oberg  
October 29, 2010  
Page 2

For Kerry Wood Nature Centre and 18 other facilities that meet these criteria, guide signs are provided from the nearest arterial intersection (i.e., the 55 Street & 49/50 Avenue intersection).

The only exceptions are the Hospital, the Tourist Information Centre and the Westerner Grounds. For these three facilities, guide signs can be provided from major city entrances and intersections. Exceptions were made to the Hospital for safety reasons, to the Visitor Information Centre for its role in providing tourists direction and to the Westerner Exposition for the large number of out of town strangers that it attracts.

The City adopted this policy for the following reasons:

- 1) Numerous facilities are hard to find and would benefit from guide sign installations. The City receives requests for numerous Guide and Information signs. Guidelines are needed to implement guide signs consistently.
- 2) The advantages of providing more signs, or more information per sign, is offset by the difficulty drivers would have sifting through the additional information provided to find the directions pertinent to their own trips, while driving at the same time.
- 3) While missing a destination guide sign would merely result in motorists' confusion and frustration, missing a warning or regulatory sign could result in serious traffic collisions.

The Kerry Wood Nature Centre's request for additional guide signs does not meet the Council policy for installing guide signs. Adding guide signs for one facility that deviates from City Council's guidelines may prompt other approved facilities in Red Deer to expect the same treatment. As such, we recommend that no additional guide signs be installed for the Kerry Wood Nature Centre.

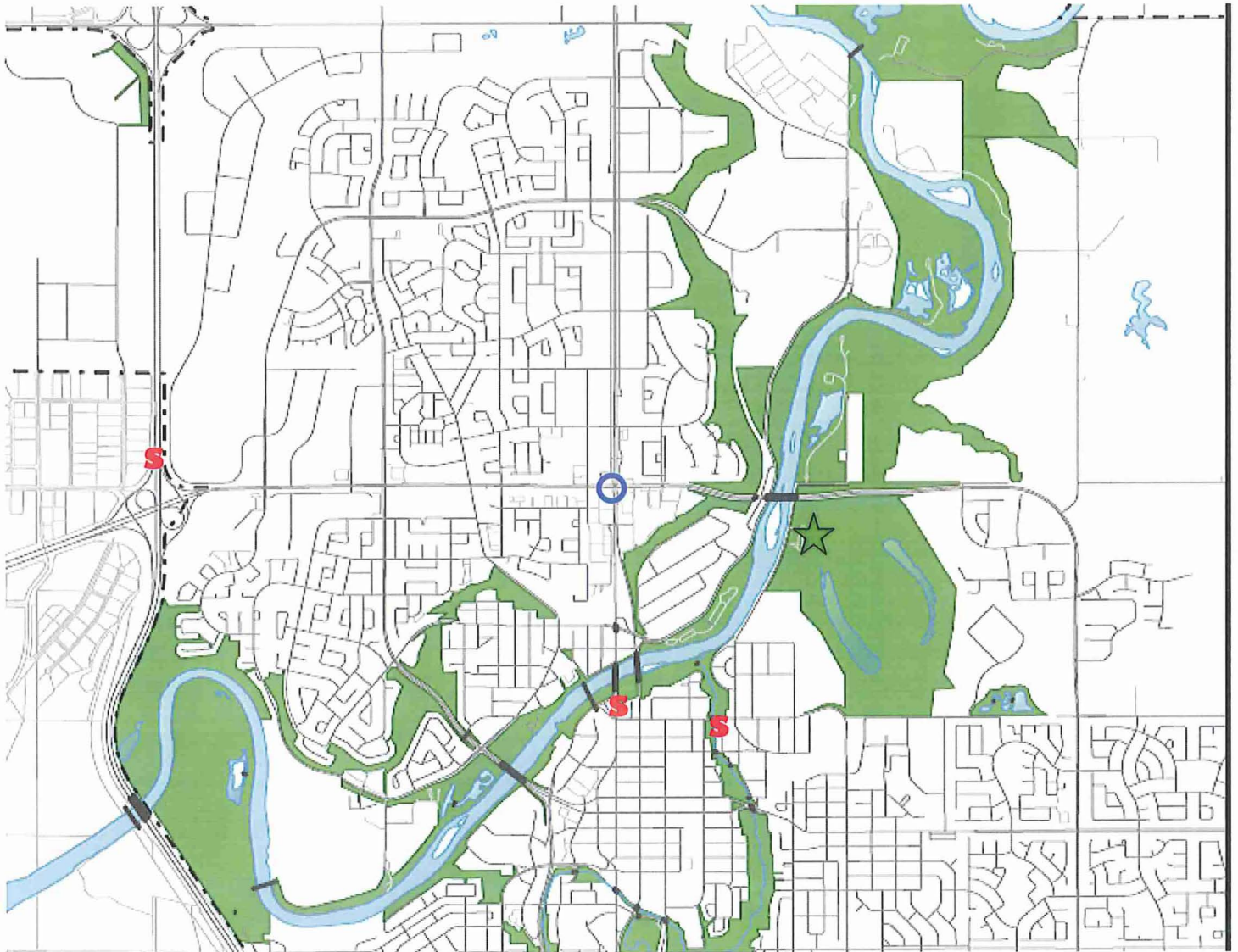
Sincerely,



Rebecca Clark, P. Eng.  
Traffic Engineer

ST/mvb

**Waskasoo Environmental Society  
Kerry Wood Nature Centre Directional (Way-finding) Signage Request  
Map**



- S** Existing way-finding sign
- Location for requested way-finding
- ★** Kerry Wood Nature Centre

**Christine Kenzie**

BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

**From:** Linda Rehn  
**Sent:** May 20, 2011 10:23 AM  
**To:** Christine Kenzie  
**Cc:** Simone Thompson  
**Subject:** FW: Council Policy 4307 -C

**Attachments:** 19980727 Council Decision.pdf; 19860407 Report from Chi.pdf

Tks Simone... Christine – does any of this help?

Linda  
(403) 342-8184

---

**From:** Simone Thompson  
**Sent:** May 20, 2011 10:15 AM  
**To:** Linda Rehn  
**Subject:** RE: Council Policy 4307 -C

Hi Linda,  
Here is all the general information I have on Guide and Information Signs. I hope it helps.



19980727 Council  
Decision.pdf ...



19980721 Sign  
3ylaw Review Com..



19860407 Report  
from Chi.pdf (...)

Cheers,

Simone Thompson  
Traffic Engineering Analyst  
[Simone.Thompson@reddeer.ca](mailto:Simone.Thompson@reddeer.ca)

---

**From:** Linda Rehn  
**Sent:** May 20, 2011 10:00 AM  
**To:** Simone Thompson  
**Subject:** FW: Council Policy 4307 -C

Simone??

Linda  
(403) 342-8184

---

**From:** Christine Kenzie  
**Sent:** May 20, 2011 9:29 AM  
**To:** Linda Rehn  
**Cc:** Bev Greter

→ DIRECTIONAL SIGNAGE FROM  
BACKUP INFO  
RE: COUNCIL POLICY  
4307-C.  
→ GUIDE + INFORMATION  
SIGNS INSTALLATION  
WARRANT  
- BLAINE HAS ORIGINAL  
REPORT RE  
DIRECTIONAL  
SIGNAGE

**Subject:** Council Policy 4307 -C

Do you know where I can find a copy of the "Guide and Information Signs Installation Warrant Report (April, 1986)." This report is referenced in Council Policy 4307-C. Would you have a copy in Engineering??

Thanks.

**Christine Kenzie | Corporate Meeting Coordinator**

Legislative & Governance Services | The City of Red Deer

D 403.356.8978 | F 403.346.6195

[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)

BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

April 30, 1986

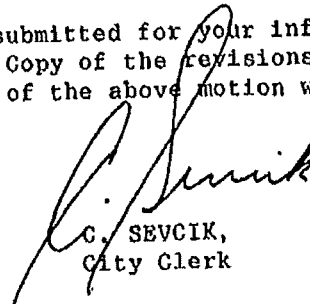
TO: CITY ENGINEER  
FROM: CITY CLERK  
RE: GUIDE AND INFORMATION SIGN INSTALLATION WARRANTS

Your report dated April 7, 1986 concerning the above topic was presented to Council April 28, 1986 and at which meeting Council passed the following motion.

"RESOLVED that Council of the City of Red Deer having considered report dated April 7, 1986 from the City Engineer re: Guide and Information Sign Installation Warrants, hereby agree that same be approved and adopted as City policy and as recommended to City Council April 28, 1986 by the administration.

Council further hereby approve Policy No. 543 as presented to Council April 28, 1986 for inclusion in the Council Policy Manual."

The decision of Council in this instance is submitted for your information and I trust you will find same satisfactory. Copy of the revisions to the Council Policy Manual as a result of passage of the above motion will be sent to you under separate cover.

  
C. SEVCIK,  
City Clerk

CS/gr

NO. 24

April 7, 1986 |

TO: City Clerk

FROM: City Engineer

RE: Guide and Information Sign Installation Warrants |

The City frequently receives requests for the installation of signs to give direction to certain private or public facilities/businesses.

At the time of drafting this Warrant, such signs were approved and installed at the discretion of the City Engineer. The deliberations and considerations in arriving at such decisions may not be obvious to the public.

Therefore, after consultation with Alberta Transportation, the Building Inspection Department, the Recreation Department, the Parks Department, and the Planning Commission, a policy was drafted to ensure that:

1. Signs are installed to fulfill the needs of the motorists.
2. A consistent set of criteria is used in considering all requests for Guide and Information Signs.

Attached herewith are:

- A. Guide and Information Signs Installation Warrant
- B. Appendix A - Signing Warrant Criteria Explanations
- C. Appendix B - Comments and Clarifications on Proposed Warrant

Submitted for Council's consideration and approval.

  
B. D. Jeffers, P. Eng.  
City Engineer

/CYL/emg  
attach

## GUIDE AND INFORMATION SIGNS INSTALLATION WARRANT

### NEED FOR SIGNING

The City frequently receives requests for the installation of road signs to give direction to certain private or public facilities/businesses. Facilities that have requested signing in the past include day-care centres, schools, City parks, grocery stores, industrial parks, business parks, volunteer organizations, social/athletic clubs, golf courses, ski resorts, hotels, retail stores, Provincial facilities, etc. There would be some first time visitors to each of these facilities that require direction. To meet the needs of these motorists, the City has been requested to install Guide Signs to each facility.

### SIGN EFFECTIVENESS

More signs, or more information per sign, would provide useful information to some drivers; but this advantage is offset by the difficulty drivers would have sifting through the additional information to find the directions pertinent to their own trips, while driving at the same time. Excessive numbers of signs on the roadway would result in each sign losing its effectiveness in commanding attention, hence motorists are more likely to miss the sign that they are looking for.

### ROAD HAZARDS

While missing a destination sign would merely result in the motorist's confusion and inconvenience, missing a warning or regulatory sign could result in a serious traffic accident.

This concern for driver distraction has prompted warnings issued by different agencies.

#### Alberta Transportation Urban Guide and Information Sign Policy:

"The wide variety of facilities which could be signed in an urban area .... the resulting proliferation of signs could cause confusion and the motorist might fail to observe an important warning or regulatory sign."

#### US Federal Standards for Directional and Official Signs:

"The erection and maintenance of outdoor advertising signs, displays, and devices in areas adjacent to the Interstate System and the primary system should be controlled .... to promote safety ...."

### MEETING THE NEEDS OF THE MOTORISTS

If Guide and Information Signs are used to meet the needs of every motorist that requires destination information, signs would have to be installed at every location to give directions to every other location in the City. It is not feasible for total strangers to rely entirely on road side signing to guide them to the numerous destinations

they might possibly want to visit.

In order that safety and the motorist's ability to obtain information is not jeopardized, Guide Signs may be provided for facilities with the largest number of motorists requiring destination finding assistance. Guidance from the nearest arterial to the destination may be provided by signs.

A total stranger would have to get guidance from a map, the Visitor Information Centre, the service station, or other people in order to get to their destination. Reference can then be made to the City's arterial road system in giving directions, and guidance is provided from the nearest arterial to destinations of significant interest.

#### WARRANTS

To meet the need of the motorists as described above, it is proposed that ALL the following criteria should be met before Guide and Information Signs are installed. Brief explanations of these criteria are outlined in the Appendix.

A. The facility meets the current City Land Use By-law parking requirements.

B. The facility is NOT on a major arterial.

C. The facility owner/operator provides acceptable proof of annual attendance of over 60,000 people (for AFR-17 signs) or 100,000 people (for the set of AFR-15-1, AFR-15-2, and AFR-17 signs) for each of the previous 3 consecutive years (1 year for new facility). Each out-of-town visitor is considered to be equivalent to 10 people under this criteria. For the purpose of this Warrant, a minimum of 5% of City Parks/Recreation facilities attendance will be considered to be from out-of-town. Student attendance at elementary schools and high schools is to be excluded as part of the total attendance.

D. The facility DOES NOT form part of a larger facility for which Guide and Information Signs are already provided.

E. Signs will be restricted to a maximum of three facilities, and the installation must meet other standard criteria as to space and location. In the event that there are more than three qualifying facilities, the Guidance Sign will only be provided for the three facilities that exceed the attendance criteria by the largest amount.

F. Existing Guide and Information Signs are to be removed if the information provided by the facility operator indicates that the annual attendance has fallen below the appropriate requirements in (C) above for each of the past three consecutive years.

G. The facility owner/operator pays an initial installation fee and a tri-annual renewal fee to cover sign installation, maintenance, management costs.

## SIGN TYPES

Several standard signs are stipulated in the Provincial Urban Guide and Information Sign Policy.

For qualified facilities with over 100,000 annual attendance, signs AFR-15-1 (for locations with restricted visibility), AFR-15-2, and AFR-17 (see attached drawing) stipulated in the Provincial Policy Manual are proposed for installation to guide motorists to destinations of significant interest.

For example, one AFR-15-1 sign (on 49 Avenue north of 43 Street), one AFR-15-2 sign (on 49 Avenue south of 45 Street), and three AFR-17 signs (on 45 Street west of 48 Avenue) are presently used to provide guidance to the Recreation Centre, Museum, and Arena.

For qualified facilities with over 60,000 annual attendance, AFR-17 signs are proposed for use.

Two AFR-17 signs (on Kerry Wood Drive at its intersection with 56 Avenue) are presently used to provide guidance to Great West Adventure Park.

## ADVERTISEMENT/RECOGNITION SIGNS

Guide and Information Signs are installed for the purpose of providing destination information to "those drivers who need this information". The signs have to be responsive to the NEEDS OF THE MOTORING PUBLIC.

Guide and Information Signs are not installed for the purposes of:

A. Facility operators/owners advertising their facilities (whether the facilities are privately or publicly owned).

B. Differentiating a public facility from a private facility.

C. Giving recognition to any particular groups, organizations, or individuals in their contributions to the community.

D. Giving recognition to a high calibre facility in the community.

The need for signs for advertisement purposes are recognized. The warrants and guidelines outlined herewith are applicable to GUIDE AND INFORMATION SIGNS only and should not be applied to ADVERTISEMENT/RECOGNITION SIGNS.

Due to the concern for public safety, motorist confusion and frustration, it is recommended that Advertisement/Recognition Signs be installed on private property instead of on road rights of way.



TYPE I  
AFR-15-1  
135 x 150 cm



TYPE II  
AFR-15-2  
135 x 150 cm



AFR-17  
60 x 60 cm

APPENDIX A

## APPENDIX - SIGNING WARRANT CRITERIA EXPLANATIONS

### WARRANT A

Parking requirements for various businesses are stipulated in the City Land Use By-law. For example:

<u>USES</u>	<u>PARKING SPACES</u>
Theatres	1 per 20 seats
Grocery Stores	5.5 per 93 sq m of gross leasable floor area
Hotels	1 per guest room

These parking requirements are generally based on the actual parking demand of similar businesses. If the Land Use By-law requirements are not met, motorists would not likely be able to find a parking space when they arrive. Motorists would have to either visit similar businesses elsewhere or park at some places away from their destinations. There is no use in guiding vehicles to destinations where they cannot park.

### WARRANT B

Since guidance would be provided by signs from the nearest arterial, such signs would be redundant if the facility itself is on an arterial. If the facility operator feels that signs are required to identify the facility, they would have more flexibility to install whatever sign they require on their own property.

### WARRANT C

1. The total number of patrons to a destination would give an indication of the total number of motorists that might need destination finding information. This criteria would help ensure that Guide Signs are provided for facilities with the largest number of visitors requiring destination finding assistance. Total patronage is used as an indicator because it would be quite difficult for facility operators to provide information on other potential indicators such as patrons arriving by car or patrons that have arrived by bus.

2. Out-of-town visitors are given higher emphasis in this Warrant because they are more likely to require destination finding assistance.

3. The "100,000 people" annual attendance is chosen based on estimated patronage of Red Deer facilities and experience with similar Warrants elsewhere. For example:

(a) State of South Carolina: "Signs will be provided if the facility annual attendance is over 200,000 (for urban areas with a population of 5,000 - 49,000) or 100,000 (for rural areas)."

(b) State of Florida: "Signs will be provided if the facility annual attendance is over 200,000, the seating capacity is over 5,000, and the parking stalls provided are 300 (for urban areas) or 200 (for rural areas).

Examples for Red Deer are:

<u>RED DEER FACILITIES</u>	<u>ESTIMATED ANNUAL ATTENDANCE</u>
Bower Place Mall	3,214,000
Eastview Shopping Centre	607,000
Mountview Convenience Store	49,000
Dawe Centre	320,000
Westerner Exposition	278,000
Recreation Centre	128,000
Memorial Centre	54,000
Red Deer College	1,600,000

The required attendance of 100,000 used in this Warrant may not be high enough to eliminate sign proliferation. Should experience demonstrate this is the case, the required attendance figure could be increased.

#### WARRANT D

For a facility (e.g. Red Deer College) that meets the Warrants with annual attendance over 100,000, most sections that form that facility (e.g. College Book Store, College Cafeteria, College Fine Arts Centre, College Student Union, College Physics Department, etc.) would meet the Warrant. When advising visitors of their address, or when giving directions to strangers, the facility operator would have indicated that their facility is inside Red Deer College. Providing Guidance Signs to each of these component facilities from City roadways is neither necessary nor feasible. Guidance/Identification signs for each component facility, however, could be installed by the facility operator inside the property. Other examples are, City Council Chamber is inside City Hall, Heritage Restaurant is inside Heritage Ranch, Cronquist House is inside Great Chief Park, Tomorrowland is inside Disneyland, and Fantasyland is inside West Edmonton Mall. If a facility operator or an organization insists on describing their location without mentioning the larger facility which they form part of, the facility operator is not really helping their visitors.

#### WARRANT E

Motorists are required to drive at 50 km/h and read the traffic signs at the same time. Only a limited number of words can be read. Experiences have indicated that around five words or three destinations can be effectively conveyed to the motorists without causing a roadway hazard. The Manual on Uniform Traffic Control Devices of Canada also stipulates that "Lines of copy on destination signs should be restricted to a maximum of three ...."

WARRANT F

Criteria (F) and (C) together would ensure that:

A. Guide Signs are removed for facilities that are no longer of significant interest.

B. Guide Signs will not be intermittently removed and reinstalled for facilities that barely meet the attendance criteria.

APPENDIX B

REC 16 113

Chi

127.

TO: Traffic Engineer

DATE: 1986 03 12

FROM: Development Officer

RE: GUIDE AND INFORMATION SIGN WARRANTS

We have read through the documentation on the above, and have no objections or concerns.



R. Strader  
Development Officer

RS/lf

COMMENTS AND CLARIFICATIONS ON PROPOSED WARRANTWARRANT A

The facility meets the current City Land Use By-law parking requirements.

Waskasoo Park Committee's Comments

The park signage system does not appear to be affected by this factor.

Planning Commission's Comments

No concern.

WARRANT B

The facility is not on a major arterial.

Waskasoo Park Committee's Comments

It was noted that the College would represent a problem in this regard. It was suggested that it may be appropriate for the City Commissioner to authorize exceptions to this condition from time to time.

Planning Commission's Comments

We presently have examples which do not meet this criterion but which, in my opinion, are valid signs. The main example is the sign for the College at Gaetz Avenue and 32 Street. Where you have a major north/south route such as Gaetz Avenue, it is reasonable to indicate where one must turn. I don't believe that proposed warrants provide for directional signs at arterial intersections. This option should be provided for main intersections where deemed to be generally beneficial for the majority of traffic seeking a destination.

Engineering Department's Clarification

We agree that the City Engineer be empowered to authorize exceptions to the proposed Warrant, and would suggest that this authority be stipulated in a City By-law rather than separately in different traffic sign warrants.

WARRANT C

The facility owner/operator provides acceptable proof of annual attendance of over 60,000 people (for AFR-17 signs) or 100,000 people (for the set of AFR-15-1, AFR-15-2, and AFR-17 signs) for each of the previous 3 consecutive years (1 year for new facility). Each out-of-town visitor is considered to be equivalent to 10 people under this criteria. For the purpose of this Warrant, a minimum of 5% of the City Parks/

Recreation facilities attendance will be considered to be from out-of-town. Student attendance at elementary and high schools is to be excluded as part of the total attendance.

Waskasoo Park Committee's Comments

Although the intent is worthy of pursuit, there are a number of factors which will make it difficult to determine whether or not the facility or designation is a major attraction. One of these is:

- Accurate counts are not possible in many instances.

Engineering Department's Clarification

Although accurate counts are preferable, evidence/estimates deemed to be reasonable by the City Engineer are acceptable. Attendance statistics currently provided by City Parks/Recreation facilities in their Annual Report to Council is one of the acceptable estimates.

Waskasoo Park Committee's Comments

There are some seasonally active attractions that are extremely busy during a short period of time but may not reach the figures suggested.

Engineering Department's Clarification

Ideally signs should be provided for all facilities including seasonally active attractions. Unfortunately, motorists can only read a limited amount of messages and drive at the same time. It would be quite difficult for the public to accept that guide signs are not provided to facilities with 59,000 annual attendance, but provided to facilities with say 10,000 annual attendance even though visitors to the latter facility may all arrive in a one month period.

Waskasoo Park Committee's Comments

The ratio of out-of-town users of many facilities is substantially higher than 5%. Surveys indicate that the range would be between 15% and 35%.

Engineering Department's Clarification

We agree that the surveyed out-of-town visitor percentage should be used for facilities with such information. The 5% is intended to be used as a minimum assumed figure without the requirement of proof.

Waskasoo Park Committee's Comments

A new facility requires signage to be successful and would not meet this criteria.

It was the Committee's opinion that it may be necessary to simplify

this by providing a more general guideline and leaving the decision to City Council as to whether or not the facility was an attraction worthy of signage.

#### Engineering Department's Clarification

The need for advertisement signs is recognized. The Committee reiterated the procedure suggested in the Advertisement/Recognition Signs Section of the Warrant. We agree.

#### Planning Commission's Comments

Consideration should be given to allowing for other criteria in addition to the numbers or to allow for an adjustment of the numbers given other considerations. For example, the Appendix indicates that the Mountview Convenience Store draws nearly as many customers as the Memorial Centre, but obviously the Memorial Centre is a more valid facility for signing. However, the Memorial Centre doesn't meet the proposed attendance requirement. I assume it will still be used after the Fine Arts Centre opens, but that annual attendance will be even less. In my opinion, it still warrants a directional sign.

#### Engineering Department's Clarification

Based on the estimated present attendance, the Memorial Centre would meet this Warrant while the Mountview Convenience Store would not. The Planners do not seem to understand the Warrant proposed.

The latter part of the comment seems to indicate that the Planner felt a Memorial Centre sign should be installed regardless of the attendance and/or if any person needs direction from the sign. Most facility operators/sign applicants have similar strong feelings about their facility. The proposed Warrant system would help the sign applicants become more aware of the consistent guideline and the considerations required for the installation of the guide signs. At present, guide signs are installed at the discretion of the City Engineer, and the public might not be fully aware of all the considerations exercised by the City Engineer in making such a decision.

#### WARRANT D

The facility does not form part of a larger facility for which guide and information signs are already provided.

#### Waskasoo Park Committee's Comments

The Committee felt it should be recognized that both a facility and a site might be an attraction in its own right and there should be some latitude in this regard, the primary example being Gaetz Lakes Sanctuary and the Kerry Wood Nature Centre.

Planning Commission's Comments

This is a good guideline and if followed and agreed upon by all, could be a major basis for reducing the need for signs.

Engineering Department's Clarification

"It's a Small World" is inside "Fantasyland" which in turn is inside "Disneyland". Each of the three facilities is an attraction in its own right and is world famous. Ideally, guide signs should indicate all three facilities. Unfortunately, drivers can only read a limited amount of messages and drive at the same time. In view of safety and driver confusion, the component facilities, therefore, should not be signed.

WARRANT E

Signs will be restricted to a maximum of three facilities and where the sign may be installed must meet other criteria as to space and location. In the event there are more than three qualifying facilities, the guidance sign will only be provided for the three facilities that exceed the attendance criteria by the largest amount.

Waskasoo Park Committee's Comments

The Committee agreed that the three designations per sign were appropriate but the current spacing practice was not acceptable in as much as the three individual units were not clearly identifiable, particularly to a stranger. The Committee further agreed that there should be no restriction on the number of symbols up to six, the example being the deviation from this standard at Heritage Ranch.

Planning Commission's Comments

Generally agree, but interpretation may need clarification. I would qualify this criterion to the limit applying to facilities in the same direction as shown on one sign panel. Thus, this could allow for two adjacent sign panels, each showing up to three facilities in different directions. The alternative would be two separate signs, each individually meeting the criterion. In some instances, the former may be preferable to the latter.

Engineering Department's Clarification

We agree with the Committee's comment.

"Space and location" under this Warrant refers to the required spacing between adjacent signs and the location of the signs as specified under the national code. The Committee has interpreted it as "spacing between adjacent lines of a sign".

"Facilities" under this Warrant refers to three separate destinations (e.g. Recreation Centre, Museum, Arena). The Committee has i r-

preted it as activities (e.g. swimming, tennis, skating) provided inside a facility.

#### WARRANT F

Existing guide and information signs are to be removed if the information provided by the facility operator indicates that the annual attendance has fallen below the appropriate requirements in (C) above for each of the past three consecutive years.

#### Waskasoo Park Committee's Comments

See (C) above.

#### Planning Commission's Comments

In my opinion, this is not a criterion for sign placement but instead a key factor in determining whether a sign should be removed. Therefore, it should be removed from this section and considered in relation to sign removal.

#### Engineering Department's Clarification

See comment under condition (C) above.

#### WARRANT G

The facility owner/operator pays an initial installation fee and a tri-annual renewal fee to cover installation, maintenance, and management costs.

#### Waskasoo Park Committee's Comments

The Committee was in agreement with a distribution of costs with respect to the initial installation, however, the total costs may not be significant enough to attempt to allocate costs to the various functions, this to be a decision of the City Treasurer.

#### Planning Commission's Comments

I would also not consider this as a criterion, but rather a condition of approval once determined that the sign is valid. I assume the respective fees would vary depending on the size and type of sign. I have no problem with the facility owner covering the cost of the original sign, but to require a tri-annual fee for maintenance thereafter could become an administrative nightmare as the number of signs increase. It is suggested that this aspect be reconsidered and that the City assume full responsibility for the signs once installed. This may provide a strong incentive for minimizing the total number of signs in the City.

#### Engineering Department's Clarification

This concern was considered at the time the Warrants were drafted.

Due to changes of management, clientele, etc., the nature and/or success of a business might not require guide signs any more. Other than distributing the costs to users, this criteria would prompt facility operator/owners to assess once every three years if the signs continue to be useful enough for them to pay the maintenance fee (e.g. a private athletic club might initially charge daily admission and needs direction signs for casual clients. The club might later sell enough lifetime memberships to use its facilities to full capacity and cannot accept casual clients anymore. The guide signs will not be useful for regular clients with lifetime memberships.

We share the Planner's and the Committee's concern in this regard and would suggest that this criterion be revised if and when implementation proved to be a problem.

#### POINT SYSTEM

##### Wasikasoo Park Committee's Comments

The Committee was of the view that there may be merit in developing a point system so that any request for new signage would not necessarily have to conform to all eight criterion, but might still be acceptable.

##### Planning Commission's Comments

In conclusion, I would suggest that a value scale be attributed to each of the Warrants A-E and the that minimum points requirement be a percentage of the possible total. This would enable you to weigh each Warrant according to its importance and measure the degree to which the Warrant is met. It might also assist in determining any deficiencies within the proposal.

I have attached a sample value scale for your consideration. It would require considerable refinement and is incomplete. For example, under attendance, consideration could be given to whether the facility attracts the general public, mainly tourists, or a specific or localized segment of the population. No doubt, there are other factors as well.

	<u>TOTAL MAXIMUM</u>	<u>REQUIRED</u>
A - Parking	80	60
Meets By-law Requirement	10	
Within 95% of Requirement	8	
Within 90% of Requirement	6	
Within 80% of Requirement	4	
Less than 80% of Requirement	2	
B - Visibility		
Not Visible from Major Arterial	10	
Visible but not Adjacent to Major Arterial	6	
Adjacent to Major Arterial	2	

## C - Attendance (Annual)

Exceeds 100,000	40
Exceeds 80,000	35
Exceeds 60,000	30
Exceeds 40,000 with more than 25% from out-of-town	25
Exceeds 40,000 with more than 10% from out-of-town	20

## D - Location

Separate Facility by itself	20
Facility with Unique Attraction but Located in Another Facility	10
Facility Forms Part of Broader Facility	5

## E - Number of Facilities Per Sign

This factor will only apply where more than three facilities are being considered on one sign. Suggest that it be a separate consideration as it will not apply to all facilities or all proposed signs.

Engineering Department's Clarification

A very large number of signs could be installed at the detriment of public safety if the above value system is used. For example, around the Gaetz Avenue/32 Street intersection area, qualified signs would include Capri Centre and several of its meeting rooms, Billy Bob's Restaurant, Caper's Pizza and Ribs, Bower Place Shopping Centre, and several individual businesses inside the Mall, Black Knight Inn....

As explained under Warrant C of the "Signing Warrant Criteria Explanations", the proposed Red Deer Warrant system requirements are approximately half of that adopted elsewhere. This is proposed in recognition of the desire of the local community. We are very concerned of the effect on public safety if the proposed Warrants are relaxed any further by the adoption of a value system.

The "Guide and Information Sign Warrants" are designed to ensure that the purpose for installing the signs, to effectively provide destination finding information to "those drivers who need this information", are met. The seven criteria together ensure that the purpose is served. If only some of the criteria are met, the guide sign system probably would not serve the purpose.

Contrary to Guide and Information Signs, other devices such as traffic signals are installed for the purposes of:

1. Reducing delay
2. Reducing stops, and/or

### 3. Reducing accidents

As long as there is a net gain in one or a combination of these three purposes, signal installations would be advantageous. Therefore, traffic signals may be installed without conforming to all the criteria of the Signal Warrant.

#### Commissioners' Comments

The attached report and suggested warrant system from the Traffic Section of the Engineering Department is an attempt to solve what has always been a complex and difficult problem and is the result of a great deal of work and consultation and the Engineering Department should be congratulated for the proposals they have brought forward. The 3 problems encountered when dealing with signs of this nature are: 1) The impact on public safety, 2) the balance between providing adequate information to the motoring public on the one hand and without confusing with the excess on the other, and 3) the aesthetic considerations of the street scape (sign clutter).

The warrant system proposed attempts to address all these concerns and while it undoubtedly will need some minor adjustment in the light of experience, it is a good beginning and we recommend Council endorse the proposal and adopt it as City policy.

"R. J. MCGHEE"  
Mayor

"M. C. DAY"  
City Commissioner

**FILE**

**Council Decision - July 27, 1998 Meeting**

**DATE:** July 28, 1998  
**TO:** Inspections & Licensing Manager  
**FROM:** City Clerk  
**RE:** *Sign Bylaw Review Committee - Request for Approval of Recommendations*

---

**Reference Report:**

Inspections & Licensing Manager, dated July 21, 1998

**Resolution No. 1:**

"RESOLVED that Council of The City of Red Deer, having considered report from the Inspections and Licensing Manager dated July 21, 1998, re: Sign Bylaw Review Committee, hereby agrees:

1. That the City of Red Deer's billboard adjacent to Highway No. 2 be removed;
2. That signing Alternative "C", as outlined in the report from the Traffic Engineer to the Ad Hoc Sign Committee dated October 22, 1997, be made available for the Westerner facility only with any costs to be the responsibility of the Westerner;
3. That guide signs installed along the route from major City entrances to the Red Deer Regional Hospital and the Visitor Information Centre remain;
4. That signing Alternative "A", as outlined in the above noted report from the Traffic Engineer, be made available to the following 19 public facilities with any costs to be the responsibility of the facility operator:
  1. Red Deer College Arts Centre
  2. Lions Campground
  3. Alberta Sports Hall of Fame / Heritage Ranch
  4. Great Chief Park/Bower Ponds
  5. River Bend Golf Course
  6. Memorial Centre
  7. Red Deer Arena
  8. Fort Normandeau
  9. Kerry Wood Nature Centre
  10. St. Mary's Church."
  11. Klansmen Community Arenas
  12. Michener Centre
  13. Rotary Recreation Centre/Pool & Museum
  14. Three Mile Bend
  15. Edgar Athletic Park
  16. Dawe Community Centre
  17. Great West Adventure Park
  18. Rotary Park
  19. City Hall Park;

**Resolution No. 2:**

"RESOLVED that Council of The City of Red Deer, having considered report from the Inspections and Licensing Manager dated July 21, 1998, re: Sign Bylaw Review Committee, hereby agrees that the Administration be directed to contact the Department of Transportation and Utilities to obtain approval for the placement of commercial signs along Highway No. 2 based on the following conditions:

1. Placement of community business style signs one kilometre to 2.5 kilometres in advance of all Red Deer exits;
2. 500 metre separation between signs;
3. Maximum of two signs per exit from Highway No. 2;
4. Signs to be placed on the back slope near the highway right of way boundary;
5. Maximum of 2 signs per exit from Highway 11A; 67 Street; 32 Street; Taylor Drive; South Gaetz Avenue;
6. Design, color, size and number of panels to be forwarded to the Municipal Planning Commission for approval,

and as presented to Council July 27, 1998."

**Report Back to Council Required:** No

**Comments/Further Action:**

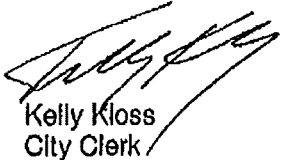
Please contact the Department of Transportation and Utilities to request the necessary approvals. Once the approvals have been received, please proceed with implementation of these programs, including but not limited to:

Inspections & Licensing Manager

July 28, 1998

Page 2

1. Changes to Sign Bylaw and /or Land Use Bylaw, If necessary;
2. Tendering for sign contractor;
3. Advising public facility operators of the appropriate program;
4. Advising businesses of the appropriate program.



Kelly Kloss  
City Clerk

/clr  
attchs.

c     Director of Community Services  
       Director of Corporate Services  
       Director of Development Services  
       Principal Planner  
       Traffic Engineer, Chi Lee

Ad Hoc Sign Committee

Ms. Jan Fisher, Executive Director  
Red Deer Chamber of Commerce  
3017 - 50 Avenue  
Red Deer, AB T4N 5Y6

Item No. 10

# MEMO

---

**DATE:** July 21, 1998  
**TO:** KELLY KLOSS  
City Clerk  
**FROM:** RYAN STRADER, Manager  
Inspections & Licensing Department  
**RE:** SIGN BYLAW REVIEW COMMITTEE

---

Could you place this item before Council for their consideration.

In 1995, Council received a request from the Holiday Inn asking for permission to locate some type of directional sign adjacent to either Highway 21 or 67th Street, or both, and felt the subject required further review. As a result, on June 19, 1995, Council passed the following resolution:

"RESOLVED that Council of The City of Red Deer hereby agrees as follows:

- 1) That an ad hoc committee be established to review The City's Sign Bylaw relative to location of signage on public and private property adjacent to highways and major corridors;
- 2) Subject to the review of said committee, the use of The City of Red Deer billboard located adjacent to Highway 2 conforms to the Sign Bylaw;
- 3) That the membership be appointed by the Mayor and include members of Council and City Administration;

and as presented to Council June 19, 1995."

The Committee which had representation from City Council, the County of Red Deer, the Visitor and Convention Bureau, the Chamber of Commerce, The Westerner and City Administration met several times to discuss the numerous issues around allowing advertising signs adjunct to major roads.

Memo to City Clerk  
 July 21, 1998  
 Page 2

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The Committee reviewed:

- various other municipality's methods for dealing with directional signage;
- Provincial regulations governing signs adjacent to highways; and
- several different ways of dealing with the issues.

At their final meeting on June 23, 1998, a report from the Traffic Engineer outlining various options for signage and costs was considered. As well, a representative of a company that specializes in providing highway advertising signs was in attendance and presented a proposal regarding highway signage for businesses. The Committee, after discussion, passed the following resolution:

"That the Sign Bylaw Review Committee (Ad Hoc), having considered correspondence (**Attachments 1-4**) from Parkland Community Planning Services (August 21, 1997, March 18, 1998, April 2, 1998), Alberta Transportation and Utilities (August 21, 1997) and Sign Tech Canada Ltd. (April 17, 1998) re: Highway Signage, Community Business Sign Program (**see Attachment "A"**), hereby recommend to Council of the City of Red Deer approval of Option "A" as contained in the proposal from Sign Tech Canada Ltd. with the following conditions:

1. Limit of two signs per exit from Highway 2 (**see Map attached**);
2. Exits to be signed include Highway 11A, 67 Street, 32 Street, Taylor Drive, South Gaetz Avenue;
3. Design, colour, size and number of panels to be forwarded to the Municipal Planning Commission for approval,

and that same be forwarded to Alberta Transportation and Utilities requesting their approval."

The Committee then discussed directional signage for major attractions and adopted the following resolution dealing with this issue:

"That the Sign Bylaw Review Committee (Ad Hoc), having considered report from the Traffic Engineer dated October 22, 1997 re: Guide Sign to Publicly Managed Recreation Facilities (**see Attachment "B"**), hereby recommend to Council of the City of Red Deer the following:

1. Use Signing Alternative 'C' for the Westerner facility only, the cost of which should be provided by the facility operator.
2. Guide signs presently installed along the route from major City entrances to the Red Deer Regional Hospital and the Visitor Information Centre to remain.

.../3

Memo to City Clerk  
July 21, 1998  
Page 3

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3. Option 'A' to be made available to any of the 19 listed facilities with the cost to be borne by the facility operator."

If Council endorses this recommendation, a request for consideration by the Department of Transportation and Utilities would be forwarded by the Administration. It is our hope that the restrictions placed on the number of signs allowed would answer concerns that this Provincial Department has expressed.

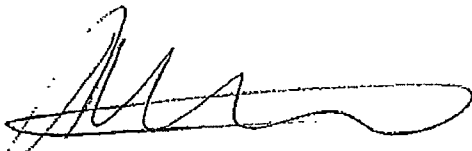
Assuming a favorable response is received, the next step is to select a company to build the signs, lease advertising space, and maintain the signs. Sign Tech, the company that addressed the Committee, indicated that their policy was to operate on a first-come-first-served basis, subject to the following conditions: first priority to be given to businesses that offer services to travelers or commuters; second priority to local attractions; and third priority to any other businesses. Additional conditions could, however, be added.

Concern has been expressed that not everyone who wants to advertise will be able to secure a spot on the signs, however, the restrictions on the total number of signs was a condition the Committee felt strongly about. The Committee also recommended that the City-owned billboard adjacent to Highway 2 be removed as City policy does not allow billboards adjacent to arterial roads.

In an earlier meeting, the Committee felt that a public meeting should be held regarding the sign issue. However, as there has been no major change recommended to City policy, the discussion at Council should provide the necessary public input.

**RECOMMENDATION:**

- That Council endorse the Committee's proposal to contact the Department of Transportation and Utilities.
- That Council adopt the policy for directional signs for major attractions.
- That Council endorse the Committee's proposal to remove the billboard adjacent to Highway 2.



RYAN STRADER  
Inspections & Licensing Manager  
INSPECTIONS & LICENSING DEPARTMENT

RS:kb  
Attach.

# MEMO

620-017

**DATE:** July 30, 1998  
**TO:** Inspections & Licensing Manager  
**FROM:** Traffic Engineer  
**RE:** SIGN BY-LAW REVIEW COMMITTEE RECOMMENDATION

This is to confirm our July 29, 1998 telephone conversation with regard to Council's approval of the Sign By-law Committee recommendations.

The Engineering Services Department will coordinate the design, approval, and installation of guide signs to the Westerner Exposition and the other 19 public facilities listed in Resolution 1, Items 2, 3, and 4 of the attached July 28, 1998 City Clerk's memo. We would be pleased to work with stakeholders and respond to inquiries on these items.

The Inspections & Licensing Department will coordinate all work related to obtaining Provincial approval and the placement of commercial signs along Highway 2, as indicated in Resolution 2 of the City Clerks' memo. We will ask our Secretaries to forward any inquiries related to this item for your Department's response.

Thank you.

  
Chi Y. Lee, P. Eng.  
Traffic Engineer

CYL/emr

- c. Principal Planner
- c. Engineering Services Manager
- c. City Clerk
- c. Parks Manager
- c. John Harms, Westerner Exposition Association Manager

9. Recreation, Parks & Culture Board - Re: Central Alberta Theatre - Memorial Centre .. 51

**DECISION -** Approved a CFEP III application by Central Alberta Theatre in the amount of \$125,000 for the Memorial Centre Project and agreed to support the continued commitment of the Recreation, Parks and Culture Department in exploring various funding alternatives for this project. Further, Council denied the request by Central Alberta Theatre for financial assistance for renovations to the Memorial Centre by the leaseholder

10. Inspections & Licensing Manager - Re: Sign Bylaw Review Committee / Request for Approval of Recommendations .. 58

**DECISION -** Approved programs outlining signage along Highway No. 2 and within Red Deer relative to public facilities, commercial/business establishments and directional signage, subject to approval of the Department of Transportation and Utilities and other conditions

11. Director of Corporate Services - Re: Utility Bylaw Amendment No. 2960/B-98 / Proposed Changes to Bring The City In Line with Current Practices of Canadian Utilities / (See Bylaw Section for Bylaw Readings) .. 74

**DECISION -** Council approved various changes to the current Utility Bylaw to bring The City in line with current practices of Canadian Utilities. See Bylaw Section for Bylaw Readings

(5) **CORRESPONDENCE**

(6) **PETITIONS AND DELEGATIONS**

(7) **NOTICES OF MOTION**

(8) **WRITTEN INQUIRIES**

**Bev Greter**

**From:** Christine Kenzie  
**Sent:** Friday, May 20, 2011 10:29 AM  
**To:** Linda Rehn  
**Cc:** Simone Thompson; Bev Greter  
**Subject:** FW: Council Policy 4307 -C

**Attachments:** 19980727 Council Decision.pdf; 19980721 Sign Bylaw Review Committee Report.pdf; 19860407 Report from Chi.pdf

Thanks, this information helps.

**Christine Kenzie | Corporate Meeting Coordinator**  
Legislative & Governance Services | The City of Red Deer  
D 403.356.8978 | F 403.346.6195  
[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)

---

**From:** Linda Rehn  
**Sent:** May 20, 2011 10:23 AM  
**To:** Christine Kenzie  
**Cc:** Simone Thompson  
**Subject:** FW: Council Policy 4307 -C

Tks Simone... Christine – does any of this help?

Linda  
(403) 342-8184

---

**From:** Simone Thompson  
**Sent:** May 20, 2011 10:15 AM  
**To:** Linda Rehn  
**Subject:** RE: Council Policy 4307 -C

Hi Linda,  
Here is all the general information I have on Guide and Information Signs. I hope it helps.



19980727 Council  
Decision.pdf ...

Cheers,

Simone Thompson



19980721 Sign  
bylaw Review Com..

T affic Engineering Analyst



19860407 Report  
from Chi.pdf (...)

---

**From:** Linda Rehn  
**Sent:** May 20, 2011 10:00 AM  
**To:** Simone Thompson  
**Subject:** FW: Council Policy 4307 -C

Simone??

Linda  
(403) 342-8184

---

**From:** Christine Kenzie  
**Sent:** May 20, 2011 9:29 AM  
**To:** Linda Rehn  
**Cc:** Bev Greter  
**Subject:** Council Policy 4307 -C

Do you know where I can find a copy of the "Guide and Information Signs Installation Warrant Report (April, 1986)." This report is referenced in Council Policy 4307-C. Would you have a copy in Engineering??

Thanks.

**Christine Kenzie | Corporate Meeting Coordinator**  
Legislative & Governance Services | The City of Red Deer  
D 403.356.8978 | F 403.346.6195  
[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)

Christine Kenzie

**From:** Kristina Oberg  
**Sent:** March 20, 2011 12:12 PM  
**To:** Christine Kenzie  
**Subject:** RE: Signage for Kerry Wood Nature Centre

Surprisingly there has been a lot of research to do on the report done. Just need to sit down with Greg to see if I approach. Will get back to you this week on it.

K:)

Kristina Öberg | Culture Superintendent  
Recreation, Parks and Culture | The City of Red Deer  
Box 5008, Red Deer, AB T4N 3T4  
Ph. 403.309.2637 Fax 403.346.4970

-----Original Message-----

**From:** Christine Kenzie  
**Sent:** March 18, 2011 3:52 PM  
**To:** Kristina Oberg  
**Subject:** FW: Signage for Kerry Wood Nature Centre

Going through my bring forwards ----- anywhere close on this item to bring to Council?

Christine Kenzie | Corporate Meeting Coordinator  
Legislative & Governance Services | The City of Red Deer  
D 403.356.8978 | F 403.346.6195  
christine.kenzie@reddeer.ca

-----Original Message-----

**From:** Kristina Oberg  
**Sent:** January 26, 2011 2:30 PM  
**To:** Christine Kenzie  
**Subject:** RE: Signage for Kerry Wood Nature Centre

I have been working on this item. I have collected all information needed from departments and am waiting for some info. From WEES. Ultimately, according to Engineering this is not allowed so I am developing a report for Council, treating it as a special request.

K

-----Original Message-----

**From:** Christine Kenzie <Christine.Kenzie@reddeer.ca>  
**Sent:** Wednesday, January 26, 2011 11:14 AM  
**To:** Trevor Poth <Trevor.Poth@reddeer.ca>  
**Cc:** Kristina Oberg <Kristina.Oberg@reddeer.ca>  
**Subject:** Signage for Kerry Wood Nature Centre

In October of 2010, Frieda McDougall sent an email with a request from WEES for signage for Kerry Wood Nature Centre. This request was directed to Mayor & Council.

I am going through some bring forward items and was wondering if you had a chance to reply to this and we weren't copied on it?

I can resend the material originally sent if you need it. Let me know

ORIGINAL REQUEST  
FROM WEES.

**Christine Kenzie**

BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

**From:** Kristina Oberg  
**Sent:** February 18, 2011 1:56 PM  
**To:** Christine Kenzie  
**Subject:** RE: Signage for Kerry Wood Nature Centre

Yes, the market report has been the priority but I have collected all the information I need so am ready to tackle the other report. I have been keeping WEESS in the loop so they know I am working on it.

K

-----Original Message-----

From: Christine Kenzie <Christine.Kenzie@reddeer.ca>  
Sent: Friday, February 18, 2011 12:07 PM  
To: Kristina Oberg <Kristina.Oberg@reddeer.ca>  
Subject: RE: Signage for Kerry Wood Nature Centre

Checking in to see how you are doing with this report for Council. I imagine the Year Round Market Study has consumed up your time?

Should I B/F it for March 21st ---- or later?

Christine Kenzie | Corporate Meeting Coordinator  
Legislative & Governance Services | The City of Red Deer  
D 403.356.8978 | F 403.346.6195  
christine.kenzie@reddeer.ca

-----Original Message-----

From: Kristina Oberg  
Sent: January 26, 2011 4:25 PM  
To: Christine Kenzie  
Subject: RE: Signage for Kerry Wood Nature Centre

Yes. I can aim for in the next month. I think WEES has just finished compiling the information I needed from them so, and I will have a couple of big projects off my plate by in the next week so I can work on it.

K:)

Kristina Öberg | Culture Superintendent  
The City of Red Deer, Recreation, Parks and Culture Department  
Box 5008, Red Deer, AB T4N 3T4  
Ph. 403.309.2637  
Fax 403.346.4970  
www.reddeer.ca

-----Original Message-----

From: Christine Kenzie  
Sent: January 26, 2011 4:09 PM  
To: Kristina Oberg  
Subject: RE: Signage for Kerry Wood Nature Centre

Thanks Kristina. Any idea when this might be ready for Council ----- in the next month or so??

Christine Kenzie | Corporate Meeting Coordinator

Legislative & Governance Services | The City of Red Deer  
D 403.356.8978 | F 403.346.6195  
christine.kenzie@reddeer.ca

-----Original Message-----

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To: Christine Kenzie  
Subject: RE: Signage for Kerry Wood Nature Centre

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Sent: Wednesday, January 26, 2011 11:14 AM  
To: Trevor Poth <Trevor.Poth@reddeer.ca>  
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I am going through some bring forward items and was wondering if you had a chance to reply to this and we weren't copied on it?

I can resend the material originally sent if you need it. Let me know

Thanks.

Christine Kenzie | Corporate Meeting Coordinator  
Legislative & Governance  
Services<mailto:<http://www.reddeer.ca/City+Government/City+Services+and+Departments/Legislative+and+Administrative+Services/default.htm>> | The City of Red  
Deer<<http://www.reddeer.ca>>  
D 403.356.8978 | F 403.346.6195  
christine.kenzie@reddeer.ca

**Christine Kenzie**

---

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**To:** Christine Kenzie  
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Kristina Öberg I Culture Superintendent  
The City of Red Deer, Recreation, Parks and Culture Department  
Box 5008, Red Deer, AB T4N 3T4  
Ph. 403.309.2637  
Fax 403.346.4970  
www.reddeer.ca

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**Subject:** RE: Signage for Kerry Wood Nature Centre

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Christine Kenzie | Corporate Meeting Coordinator  
Legislative & Governance Services | The City of Red Deer  
D 403.356.8978 | F 403.346.6195  
christine.kenzie@reddeer.ca

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**Cc:** Kristina Oberg <Kristina.Oberg@reddeer.ca>  
**Subject:** Signage for Kerry Wood Nature Centre

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I can resend the material originally sent if you need it. Let me know

JAN 26, 2011

**Christine Kenzie**

---

**To:** Trevor Poth  
**Cc:** Kristina Oberg  
**Subject:** Signage for Kerry Wood Nature Centre

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I am going through some bring forward items and was wondering if you had a chance to reply to this and we weren't copied on it?

I can resend the material originally sent if you need it. Let me know

Thanks.

**Christine Kenzie | Corporate Meeting Coordinator**

Legislative & Governance Services | The City of Red Deer

D 403.356.8978 | F 403.346.6195

[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)



FILE COPY

LEGISLATIVE & GOVERNANCE SERVICES

October 4, 2010

Patricia MacSween, Board Chairperson  
Waskasoo Environmental Education Society  
6300 – 45 Avenue  
Red Deer, AB T4N 3M4

Dear Ms MacSween:

**Re: Request for Signage to the Kerry Wood Nature Centre  
Southbound Turning Lane at 67<sup>th</sup> Street and Gaetz Avenue South Intersection**

I would like to acknowledge receipt of your letter dated September 24, 2010 to the Mayor and Councillors regarding a request for signage to the Kerry Wood Nature Centre, southbound turning lane at 67<sup>th</sup> Street and Gaetz Avenue south intersection.

This request has been referred to City Administration for their review. I will let you know when this item will be brought to Red Deer City Council for consideration.

Sincerely,

Frieda McDougall  
Deputy City Clerk

c Parks Superintendent  
Culture Superintendent

## Christine Kenzie

---

**From:** Frieda McDougall  
**Sent:** October 04, 2010 8:06 AM  
**To:** Christine Kenzie; Bev Greter  
**Subject:** FW: Signage for Kerry Wood Nature Centre

**Attachments:** 20101003145812703.pdf; KWNC sign 4.JPG; KWNC requested sign location 2.JPG; KWNC requested sign location.JPG; KWNC sign 1.JPG; KWNC sign 2.JPG



20101003145812703.pdf (239 KB)...



MB)



sign location 2...



sign location.J...



MB)



(772 KB)

fyi

Frieda McDougall, Deputy City Clerk  
Legislative & Governance Services  
The City of Red Deer  
Phone: 403-342-8136  
frieda.mcdougall@reddeer.ca

-----Original Message-----

**From:** Trevor Poth  
**Sent:** October 04, 2010 8:05 AM  
**To:** Kristina Oberg  
**Cc:** Frieda McDougall  
**Subject:** FW: Signage for Kerry Wood Nature Centre

Kristina, the Mayors office received this request from WEES regarding the roadway signage for their facilities and basically a request to relocate/ replace some signs.

It would probably be worth while for you to discuss the request with Kathy Charles. (Public Works).

Thank You

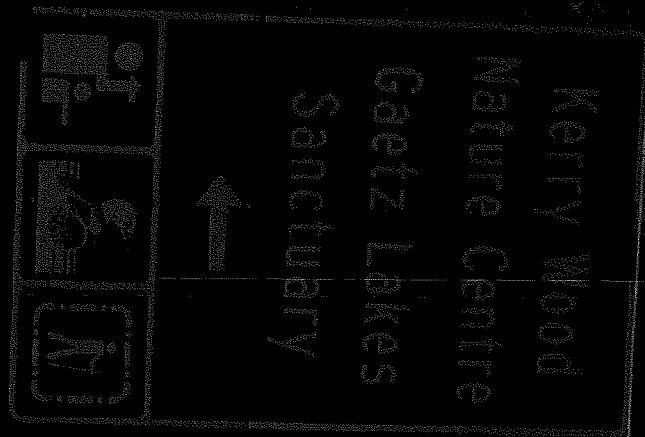
Trevor Poth  
Parks Superintendent  
(w) 403-342-8372  
(c) 403-506-3066  
P Please consider the environment before printing this email.

-----Original Message-----

**From:** Frieda McDougall  
**Sent:** October 3, 2010 3:02 PM  
**To:** Trevor Poth  
**Subject:** Signage for Kerry Wood Nature Centre

Hi Trevor. Attached is a request from WEES for signage. Can you please advise if you are the most appropriate person to respond to this? They also send picture which I have attached. Thanks.

Frieda McDougall, Deputy City Clerk  
Legislative & Governance Services  
The City of Red Deer  
Phone: 403-342-8136  
frieda.mcdougall@reddeer.ca





Gaetz Ave





Kerry Wood  
Nature Centre 8

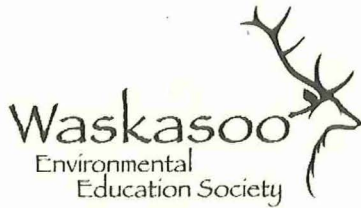
Lions  
To Jasper/Banff Hwy  
Use Hwy 11 West Exit

Rocky Itn House  
km

67-54  
Hwy 11  
Hwy 11



BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL



6300 45 Avenue  
Red Deer, Alberta  
T4N 3M4  
Phone (403) 346-2010  
Fax (403) 347-2550  
Web: [www.waskasoopark.ca](http://www.waskasoopark.ca)

Friday, September 24, 2010

Letter to Council regarding signage

Mayor and Council  
City of Red Deer  
c/o Elaine Vincent  
Legislative and Governance Services  
City of Red Deer  
P.O. Box 5008  
Red Deer, AB T4N 3T4

Dear Mayor Flewelling and Members of Council:

This letter will serve as our request for proper signage to the Kerry Wood Nature Centre on the South bound turning lane at 67<sup>th</sup> Street and Gaetz Avenue South intersection. At present, there is signage on the QE II at the 67<sup>th</sup> Street overpass, and a sign at the bottom of the hill on Gaetz Avenue South and 55<sup>th</sup> Street, near the Fiesta Plaza Strip Mall. There is no sign that serves to connect these two. The existing signage is ineffective and frustrating as we have heard from numerous tourists and residents alike.

In order to alleviate the confusion experienced by many of our visitors, we are asking for one additional sign at the aforementioned intersection. Please see the attached photos for further reference. Your earliest consideration to this deficiency would be greatly appreciated.

Sincerely,

A handwritten signature in blue ink, which appears to read "Patricia MacSween".

Patricia MacSween  
Board Chairperson,  
WEES



## HERITAGE PRESERVATION COMMITTEE

DATE: May 3, 2011  
TO: City Council  
FROM: Vandy Bowyer, Heritage Preservation Committee Chairperson  
SUBJECT: 2010 Heritage Preservation Committee Annual Report to Council

---

At the April 14, 2011 meeting, the Heritage Preservation Committee (HPC) reviewed the 2010 Annual Report to Council, dated March 9, 2011. This report was prepared by Ms. Sheila Bannerman, past Chairperson for 2010. After review, the Heritage Preservation Committee introduced and passed the following motions:

**“Resolved** that the Heritage Preservation Committee, having considered the 2010 Heritage Preservation Committee Annual Report to Council, hereby approves the report and requests that the report be presented to Red Deer City Council for their information.”

The above is submitted for Council's consideration.

Sincerely,

A handwritten signature in black ink, appearing to read 'V. Bowyer'.

Vandy E. Bowyer, Ph.D.  
Chairperson, Heritage Preservation Committee

## **City of Red Deer Heritage Preservation Committee 2010 Annual Report**

January 2010 saw the Heritage Preservation Committee (HPC) begin its new life as a committee of council. During this year, much was accomplished, and much dreamed of. Our agendas covered a wide variety of topics and issues, and meetings, as always, brought surprises and new challenges.

### **Education and committee development:**

All members now have a kit including the 'Red Deer Historic Inventory', City of 'Red Deer Heritage Management Plan', 'Greater Downtown Action Plan', 'Standards and Guidelines for Canada's Historic Places', and 'Municipal Historic Resource Designation Guidelines' from the Province of Alberta. As well, J. Pennington provided a CD on Ontario's Heritage Management Plan, which has been very valuable in considering such things as defining heritage in terms other than built heritage.

J. Pennington also provided detailed information on heritage signage, to aid the committee in making competent recommendations.

A portion of the annual budget was spent on library materials for the committee, including Heritage Canada magazine, and reference materials on current heritage concerns.

### **Highlights of 2010:**

#### **Heritage Preservation Awards:**

The Heritage Preservation Awards were held at the County Council offices in June. The awards are always well received by the heritage public, and these were no exception. This year's winners were:

- Red Deer Express and Michael Dawe for historical columns, a much beloved feature for Red Deer and area readers.
- North Red Deer Story Stones project, an innovative way of presenting history.

- St Luke's Anglican Church
- Dickson Store Museum

**Cronquist House:**

Exterior Evaluation report and recommendations – Janet Pennington brought a report to the HPC on the Cronquist House windows, of particular interest as, though many original storm windows are missing, and other windows in need of repair, they are original to the building and in terms of the most recent heritage recommendations from Heritage Canada, should not be replaced with new windows. The HPC recommended a repair and restore course of action, having reviewed the architect's comprehensive report and current literature on the subject.

**Allen Bungalow:**

The HPC made recommendations relevant to conserving a heritage appearance during the construction planning of handicap accessibility restructuring. Committee members with relevant expertise participated in debate on materials, with input from City planners. A vote was taken and recommendations made. The HPC values the opportunity to provide input into preserving heritage features while upgrading accessibility and safety.

**Veterans' Park:**

The HPC was involved at a number of stages during the development of the park, including the creation of a sub-committee to explore potential historic themes and participate in archival searches for materials in the ongoing development of interpretive plaques.

The design of the park itself involved consideration for the heritage integrity of the cenotaph itself, as well as the opportunity to provide space for ceremonies and events honouring Red Deer's military heritage.

**Heritage Trees:**

Comemorative trees are aging and will need to be replaced. Kristina Oberg met with the Committee twice to discuss the issue and presented a draft revised policy of Parks and Recreation in terms of selecting trees.

**Water treatment plant wrap around mural:**

This project involved considerable archival research, as subject matter tends to be the same on much material concerning the river and the plant. A sub-committee spent many hours working on this project, and has contributed to the successful development of the mural.

**Eleven New Heritage Signs:**

J. Pennington provided mock-ups to the HPC for comment. Of the eleven signs, four were replacements for missing or damaged signs, and seven were new signs. Discussion of materials and longevity as well as appearance against a variety of heritage properties was discussed. Text and photos were commented on and suggestions made.

**Visioning workshop and revised terms of reference:**

The HPC had some difficulty transitioning into its role as a council committee due to its prior incarnation as a relatively autonomous committee, with only a very general terms of reference. The committee felt that the existing City of Red Deer terms of reference were not reflective of the independence the committee had believed it would bring into its new role, and had the potential to inhibit the committee's ability to champion heritage issues effectively.

A successful visioning workshop was facilitated by Elaine Vincent in June 2010, resulting in consensus in the direction revisions should take. A sub-committee worked on this project with the guidance of Frieda McDougall, evaluating heritage committees across Canada, and piecing together a terms of reference that could make the Red Deer Heritage Preservation Committee a model for Canada.

The Committee looks forward to presenting Council with the revised terms of reference, believing that these will facilitate the continuing active and interactive work of the committee.

Through the entire process, the HPC appreciated Council and administrative support.

**Ongoing concerns:**

**Rover Scout Hut:**

The Rover Scout Hut was dedicated by Lt. Governor Lord Tweedsmuir in 1936, and is a beloved cultural feature of the Red Deer heritage landscape. The HPC has discussed this site, and is concerned that it will be left to deteriorate beyond use, and that a potentially re-purposed heritage gem will be lost.

**JJ Gaetz House:**

The JJ Gaetz House has considerable relevance to Red Deer's early history, and has stood boarded up for some time. Municipally designated, it is owned by the province, creating a logistical problem for heritage preservation. The committee has held discussions and will be considering recommendations to Council in 2011.

At the organizational meeting in December, 2010, Vandy Bowyer was elected Chair for the 2011 year.

We look forward to continuing with ongoing projects, and meeting new challenges during 2011!

Respectfully submitted,

Sheila Bannerman, 2010 Chair

**Comments:**

This report is received for Council's information. It is clear the Committee has had significant progress with providing walking tour signage and a number of other projects; we welcome their transition to being a Committee of Council.

"Craig Curtis"  
City Manager

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Respectfully submitted,

Sheila Bannerman, 2010 Chair

## Christine Kenzie

---

**From:** Janet Pennington  
**Sent:** May 19, 2011 10:55 AM  
**To:** Christine Kenzie  
**Subject:** FW: 2010 HPC Annual Report to Council - to be presented at May 30th Council meeting

FYI  
Janet

Janet Pennington  
Heritage Community Development Coordinator  
Recreation, Parks and Culture  
City of Red Deer

Phone: 403-309-6270  
Fax: 403-346-4970

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**From:** Janet Pennington  
**Sent:** May 04, 2011 11:27 AM  
**To:** 'vbowyer@shaw.ca'; S Knopp  
**Cc:** Alison Relkov; Lynn Iviney  
**Subject:** 2010 HPC Annual Report to Council - to be presented at May 30th Council meeting

Hi there,

I have confirmed with Sheila Bannerman that she will present the report to Council on May 30<sup>th</sup>. Vandy or Susan will also be present to address any questions Council may have about the HPCs direction/workplan in 2012. I will also be there to support you.

Janet



## HERITAGE PRESERVATION COMMITTEE

DATE: May 3, 2011  
TO: City Council  
FROM: Vandy Bowyer, Heritage Preservation C  
SUBJECT: 2010 Heritage Preservation Committee Annual Report to Council

*Letter from HPC*  
*- Need copy of report from Janet Pennington*

At the April 14, 2011 meeting, the Heritage Preservation Committee (HPC) reviewed the 2010 Annual Report to Council, dated March 9, 2011. This report was prepared by Ms. Sheila Bannerman, past Chairperson for 2010. After review, the Heritage Preservation Committee introduced and passed the following motions:

**“Resolved** that the Heritage Preservation Committee, having considered the 2010 Heritage Preservation Committee Annual Report to Council, hereby approves the report and requests that the report be presented to Red Deer City Council for their information.”

The above is submitted for Council’s consideration.

Sincerely,

A handwritten signature in blue ink, appearing to read 'V. Bowyer'.

Vandy E. Bowyer, Ph.D.  
Chairperson, Heritage Preservation Committee

BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

**Bev Greter**

**From:** Bev Greter  
**Sent:** Tuesday, May 24, 2011 11:25 AM  
**To:** Craig Curtis  
**Cc:** Morris Flewwelling; Dianne Wyntjes; Leslie Chivers; Elaine Vincent  
**Subject:** Heritage Recognition Awards

Craig,

The date for the 2011 Heritage Recognition Awards Night is **Friday, June 17, 11:30 – 1:30 p.m., St. Luke's Church.**

Bev

Bev Greter  
Corporate Meeting Coordinator  
Legislative & Governance Services  
Phone: 403.342.8201  
[Bev.greter@reddeer.ca](mailto:Bev.greter@reddeer.ca)  
[www.reddeer.ca](http://www.reddeer.ca)

**I. CALL TO ORDER**

Chairperson, Vandy Bowyer called meeting to order at 12:03 p.m.

**2. APPROVAL OF AGENDA**

Moved by M. Fink, seconded by S. Bannerman

**“Resolved** that the agenda for the May 12, 2011 Heritage Preservation Committee meeting be approved as circulated.”

IN FAVOUR: V. Bowyer, F. Tejkl, J. Robertson, J. McLaughlin, M. Fink, M.J. Cornett, S. Knopp, S. Bannerman, Councillor L. Mulder

MOTION CARRIED

**3. APPROVAL OF MINUTES**

Moved by J. Robertson, seconded by S. Knopp

**“Resolved** that the minutes of the April 14, 2011 Heritage Preservation Committee meeting be approved as transcribed.”

IN FAVOUR: V. Bowyer, F. Tejkl, J. Robertson, J. McLaughlin, M. Fink, M.J. Cornett, S. Knopp, S. Bannerman, Councillor L. Mulder

MOTION CARRIED

**4. UNFINISHED BUSINESS****4.1 2011 Heritage Recognition Awards Update**

The Heritage Recognition Awards sub-committee (S. Knopp, V. Bower, J. Pennington, J. McLaughlin, J. Furness and J. Symington met on April 21<sup>st</sup>. The awards recognition ceremony is set for June 17, 2011 from 11:30 – 1:30 at St. Luke’s church. V. bower will act of Master of Ceremonies. Invitations and posters are being done and will be sent out.

**INI CAMERA SESSION**

The following motion was introduced agreeing to convene to an In Camer Session:

BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

**Bev Greter**

**From:** Bev Greter  
**Sent:** Friday, May 27, 2011 10:32 AM  
**To:** 's.bannerman@hotmail.com'  
**Cc:** 'vbowyer@shaw.ca'; Janet Pennington  
**Subject:** Heritage Preservation Committee - Council Presentation - May 30, 2011

**Attachments:** 1094708 - May 30 2011 Council Meeting Schedule - 1.DOC

Sheila,

My notes from Christine Kenzie indicate you will make the presentation on behalf of the Heritage Preservation Committee at Monday's Council meeting. It is the second presentation scheduled so you should be available by approximately 3:30 p.m. (see attached schedule).



1094708 - May 30  
2011 Council ...

I have included both Vandy and Janet on this email as they are also noted on the schedule; I wasn't sure if they were presenting so thought I'd error on the side of caution and include them.

Please let me know if you have any questions.

Thanks,  
Bev

Bev Greter  
Corporate Meeting Coordinator  
Legislative & Governance Services  
Phone: 403.342.8201  
[Bev.greter@reddeer.ca](mailto:Bev.greter@reddeer.ca)  
[www.reddeer.ca](http://www.reddeer.ca)



## RECREATION, PARKS &amp; CULTURE

**DATE:** May 20, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Kay Kenny, Recreation Superintendent  
Greg Scott, Recreation, Parks and Culture Manager  
Dean Krejci, Financial Services Manager

**SUBJECT:** Lawn Bowling Club Request

---

The attached letter of April 10, 2011, addressed to the Mayor and Members of Council dated April 10<sup>th</sup>, 2011 requesting financial assistance to maintain the lawn bowling green in Rotary Recreation Park, was received from Tom Ashton, a member of the Red Deer Lawn Bowling Club

**Background**

The lawn bowling green in Rotary Recreation Park was constructed in 1973, with an irrigation system added in 1997. It was maintained by the Recreation, Parks and Culture Department until 1994 when it was turned over to the Red Deer Lawn Bowling Club due to Council approved service level reductions in the Parks Section. Parks staff provided the user group with an orientation and the lawn reel cutter mower required for maintenance.

Maintenance of the green was difficult and costly for the Club. They contracted staff at River Bend Golf Course for a few years to assist but, as membership dropped, the cost became prohibitive and, as inexperienced volunteers took on the role, the condition of the green deteriorated.

Following the re-organization of the RPC department and re-opening of the Recreation Centre in 2007, the coordination of Rotary Recreation Park and its amenities has been the responsibility of the Recreation Centre Complex Coordinator. The Coordinator has worked with the Club to try to rejuvenate the membership through provision of paid advertisements to attract new and younger bowlers.

In addition, she worked with the Club in 2008 and 2009 to provide some funding for materials, rental equipment and the services of a contracted landscaping company to refurbish half of the green. This same contractor donated parts and labour to the Club to overhaul the specialized mower. In 2010, the Club carried on the refurbishment through the hired services of greens keepers from other Central Alberta golf courses.

In the fall of 2010, the Coordinator offered to assist the Club with funding and promotions to create "learn to play" programs to attract new players. The Club met and considered that with the poor state of the green, advancing age of those responsible for maintenance, the issue of only six members remaining, and a lack of financial support, they had decided to disband their Club.

## Discussion

The Recreation, Parks and Culture department is supportive of active living opportunities for all age groups. Resources have been provided to the Red Deer Lawn Bowling Club over the past few years to support their continued use of the green and to encourage growth of the activity. Even with this support club membership has continued to decline with only six active members as of last fall. In looking forward the decision to provide additional resources and financial support needs to be balanced with the demand for the activity.

## Analysis

In order to rejuvenate the lawn bowling green to a playable condition, and perform annual maintenance to a suitable standard, Administration sought the expertise of both the City of Red Deer Parks Section and the River Bend Golf & Recreation Area to obtain a rough estimate of initial, and ongoing maintenance costs as follows:

	Parks Section	River Bend
<b>One-time Costs</b>		
Initial overhaul of green to playable condition	\$ 25,000	\$ 3,300
Initial purchase of specialized maintenance equipment/tools	50,000	100,135
Truck and trailer acquisition (does not include fuel, maintenance and insurance costs)		40,000
Secure storage compound for on-site equipment		50,000
<b>Total one-time costs:</b>	<b>\$75,000</b>	<b>\$193,435</b>
<b>Ongoing Costs</b>		
Annual maintenance costs: materials, labour and equipment [Lawn Bowling Club does not have the financial / human resources to assume this responsibility]	\$50,000	\$35,650 14,350
<b>Total ongoing costs:</b>	<b>\$50,000</b>	<b>\$50,000</b>
The costs to promote use of the greens, attract new bowlers, and offer "learn to bowl" sessions would be minimal, and the same amount no matter who provided the lawn bowling green maintenance. Once established, future years' costs in this area should be the Lawn Bowling Club's responsibility.		
Program sessions/promotions	\$3,000	
Bowling bowls for new participants	3,500	
<b>Total for First Year</b>	<b>\$6,500</b>	

As part of the 2010 Rotary Recreation Park & South Area Study, a recommendation was made to remove the lawn bowling green from its current location west of the Golden Circle, and relocate it to the south part of the site in Barrett Park, east of the Kinex Arena. This recommendation was in support of a change in activities proposed for the north end of the park. Whether or not a new lawn bowling green were to be constructed at the site identified for relocation would depend upon community need and anticipated usage at that time.

As part of the response from River Bend Golf & Recreation Area, a long-term strategy for The City to consider relocation of the lawn bowling facility to their site was proposed. It was suggested that it could

be combined with a greens nursery, would receive increased exposure by park users, enable utilization for other related family lawn activities such as bocce ball, and become more accessible for the specialized daily maintenance it requires. Labour, material and equipment costs as outlined above would still apply, but equipment transportation, storage and insurance costs would be significantly reduced.

It has been suggested that relocating lawn bowling to River Bend might produce transportation challenges for seniors. However, there are currently over 40 seniors who golf weekly that provide their own transportation to the site. Future transit routes as city development expands to the northeast or, in the interim, shuttle buses from a central location could be considered.

### **Financial Implications**

Operating expenses approved outside of the budget process are normally funded from the Tax Stabilization Reserve (TSR). Current forecasts of the TSR show an ending balance of \$4.4m for 2011 with a steady decline in balances to \$2m in 2020. The forecast is dependent on achieving an operating surplus of at least \$2.55m in each year of the 10 year forecast period. Funding the total cost of \$131,500 (\$125,000 + \$6,500) would result in an estimated ending balance of \$4.3m for 2011 with a steady decline in the balance to \$1.9m in 2020. This forecast is independent of other funding requests that are, or may come before Council in 2011. This has the potential to limit the ability of Council to consider future requests for funding unless an alternate source of funding is found. Alternate sources of funding could include transfers from other reserves, grant funding and future increases to property taxes. If the alternate source of funding is transfers from other reserves, then this could result in the deferral of capital projects.

Based on current property tax revenues, the \$50,000 ongoing expense would result in an increase in the property tax rate of 0.06%.

### **Alternatives**

That City Council consider the alternatives to determine if the benefits of retaining, upgrading and maintaining the lawn bowling green, with its associated costs, outweighs the risk of closing down this amenity in Rotary Recreation Park as follows:

1. Accept the April 10, 2011 letter from the Red Deer Lawn Bowling Club for funding assistance, and inform the Club that at this time, based on community involvement, The City will not provide additional funding to bring the lawn bowling green up to a playable condition through allocation of additional one-time costs nor ongoing maintenance costs.
2. Accept the April 10, 2011 letter from the Red Deer Lawn Bowling Club for funding assistance, and inform the Club that The City will invest in the refurbishment of the lawn bowling green to:
  - bring it up to a playable condition at a one-time cost of \$25,000;
  - purchase specialized maintenance equipment/tools at a one-time cost of \$50,000;
  - support the ongoing maintenance of the lawn bowling green through either direct operating costs incurred by the Parks Section, or contracted operation by a qualified service provider for ongoing annual costs of \$50,000; and
  - provide one-time programming and promotional funding of \$6,500; for total one-time funding of \$81,500 and ongoing funding of \$50,000.

3. Accept the April 10, 2011 letter from the Red Deer Lawn Bowling Club and the one time and ongoing expenses identified and consider this request as part of the 2012 capital and operating budget discussions.

**Recommendation**

That City Council accept the April 10, 2011 letter from the Red Deer Lawn Bowling Club for funding assistance, and inform the Club that The City will not provide additional funding to bring the lawn bowling green up to a playable condition through allocation of additional one-time costs nor ongoing maintenance costs.

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Kay Kenny  
Recreation Superintendent

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Greg Scott  
Recreation, Parks and Culture Manager

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Dean Krejci  
Financial Services Manager

Cc: Colleen Jensen, Director of Community Services  
Lorraine Poth, Director of Corporate Services



Thomas (Tom) Ashton  
513 Wishart Street  
Red Deer, Alberta T4N 7E2

Tel: 403-342-4442  
Email: [d\\_ashton@telus.net](mailto:d_ashton@telus.net)

April 10<sup>th</sup> 2011

Mayor and Council  
City of Red Deer  
Box 5008  
Red Deer, Alberta T4N 3T4

Your Worship and Members of Council:

This is probably a “last gasp” from the Red Deer lawn bowlers. I am writing to apprise you of our dire straits and to appeal for your help. Without help in the immediate future, I am very much afraid that summer lawn bowling in Red Deer is finished.

Although my wife and I have not been involved with the lawn bowling club for very long, I understand that lawn bowlers have been active in Red Deer for many years on the bowling green adjacent to the Golden Circle Seniors Centre. In past years the Red Deer green was used when the Alberta Summer Games were held in Westakiwin. Members from the Red Deer club hosted and have participated in these and other summer games.

Up until a few years ago, the green was maintained by the City (Parks I think). As I understand it the City stopped doing this for budget reasons. Maintenance of the green was then left up to the lawn bowlers. This was contracted out to Riverbend Golf Club for a year or two but proved too expensive for the club. In the recent past green maintenance has been carried out using part-time help and volunteer labour. Without proper professional care the green deteriorated steadily.

At the end of the 2008 season, the playing surface was so bad it was decided to re-seed and level it. This was done with volunteer labour and with some financial assistance arranged through the Recreation Centre Complex (Tamara Greba). Tamara has been very helpful and has done everything possible to assist us and for this we are extremely grateful. I am not sure what happened but the playing surface was choked with weeds in the spring of 2009 and we were unable to use it that summer. Again the Recreation Centre helped out in trying to bring the weeds under control.

In the spring of 2010 we sought professional advice from a “turf specialist” from Olds College and from greenskeepers from the Trochu and Delburne golf courses. It was agreed that the green was salvageable; had a good base; but needed considerable care and attention. The club pursued an aggressive fertilization and weed control program throughout the summer. Most of the club's financial reserves were committed to purchase materials and professional advice and assistance. Volunteer labour was used throughout the season to cut and maintain the grass (our youngest volunteer was in his late sixties so this was no mean feat). By late summer the green was in pretty good shape but we just did

not have the equipment necessary to get the green into playing condition. Our equipment consists of a greens cutter, which is almost 20 years old and was given to the club by the Parks Department, and a manual roller which is extremely difficult for senior men and women to handle.

Prior to the start of the 2010 season we had asked the Riverbend Golf Club to bid on a maintenance contract but they declined because of the logistics of moving men and equipment between the two sites and the fact that they were busy with work at the golf course. In addition we applied for a grant offered through the Red Deer Primary Care Network to purchase the specialized equipment and contract professional help we so badly needed. Our application was denied. We were told that preference would be given for grants which would be used to grow membership. We told them that there was no point in attracting new members unless we had a bowling green for them to use (I was very surprised this winter when the Advocate reported that the Network had provided a grant to the cross-country skiers for ~~for~~ a snowmobile and track setting equipment – not too dissimilar to the type of needs we had expressed?)

At any rate, our work during the summer of 2010 was successful in getting rid of the weeds and rejuvenating the grass but we were still unable to get a playable surface because of a lack of proper equipment and the man power necessary to use it. I am sure that you are aware that greens maintenance is very specialized and that proper care of a lawn bowling green is a full-time job and requires daily maintenance to keep it in playing shape. The playing surface is no different to that of a golf green.

It was with a great deal of sadness that we met with Tamara Greba from the Recreational Centre Complex last November and advised her that we did not think that we could continue any longer. Club membership is dwindling. We are unable to attract new members. Our cash reserves are insufficient to continue as we have in the past. We came to the obvious conclusion that our situation was untenable.

I am therefore making this one last appeal for help. Lawn bowling is a great social summer activity for old and young alike. The game is not only played for recreation but is also available competitively at provincial, national and international levels for those who desire it. The City did include the lawn bowling green in the Rotary Recreation Park and South Site Study prepared last year.

I suggest that the City treat the lawn bowling green as it does all other recreational facilities it operates in the City by maintaining it and making it available on a fee for service basis to those who use it. If properly maintained, managed and promoted, I am quite sure that use of the green could be such that it could pay for itself in a few years and might eventually return a profit to the City. I understand that the bowling greens operated in Calgary are financially viable once they reach an active membership somewhere between 60 to 80 bowlers. If we believe published statistics on the impending “grey tsunami”, Red Deer will have no shortage of potential bowlers without even expanding into newer areas such as school and family programming.

I sincerely hope that you give this request your serious consideration. I realize that City budgets are stressed but this seems like a relatively small investment to improve the quality of life in our city. I am sure that the lawn bowlers would be please to meet with you or your representatives to answer any questions and/or pursue the matter further.

Thank You

A handwritten signature in blue ink, appearing to read "Tom Gattore", is written over the "Thank You" text.

**Comments:**

I support the recommendation of Administration.

“Craig Curtis”  
City Manager

**DATE:** June 2, 2011

**TO:** Kay Kenny, Recreation Superintendent  
Greg Scott, Recreation, Parks and Culture Manager  
Dean Krejci, Financial Services Manager

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Lawn Bowling Club Request

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**Reference Report:**

Recreation Superintendent, Recreation, Parks & Culture Manager, and Financial Services Manager, dated May 20, 2011.

**Resolution:**

The following resolution was passed during the regular Council meeting held on Monday, May 30, 2011:

**“Resolved** that Council of The City of Red Deer having considered the report from the Recreation, Park & Culture Manager, Recreation Superintendent and Financial Services Manager dated May 20, 2011 hereby agrees that The City will not provide additional funding to the Lawn Bowling Club.”

**Report Back to Council:** No



Elaine Vincent  
Legislative & Governance Services Manager

c Director of Community Services  
Director of Corporate Services

LEGISLATIVE & GOVERNANCE SERVICES  
June 6, 2011

Mr. Thomas (Tom) Ashton  
513 Wishart Street  
Red Deer, AB T4N 7E2

Dear Mr. Ashton:

**RE: Funding Request – Lawn Bowling Club**

Thank you for your letter dated April 10, 2011. This item was presented to Red Deer City Council at the Monday, May 30, 2011 Council meeting, and the following resolution was passed:

**“Resolved** that Council of The City of Red Deer having considered the report from the Recreation, Park & Culture Manager, Recreation Superintendent and Financial Services Manager dated May 20, 2011 hereby agrees that The City will not provide additional funding to the Lawn Bowling Club.”

Should you have any questions regarding this matter, please contact Kay Kenny, Recreation Superintendent at 403-342-8159.

Sincerely,

Elaine Vincent  
Legislative & Governance Services Manager

c Colleen Jensen, Director of Community Services  
Kay Kenny, Recreation Superintendent  
Lorianne Marshall, Acting Financial Services Manager

Requests to include a report on a Council Agenda must be received by 4:30pm on Monday (5 business days) prior to the scheduled meeting.

**PLEASE NOTE:** If reports are not received by Monday (5 business days) prior to the scheduled meeting/hearing the report may be moved to the next Agenda.

CONTACT INFORMATION			
Name of Report Writer:	Greg Scott/ Kay Kenny		
Department & Telephone Number:	RPC 403-342-8165		
REPORT INFORMATION			
Preferred Date of Agenda:	May 16, 2011		
Subject of the Report (provide a brief description)	Letter to Mayor/ Councilors from Lawn Bowling Club		
Is this Time Sensitive? Why?	No – Club anxious to get request to Council		
What is the Decision/Action required from Council?	Direction		
Please describe Internal/ External Consultation, if any.	Worked with Lawn Bowling Club		
Is this a Committee of the Whole item?	No		
How does the Report link to the Strategic Plan?			
Has Legal Counsel been consulted? Are there any outstanding issues? Please describe. No			
Has Financial Services been consulted? Are there any budget implications? Please describe. Yes			
Presentation: (10 Min Max.)	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	Presenter Name and Contact Information:
COMMUNITY IMPACT			
Should External Stakeholder(s) be advised of the Agenda item? (e.i. Community Groups, Businesses, Community Associations) If Yes, please provide the Contact Information for the External Stakeholder(s)		<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO
External Stakeholder(s) Contact Information: (please provide, name, mailing address, telephone number and e-mail address) Lawn Bowling Club c/o Thomas Ashton 513 Wishart Street Email: <a href="mailto:d_ashton@telus.net">d_ashton@telus.net</a> Red Deer AB T4N 7E2 Phone: 403-342-4442			
LEGISLATIVE & ADMINISTRATIVE USE ONLY			
Has this been to SMT / Topics/ Committees: MPC, EAC, CPAC		(Please circle those that apply)	
<b>SMT</b> When/describe: _____	<b>Topics</b> When/Describe: _____	<b>Board(s) / Committee(s)</b> When/Describe: _____	
Do we need a Media Release?		<input type="checkbox"/> YES	<input type="checkbox"/> NO

Please return completed form, along with report and any additional information to Legislative & Administrative Services.



## RECREATION, PARKS &amp; CULTURE

**DATE:** May 20, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Kay Kenny, Recreation Superintendent  
Greg Scott, Recreation, Parks and Culture Manager  
Dean Krejci, Financial Services Manager

**SUBJECT:** Lawn Bowling Club Request

---

The attached letter of April 10, 2011, addressed to the Mayor and Members of Council dated April 10<sup>th</sup>, 2011 requesting financial assistance to maintain the lawn bowling green in Rotary Recreation Park, was received from Tom Ashton, a member of the Red Deer Lawn Bowling Club

**Background**

The lawn bowling green in Rotary Recreation Park was constructed in 1973, with an irrigation system added in 1997. It was maintained by the Recreation, Parks and Culture Department until 1994 when it was turned over to the Red Deer Lawn Bowling Club due to Council approved service level reductions in the Parks Section. Parks staff provided the user group with an orientation and the lawn reel cutter mower required for maintenance.

Maintenance of the green was difficult and costly for the Club. They contracted staff at River Bend Golf Course for a few years to assist but, as membership dropped, the cost became prohibitive and, as inexperienced volunteers took on the role, the condition of the green deteriorated.

Following the re-organization of the RPC department and re-opening of the Recreation Centre in 2007, the coordination of Rotary Recreation Park and its amenities has been the responsibility of the Recreation Centre Complex Coordinator. The Coordinator has worked with the Club to try to rejuvenate the membership through provision of paid advertisements to attract new and younger bowlers.

In addition, she worked with the Club in 2008 and 2009 to provide some funding for materials, rental equipment and the services of a contracted landscaping company to refurbish half of the green. This same contractor donated parts and labour to the Club to overhaul the specialized mower. In 2010, the Club carried on the refurbishment through the hired services of greens keepers from other Central Alberta golf courses.

In the fall of 2010, the Coordinator offered to assist the Club with funding and promotions to create "learn to play" programs to attract new players. The Club met and considered that with the poor state of the green, advancing age of those responsible for maintenance, the issue of only six members remaining, and a lack of financial support, they had decided to disband their Club.

## Discussion

The Recreation, Parks and Culture department is supportive of active living opportunities for all age groups. Resources have been provided to the Red Deer Lawn Bowling Club over the past few years to support their continued use of the green and to encourage growth of the activity. Even with this support club membership has continued to decline with only six active members as of last fall. In looking forward the decision to provide additional resources and financial support needs to be balanced with the demand for the activity.

## Analysis

In order to rejuvenate the lawn bowling green to a playable condition, and perform annual maintenance to a suitable standard, Administration sought the expertise of both the City of Red Deer Parks Section and the River Bend Golf & Recreation Area to obtain a rough estimate of initial, and ongoing maintenance costs as follows:

	Parks Section	River Bend
<b>One-time Costs</b>		
Initial overhaul of green to playable condition	\$ 25,000	\$ 3,300
Initial purchase of specialized maintenance equipment/tools	50,000	100,135
Truck and trailer acquisition (does not include fuel, maintenance and insurance costs)		40,000
Secure storage compound for on-site equipment		50,000
<b>Total one-time costs:</b>	<b>\$75,000</b>	<b>\$193,435</b>
<b>Ongoing Costs</b>		
Annual maintenance costs: materials, labour and equipment [Lawn Bowling Club does not have the financial / human resources to assume this responsibility]	\$50,000	\$35,650 14,350
<b>Total ongoing costs:</b>	<b>\$50,000</b>	<b>\$50,000</b>
The costs to promote use of the greens, attract new bowlers, and offer "learn to bowl" sessions would be minimal, and the same amount no matter who provided the lawn bowling green maintenance. Once established, future years' costs in this area should be the Lawn Bowling Club's responsibility.		
Program sessions/promotions	\$3,000	
Bowling bowls for new participants	3,500	
<b>Total for First Year</b>	<b>\$6,500</b>	

As part of the 2010 Rotary Recreation Park & South Area Study, a recommendation was made to remove the lawn bowling green from its current location west of the Golden Circle, and relocate it to the south part of the site in Barrett Park, east of the Kinex Arena. This recommendation was in support of a change in activities proposed for the north end of the park. Whether or not a new lawn bowling green were to be constructed at the site identified for relocation would depend upon community need and anticipated usage at that time.

As part of the response from River Bend Golf & Recreation Area, a long-term strategy for The City to consider relocation of the lawn bowling facility to their site was proposed. It was suggested that it could

be combined with a greens nursery, would receive increased exposure by park users, enable utilization for other related family lawn activities such as bocce ball, and become more accessible for the specialized daily maintenance it requires. Labour, material and equipment costs as outlined above would still apply, but equipment transportation, storage and insurance costs would be significantly reduced.

It has been suggested that relocating lawn bowling to River Bend might produce transportation challenges for seniors. However, there are currently over 40 seniors who golf weekly that provide their own transportation to the site. Future transit routes as city development expands to the northeast or, in the interim, shuttle buses from a central location could be considered.

## **Financial Implications**

Operating expenses approved outside of the budget process are normally funded from the Tax Stabilization Reserve (TSR). Current forecasts of the TSR show an ending balance of \$4.4m for 2011 with a steady decline in balances to \$2m in 2020. The forecast is dependent on achieving an operating surplus of at least \$2.55m in each year of the 10 year forecast period. Funding the total cost of \$131,500 (\$125,000 + \$6,500) would result in an estimated ending balance of \$4.3m for 2011 with a steady decline in the balance to \$1.9m in 2020. This forecast is independent of other funding requests that are, or may come before Council in 2011. This has the potential to limit the ability of Council to consider future requests for funding unless an alternate source of funding is found. Alternate sources of funding could include transfers from other reserves, grant funding and future increases to property taxes. If the alternate source of funding is transfers from other reserves, then this could result in the deferral of capital projects.

Based on current property tax revenues, the \$50,000 ongoing expense would result in an increase in the property tax rate of 0.06%.

## **Alternatives**

That City Council consider the alternatives to determine if the benefits of retaining, upgrading and maintaining the lawn bowling green, with its associated costs, outweighs the risk of closing down this amenity in Rotary Recreation Park as follows:

1. Accept the April 10, 2011 letter from the Red Deer Lawn Bowling Club for funding assistance, and inform the Club that at this time, based on community involvement, The City will not provide additional funding to bring the lawn bowling green up to a playable condition through allocation of additional one-time costs nor ongoing maintenance costs.
2. Accept the April 10, 2011 letter from the Red Deer Lawn Bowling Club for funding assistance, and inform the Club that The City will invest in the refurbishment of the lawn bowling green to:
  - bring it up to a playable condition at a one-time cost of \$25,000;
  - purchase specialized maintenance equipment/tools at a one-time cost of \$50,000;
  - support the ongoing maintenance of the lawn bowling green through either direct operating costs incurred by the Parks Section, or contracted operation by a qualified service provider for ongoing annual costs of \$50,000; and
  - provide one-time programming and promotional funding of \$6,500; for total one-time funding of \$81,500 and ongoing funding of \$50,000.

3. Accept the April 10, 2011 letter from the Red Deer Lawn Bowling Club and the one time and ongoing expenses identified and consider this request as part of the 2012 capital and operating budget discussions.

### **Recommendation**

That City Council accept the April 10, 2011 letter from the Red Deer Lawn Bowling Club for funding assistance, and inform the Club that The City will not provide additional funding to bring the lawn bowling green up to a playable condition through allocation of additional one-time costs nor ongoing maintenance costs.

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Kay Kenny  
Recreation Superintendent

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Greg Scott  
Recreation, Parks and Culture Manager

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Dean Krejci  
Financial Services Manager

Cc: Colleen Jensen, Director of Community Services  
Lorraine Poth, Director of Corporate Services

ORIGINAL



Thomas (Tom) Ashton  
513 Wishart Street  
Red Deer, Alberta T4N 7E2

Tel: 403-342-4442  
Email: [d\\_ashton@telus.net](mailto:d_ashton@telus.net)

April 10<sup>th</sup> 2011

Mayor and Council  
City of Red Deer  
Box 5008  
Red Deer, Alberta T4N 3T4

Your Worship and Members of Council:

This is probably a "last gasp" from the Red Deer lawn bowlers. I am writing to apprise you of our dire straits and to appeal for your help. Without help in the immediate future, I am very much afraid that summer lawn bowling in Red Deer is finished.

Although my wife and I have not been involved with the lawn bowling club for very long, I understand that lawn bowlers have been active in Red Deer for many years on the bowling green adjacent to the Golden Circle Seniors Centre. In past years the Red Deer green was used when the Alberta Summer Games were held in Westskiwin. Members from the Red Deer club hosted and have participated in these and other summer games.

Up until a few years ago, the green was maintained by the City (Parks I think). As I understand it the City stopped doing this for budget reasons. Maintenance of the green was then left up to the lawn bowlers. This was contracted out to Riverbend Golf Club for a year or two but proved too expensive for the club. In the recent past green maintenance has been carried out using part-time help and volunteer labour. Without proper professional care the green deteriorated steadily.

At the end of the 2008 season, the playing surface was so bad it was decided to re-seed and level it. This was done with volunteer labour and with some financial assistance arranged through the Recreation Centre Complex (Tamara Greba). Tamara has been very helpful and has done everything possible to assist us and for this we are extremely grateful. I am not sure what happened but the playing surface was choked with weeds in the spring of 2009 and we were unable to use it that summer. Again the Recreation Centre helped out in trying to bring the weeds under control.

In the spring of 2010 we sought professional advice from a "turf specialist" from Olds College and from greenskeepers from the Trochu and Delburne golf courses. It was agreed that the green was salvageable; had a good base; but needed considerable care and attention. The club pursued an aggressive fertilization and weed control program throughout the summer. Most of the club's financial reserves were committed to purchase materials and professional advice and assistance. Volunteer labour was used throughout the season to cut and maintain the grass (our youngest volunteer was in his late sixties so this was no mean feat). By late summer the green was in pretty good shape but we just did

not have the equipment necessary to get the green into playing condition. Our equipment consists of a greens cutter, which is almost 20 years old and was given to the club by the Parks Department, and a manual roller which is extremely difficult for senior men and women to handle.

Prior to the start of the 2010 season we had asked the Riverbend Golf Club to bid on a maintenance contract but they declined because of the logistics of moving men and equipment between the two sites and the fact that they were busy with work at the golf course. In addition we applied for a grant offered through the Red Deer Primary Care Network to purchase the specialized equipment and contract professional help we so badly needed. Our application was denied. We were told that preference would be given for grants which would be used to grow membership. We told them that there was no point in attracting new members unless we had a bowling green for them to use (I was very surprised this winter when the Advocate reported that the Network had provided a grant to the cross-country skiers for ~~for~~ a snowmobile and track setting equipment – not too dissimilar to the type of needs we had expressed?)

At any rate, our work during the summer of 2010 was successful in getting rid of the weeds and rejuvenating the grass but we were still unable to get a playable surface because of a lack of proper equipment and the man power necessary to use it. I am sure that you are aware that greens maintenance is very specialized and that proper care of a lawn bowling green is a full-time job and requires daily maintenance to keep it in playing shape. The playing surface is no different to that of a golf green.

It was with a great deal of sadness that we met with Tamara Greba from the Recreational Centre Complex last November and advised her that we did not think that we could continue any longer. Club membership is dwindling. We are unable to attract new members. Our cash reserves are insufficient to continue as we have in the past. We came to the obvious conclusion that our situation was untenable.

I am therefore making this one last appeal for help. Lawn bowling is a great social summer activity for old and young alike. The game is not only played for recreation but is also available competitively at provincial, national and international levels for those who desire it. The City did include the lawn bowling green in the Rotary Recreation Park and South Site Study prepared last year.

I suggest that the City treat the lawn bowling green as it does all other recreational facilities it operates in the City by maintaining it and making it available on a fee for service basis to those who use it. If properly maintained, managed and promoted, I am quite sure that use of the green could be such that it could pay for itself in a few years and might eventually return a profit to the City. I understand that the bowling greens operated in Calgary are financially viable once they reach an active membership somewhere between 60 to 80 bowlers. If we believe published statistics on the impending "grey tsunami", Red Deer will have no shortage of potential bowlers without even expanding into newer areas such as school and family programming.

I sincerely hope that you give this request your serious consideration. I realize that City budgets are stressed but this seems like a relatively small investment to improve the quality of life in our city. I am sure that the lawn bowlers would be please to meet with you or your representatives to answer any questions and/or pursue the matter further.

Thank You



BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

**Bev Greter**

**From:** Bev Greter

**Sent:** Thursday, May 26, 2011 4:37 PM

**To:** 'd\_ashton@telus.net'

**Subject:** Lawn Bowling Item - May 30, 2011 - Regular Council Meeting

Good afternoon Tom,

This is confirmation that the above item is coming forward to Council on Monday, May 30. It has been scheduled for approximately 4:15. This time can change so my suggestion is to come earlier and wait for the item to be brought forward.

The agenda has been posted online and can be viewed at: City Council Meetings.

Please don't hesitate to contact me if you have any questions.

Kind regards,

Bev Greter  
Corporate Meeting Coordinator  
Legislative & Governance Services  
Phone: 403.342.8201  
[Bev.greter@reddeer.ca](mailto:Bev.greter@reddeer.ca)  
[www.reddeer.ca](http://www.reddeer.ca)

*• Showed May 27.11*

**Christine Kenzie**

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**To:** Bev Greter  
**Subject:** FW: DMPROD-#1091890-v1-May\_5\_\_2011  
-\_RPC\_-\_Lawn\_Bowling\_Club\_Report\_to\_Council.DOC

**Importance:** High

**Attachments:** DMPROD-#1091890-v1-May\_5\_\_2011  
-\_RPC\_-\_Lawn\_Bowling\_Club\_Report\_to\_Council.DOC

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**From:** Heather McLaren  
**Sent:** May 20, 2011 1:05 PM  
**To:** Christine Kenzie  
**Subject:** FW: DMPROD-#1091890-v1-May\_5\_\_2011\_-\_RPC\_-\_Lawn\_Bowling\_Club\_Report\_to\_Council.DOC  
**Importance:** High

Please see report attached below.

**Heather McLaren**  
The City of Red Deer  
Community Services Senior Admin Assistant  
Recreation Parks & Culture Department

Phone: 1-403-342-8159  
Fax: 1-403-342-8222  
Email: heather.mclaren@reddeer.ca

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**From:** Kay Kenny  
**Sent:** Friday, May 20, 2011 1:02 PM  
**To:** Heather McLaren; Lisa Francis; Greg Scott  
**Cc:** Colleen Jensen; Lissa Braseth  
**Subject:** DMPROD-#1091890-v1-May\_5\_\_2011\_-\_RPC\_-\_Lawn\_Bowling\_Club\_Report\_to\_Council.DOC  
**Importance:** High



DMPROD-#109189  
)-v1-May\_5\_\_2011..

Christine Kenzie has requested that the draft report be submitted by the end of the day today (May 20th) and I would appreciate you doing that please, Heather.

Lisa, the changes that Dean requested in his email of May 11th have been inserted word for word. If you see any other required changes, please forward them to Heather today.

The agenda review is Tuesday morning at 9 am (Monday stat holiday shortens the review time for staff).

Greg, if you have any other changes, please send them to Christine before the 9 am review (or after Craig asks for his changes, if any).

Thanks,

Kay

PS: I have also asked Lissa Braseth to scan and send Andrew's letter in case you wish to include it as an attachment or any other details from his response.



THE CITY OF

Red Deer

RECREATION, PARKS & CULTURE

**DATE:** April 29, 2011 *May 20.11*  
**TO:** Craig Curtis, City Manager  
**FROM:** Kay Kenny, Recreation Superintendent  
Greg Scott, Recreation, Parks and Culture  
Dean Krejci, Financial Services Manager  
**SUBJECT:** Lawn Bowling Club Request

BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

*MAY 20 11*  
*REVISED REPORT*  
*- DRAFT*

→

The attached letter of April 10, 2011, addressed to the Mayor and Members of Council dated April 10<sup>th</sup>, 2011 requesting financial assistance to maintain the lawn bowling green in Rotary Recreation Park, was received from Tom Ashton, a member of the Red Deer Lawn Bowling Club

### Background

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Maintenance of the green was difficult and costly for the Club. They contracted staff at River Bend Golf Course for a few years to assist but, as membership dropped, the cost became prohibitive and, as inexperienced volunteers took on the role, the condition of the green deteriorated.

Following the re-organization of the RPC department and re-opening of the Recreation Centre in 2007, the coordination of Rotary Recreation Park and its amenities has been the responsibility of the Recreation Centre Complex Coordinator. The Coordinator has worked with the Club to try to rejuvenate the membership through provision of paid advertisements to attract new and younger bowlers.

In addition, she worked with the Club in 2008 and 2009 to provide some funding for materials, rental equipment and the services of a contracted landscaping company to refurbish half of the green. This same contractor donated parts and labour to the Club to overhaul the specialized mower. In 2010, the Club carried on the refurbishment through the hired services of greens keepers from other Central Alberta golf courses.

In the fall of 2010, the Coordinator offered to assist the Club with funding and promotions to create "learn to play" programs to attract new players. The Club met and considered that with the poor state of the green, advancing age of those responsible for maintenance, the issue of only six members remaining, and a lack of financial support, they had decided to disband their Club.

## Discussion

The Recreation, Parks and Culture department is supportive of active living opportunities for all age groups. Resources have been provided to the Red Deer Lawn Bowling Club over the past few years to support their continued use of the green and to encourage growth of the activity. Even with this support club membership has continued to decline with only six active members as of last fall. In looking forward the decision to provide additional resources and financial support needs to be balanced with the demand for the activity.

## Analysis

In order to rejuvenate the lawn bowling green to a playable condition, and perform annual maintenance to a suitable standard, Administration sought the expertise of both the City of Red Deer Parks Section and the River Bend Golf & Recreation Area to obtain a rough estimate of initial, and ongoing maintenance costs as follows:

	Parks Section	River Bend
<b>One-time Costs</b>		
Initial overhaul of green to playable condition	\$ 25,000	\$ 3,300
Initial purchase of specialized maintenance equipment/tools	50,000	100,135
Truck and trailer acquisition (does not include fuel, maintenance and insurance costs)		40,000
Secure storage compound for on-site equipment		50,000
<b>Total one-time costs:</b>	<b>\$75,000</b>	<b>\$193,435</b>
<b>Ongoing Costs</b>		
Annual maintenance costs: materials, labour and equipment [Lawn Bowling Club does not have the financial / human resources to assume this responsibility]	\$50,000	\$35,650 14,350
<b>Total ongoing costs:</b>	<b>\$50,000</b>	<b>\$50,000</b>
The costs to promote use of the greens, attract new bowlers, and offer "learn to bowl" sessions would be minimal, and the same amount no matter who provided the lawn bowling green maintenance. Once established, future years' costs in this area should be the Lawn Bowling Club's responsibility.		
Program sessions/promotions	\$3,000	
Bowling bowls for new participants	3,500	
<b>Total for First Year</b>	<b>\$6,500</b>	

As part of the 2010 Rotary Recreation Park & South Area Study, a recommendation was made to remove the lawn bowling green from its current location west of the Golden Circle, and relocate it to the south part of the site in Barrett Park, east of the Kinex Arena. This recommendation was in support of a change in activities proposed for the north end of the park. Whether or not a new lawn bowling green were to be constructed at the site identified for relocation would depend upon community need and anticipated usage at that time.

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be combined with a greens nursery, would receive increased exposure by park users, enable utilization for other related family lawn activities such as bocce ball, and become more accessible for the specialized daily maintenance it requires. Labour, material and equipment costs as outlined above would still apply, but equipment transportation, storage and insurance costs would be significantly reduced.

It has been suggested that relocating lawn bowling to River Bend might produce transportation challenges for seniors. However, there are currently over 40 seniors who golf weekly that provide their own transportation to the site. Future transit routes as city development expands to the northeast or, in the interim, shuttle buses from a central location could be considered.

## **Financial Implications**

Operating expenses approved outside of the budget process are normally funded from the Tax Stabilization Reserve (TSR). Current forecasts of the TSR show an ending balance of \$4.4m for 2011 with a steady decline in balances to \$2m in 2020. The forecast is dependent on achieving an operating surplus of at least \$2.55m in each year of the 10 year forecast period. Funding the total cost of \$131,500 (\$125,000 + \$6,500) would result in an estimated ending balance of \$4.3m for 2011 with a steady decline in the balance to \$1.9m in 2020. This forecast is independent of other funding requests that are, or may come before Council in 2011. This has the potential to limit the ability of Council to consider future requests for funding unless an alternate source of funding is found. Alternate sources of funding could include transfers from other reserves, grant funding and future increases to property taxes. If the alternate source of funding is transfers from other reserves, then this could result in the deferral of capital projects.

Based on current property tax revenues, the \$50,000 ongoing expense would result in an increase in the property tax rate of 0.06%.

## **Alternatives**

That City Council consider the alternatives to determine if the benefits of retaining, upgrading and maintaining the lawn bowling green, with its associated costs, outweighs the risk of closing down this amenity in Rotary Recreation Park as follows:

1. Accept the April 11, 2011 letter from the Red Deer Lawn Bowling Club for funding assistance, and inform the Club that at this time, based on community involvement, The City will not provide additional funding to bring the lawn bowling green up to a playable condition through allocation of additional one-time costs nor ongoing maintenance costs.
2. Accept the April 11, 2011 letter from the Red Deer Lawn Bowling Club for funding assistance, and inform the Club that The City will invest in the refurbishment of the lawn bowling green to:
  - bring it up to a playable condition at a one-time cost of \$25,000;
  - purchase specialized maintenance equipment/tools at a one-time cost of \$50,000;
  - support the ongoing maintenance of the lawn bowling green through either direct operating costs incurred by the Parks Section, or contracted operation by a qualified service provider for ongoing annual costs of \$50,000; and
  - provide one-time programming and promotional funding of \$6,500; for total one-time funding of \$81,500 and ongoing funding of \$50,000.

3. Accept the April 11, 2011 letter from the Red Deer Lawn Bowling Club and the one time and ongoing expenses identified and consider this request as part of the 2012 capital and operating budget discussions.

### **Recommendation**

That City Council accept the April 11, 2011 letter from the Red Deer Lawn Bowling Club for funding assistance, and inform the Club that The City will not provide additional funding to bring the lawn bowling green up to a playable condition through allocation of additional one-time costs nor ongoing maintenance costs.

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Kay Kenny  
Recreation Superintendent

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Greg Scott  
Recreation, Parks and Culture Manager

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Dean Krejci  
Financial Services Manager

Cc: Colleen Jensen, Director of Community Services  
Lorraine Poth, Director of Corporate Services



THE CITY OF

Red Deer

BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

## RECREATION, PARKS & CULTURE

**DATE:** April 29, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Kay Kenny, Recreation Superintendent  
Greg Scott, Recreation, Parks and Culture M.  
Dean Krejci, Financial Services Manager

**SUBJECT:** Lawn Bowling Club Request

*Restored Report  
- need signed copy  
ORIGINAL REPORT  
SUBMITTED - MAY 6<sup>TH</sup>*

The attached letter of April 10, 2011, addressed to the Mayor and dated April 10<sup>th</sup>, 2011 requesting financial assistance to maintain the lawn bowling green at Rotary Recreation Park, was received from Tom Ashton, a member of the Red Deer Lawn Bowling Club

### Background

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Maintenance of the green was difficult and costly for the Club. They contracted staff at River Bend Golf Course for a few years to assist but, as membership dropped, the cost became prohibitive and, as inexperienced volunteers took on the role, the condition of the green deteriorated

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## Discussion

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## Analysis

In order to rejuvenate the lawn bowling green to a playable condition, and perform annual maintenance to a suitable standard, the Coordinator sought the expertise of the City of Red Deer Parks Section to obtain a rough estimate of the initial, and ongoing maintenance costs as follows:

### One-time Costs

▪ Initial overhaul of green to playable condition	\$ 25,000
▪ Initial purchase of specialized maintenance equipment/tools	50,000
Total one-time costs:	\$75,000

### Ongoing Costs

▪ Annual maintenance costs: materials, labour and equipment (Lawn Bowling Club does not have the financial/human resources to assume this responsibility)	\$50,000
--	----------

<b>Total for First Year</b>	<b>\$125,000</b>
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The costs to promote use of the greens, attract new bowlers, and offer “learn to bowl” sessions would be minimal:

▪ Program sessions/promotions	\$3,000
▪ Bowling bowls for new participants	3,500

<b>Total for First Year</b>	<b>\$6,500</b>
-----------------------------	----------------

Once established, future years’ costs in this area should be minimal, and will be the Lawn Bowling Club’s responsibility.

## Financial Implications

Operating expenses approved outside of the budget process are normally funded from the Tax Stabilization Reserve (TSR). Current forecasts of the TSR show an ending balance of \$4.4m for 2011 with a steady decline in balances to \$2m in 2020. The forecast is dependent on achieving an operating surplus of at least \$2.55m in each year of the 10 year forecast period. Funding the total cost of \$131,500 (\$125,000 + \$6,500) would result in an estimated ending balance of \$4.3m for 2011 with a steady decline in the balance to \$1.9m in 2020. This forecast is independent of other funding requests that are or may come before Council in 2011.

Based on current property tax revenues, the \$50,000 ongoing expense would result in an increase in the property tax rate of 0.06%.

## Alternatives

That City Council consider the alternatives to determine if the benefits of retaining, upgrading and maintaining the lawn bowling green, with its associated costs, outweighs the risk of closing down this amenity in Rotary Recreation Park as follows:

1. Accept the April 11, 2011 letter from the Red Deer Lawn Bowling Club for funding assistance, and inform the Club that at this time, based on community involvement, The City will not provide additional funding to bring the lawn bowling green up to a playable condition through allocation of additional one-time costs nor ongoing maintenance costs.
2. Accept the April 11, 2011 letter from the Red Deer Lawn Bowling Club for funding assistance, and inform the Club that The City will invest in the refurbishment of the lawn bowling green to:
  - bring it up to a playable condition at a one-time cost of \$25,000;
  - purchase specialized maintenance equipment/tools at a one-time cost of \$50,000;
  - support the ongoing maintenance of the lawn bowling green through either direct operating costs incurred by the Parks Section, or contracted operation by a qualified service provider for ongoing annual costs of \$50,000; and
  - provide one-time programming and promotional funding of \$6,500; for total one-time funding of \$81,500 and ongoing funding of \$50,000.
3. Accept the April 11, 2011 letter from the Red Deer Lawn Bowling Club and the one time and ongoing expenses identified and consider this request as part of the 2012 capital and operating budget discussions.

## Recommendation

That City Council accept the April 11, 2011 letter from the Red Deer Lawn Bowling Club for funding assistance, and inform the Club that The City will not provide additional funding to bring the lawn bowling green up to a playable condition through allocation of additional one-time costs nor ongoing maintenance costs.

---

Kay Kenny  
Recreation Superintendent

---

Greg Scott  
Recreation, Parks and Culture Manager

---

Dean Krejci  
Financial Services Manager

Cc: Colleen Jensen, Director of Community Services  
Lorraine Poth, director of Corporate Services

## Christine Kenzie

---

**From:** Heather McLaren  
**Sent:** May 06, 2011 9:34 AM  
**To:** Christine Kenzie  
**Subject:** FW: Lawn Bowling Report to Council

**Importance:** High

**Attachments:** DMPROD-#1091890-v1-May\_5\_\_2011  
-\_RPC\_-\_Lawn\_Bowling\_Club\_Report\_to\_Council.DOC

Hi Christine,

Here is the final report with Finances information.



DMPROD-#109189  
)-v1-May\_5\_\_2011..

**Heather McLaren**  
The City of Red Deer  
Community Services Senior Admin Assistant  
Recreation Parks & Culture Department

Phone: 1-403-342-8159  
Fax: 1-403-342-8222  
Email: heather.mclaren@reddeer.ca

---

**From:** Colleen Jensen  
**Sent:** Friday, May 06, 2011 9:22 AM  
**To:** Heather McLaren  
**Cc:** Dean Krejci; Lorraine Poth  
**Subject:** RE: Lawn Bowling Report to Council  
**Importance:** High

I am fine with the report as changed and the recommendation made.  
cj

---

**From:** Heather McLaren  
**Sent:** May 06, 2011 8:40 AM  
**To:** Colleen Jensen  
**Subject:** Lawn Bowling Report to Council

Hi Colleen,

Please see the report below, this includes all the information Dean added around Financial implications. He is also away today, so we will have to work with Lorraine if there are further changes needed.

<< File: DMPROD-#1091890-v1-May\_5\_\_2011\_-\_RPC\_-\_Lawn\_Bowling\_Club\_Report\_to\_Council.DOC >>

**Heather McLaren**

The City of Red Deer

Community Services Senior Admin Assistant  
Recreation Parks & Culture Department

Phone: 1-403-342-8159

Fax: 1-403-342-8222

Email: [heather.mclaren@reddeer.ca](mailto:heather.mclaren@reddeer.ca)

---

**From:** Dean Krejci  
**Sent:** Thursday, May 05, 2011 4:58 PM  
**To:** Greg Scott  
**Cc:** Heather McLaren; Lorraine Poth  
**Subject:** FW: Lawn Bowling Report to Council

Hi Greg,

I added a financial implications section. Please review and if changes are required work with Lorraine as I am flexing on Friday.

Dean  
8204

---

**From:** Greg Scott  
**Sent:** May 05, 2011 2:34 PM  
**To:** Dean Krejci; Lorraine Poth  
**Cc:** Colleen Jensen; Elaine Vincent  
**Subject:** FW: Lawn Bowling Report to Council

Dean please find the Lawn Bowling report and support info. I would appreciate your review and comment. I have not made this report joint but perhaps it should be. Costs, both one time and ongoing, are identified based on the request of the club but our recommendation is to not support the request.

Let me know what you think.

Elaine final copies of the Westerner and Scotties reports should to be to you shortly.

Greg Scott, Manager  
Recreation, Parks and Culture  
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[greg.scott@reddeer.ca](mailto:greg.scott@reddeer.ca)  
[www.reddeer.ca](http://www.reddeer.ca)

---

**From:** Heather McLaren  
**Sent:** May 05, 2011 2:00 PM  
**To:** Greg Scott  
**Subject:** Lawn Bowling Report to Council

Heather McLaren

The City of << File: Apr 29 2011 - Report to Council re Lawn Bowling Club Request.doc >> ed Deer  
Community Services Sen << File: Lawn Bowling Report to COuncil Cover Page Template.DOC >> or Admin Assistant  
Recreation << File: Apr 10, 2011 - Tom Ashton's letter to Mayor & Council.pdf >> arks & Culture Department

Phone: 1-403-342-8159

Fax: 1-403-342-8222

Email: [heather.mclaren@reddeer.ca](mailto:heather.mclaren@reddeer.ca)

## Christine Kenzie

---

**From:** Greg Scott  
**Sent:** April 29, 2011 11:38 AM  
**To:** Christine Kenzie; Elaine Vincent  
**Cc:** Kay Kenny; Jerry Hedlund  
**Subject:** RE: Two things

I think we should take this time slot. 30 minutes would be fine. June 27th is to far out.  
Kay/Jerry I hope we will have the plan finalized by then... it gives us basically 4 weeks.

Greg Scott, Manager  
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---

**From:** Christine Kenzie  
**Sent:** April 29, 2011 11:34 AM  
**To:** Elaine Vincent  
**Cc:** Greg Scott  
**Subject:** RE: Two things

For the May 30th City Manager's Briefing Meeting -- we have the Budget Guidelines for 1 hour scheduled, as well as the discussion regarding the Museum contract which may take 1 hour. We could include the CAAC item on May 30th - for 1/2 hour. There may be a presentation by Ilian DeJong re homelessness on May 30th -- but I have not had a confirmation from Social Planning if the May 30th date will work.

June 27th would be the next date for CMB presentation.

**Christine Kenzie | Corporate Meeting Coordinator**  
Legislative & Governance Services | The City of Red Deer  
D 403.356.8978 | F 403.346.6195  
[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)

---

**From:** Elaine Vincent  
**Sent:** April 29, 2011 11:16 AM  
**To:** Christine Kenzie  
**Subject:** FW: Two things

Christine for the first item do we have an opening on May 30th or later... we would need about half an hour on CMB?

Can you let Greg and I know what is available.

Thanks,

E

*Elaine Vincent*

Manager, Legislative and Governance Services  
The City of Red Deer  
Phone: 403-342-8134  
Fax: 403-346-6195  
[elaine.vincent@reddeer.ca](mailto:elaine.vincent@reddeer.ca)

---

**From:** Greg Scott  
**Sent:** Thursday, April 28, 2011 2:53 PM  
**To:** Kay Kenny; Jerry Hedlund  
**Cc:** Colleen Jensen; Elaine Vincent  
**Subject:** Two things

1. Regarding the CAAC and the process forward Elaine supports presenting the concept model at a City Managers Briefing meeting, then when completed the same for the business plan. I do not think we need the consultants for this presentation I thought perhaps Jerry you could lead the presentation with Kay's assistance. I could introduce and speak to the overall CAAC/City relationship relating to this process and the fact at this time the facility is not a City approved project but a project being driven by CAAC. I believe you mentioned that the plan should be completed in a few weeks. Not sure Elaine when you want to schedule this for?

2. Elaine and I discussed the letter sent from Thomas Ashton to the Mayor and Councillors regarding the Lawn Bowling green. It is our feeling that a report responding the points Mr. Ashton raises needs to go to public Council on **May 16th**. We will need to have the report to LGS by mid next week. Kay I know you are working on this. As we discussed if the report could provide council with an overview of how we got to where we are today and outline some potential options for moving forward Council will then have to make a decision as to what they want.

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## Christine Kenzie

---

**From:** Greg Scott  
**Sent:** April 19, 2011 11:32 AM  
**To:** Frieda McDougall; Colleen Jensen; Kay Kenny; Tamara Greba  
**Cc:** June Larson; Elaine Vincent; Christine Kenzie  
**Subject:** RE: Letter dated April 10, 2011 from Lawn Bowling Club to Mayor and Council

Yes, we can do up a report by May 2 for the May 16 council meeting.

Kay Kenny for:

Greg Scott, Manager  
Recreation, Parks and Culture  
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---

**From:** Frieda McDougall  
**Sent:** April 19, 2011 9:58 AM  
**To:** Colleen Jensen; Kay Kenny; Greg Scott; Tamara Greba  
**Cc:** June Larson; Elaine Vincent; Christine Kenzie  
**Subject:** RE: Letter dated April 10, 2011 from Lawn Bowling Club to Mayor and Council

Thanks everyone for copying Elaine and me on the email thread below. I have now received a copy of the letter referred to and feel like this is one where an organizational response is not appropriate because the letter (at least the version I have) is addressed to Mayor and Council. I believe the matter of funding will be one that Council should consider. As a result, we will process this for consideration by Council at a future Council meeting and will be looking to you for a report on the impacts/issues/budget, etc. Would it be possible for us to schedule this to May 16 (we'd need the report from you by May 2. Let us know. Thanks.

Frieda McDougall  
Deputy City Clerk  
Legislative & Governance Services  
Phone: 403-342-8136 Fax: 403-346-6195  
Email: [frieda.mcdougall@reddeer.ca](mailto:frieda.mcdougall@reddeer.ca)

---

**From:** Colleen Jensen  
**Sent:** April 13, 2011 5:38 PM  
**To:** Kay Kenny; Greg Scott; Tamara Greba  
**Cc:** June Larson; Frieda McDougall; Elaine Vincent  
**Subject:** RE: Letter dated April 10, 2011 from Lawn Bowling Club to Mayor and Council

Kay  
Since Greg has left, I would suggest you send your draft response to Frieda since the original letter was sent to Morris and

Council. Frieda will put it into a letter from Morris.  
cj

---

**From:** Kay Kenny  
**Sent:** April 13, 2011 5:34 PM  
**To:** Greg Scott; Tamara Greba  
**Cc:** June Larson; Colleen Jensen  
**Subject:** RE: Letter dated April 10, 2011 from Lawn Bowling Club to Mayor and Council

Yes, that's correct. In fact, he may be the only one left. Tammy and I will certainly start working on this. Shall we pass the draft on to Freida to share with him?

*Kay Kenny, Recreation Superintendent  
City of Red Deer  
Recreation, Parks and Culture  
Phone 403.309.8418  
[kay.kenny@reddeer.ca](mailto:kay.kenny@reddeer.ca)*

---

**From:** Greg Scott  
**Sent:** April 13, 2011 4:32 PM  
**To:** Tamara Greba; Kay Kenny  
**Cc:** June Larson; Colleen Jensen  
**Subject:** RE: Letter dated April 10, 2011 from Lawn Bowling Club to Mayor and Council

Kay we are going to need a response from yourself/Tammy relating to Mr. Ashton's letter. As you are aware often we are asked to draft responses for the Mayor which he often adds to with his comments. At this point we have not been asked but I am sure we are going to have to provide information. You may want Tammy to begin working on this.

It was my understanding that there were very few people still participating in club activities and that is why the club made the decision to fold.... Is that correct?.

Greg Scott, Manager  
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[www.reddeer.ca](http://www.reddeer.ca)

---

**From:** Tamara Greba  
**Sent:** April 13, 2011 8:40 AM  
**To:** Colleen Jensen; Greg Scott; Kay Kenny  
**Cc:** June Larson  
**Subject:** Letter dated April 10, 2011 from Lawn Bowling Club to Mayor and Council

<< File: Apr 10, 2011 - Tom Ashton's letter to Mayor & Council.pdf >>  
I just received this letter from Tom Ashton, Lawn Bowling Club Member as an FYI.

Tom has addressed the letter to the Mayor and Council so inquiries will probably be coming your way.

When we met last November the board decided to fold the club – Tom was the only one that seemed to disagree and felt that they should try one more time to get funding from The City. I was clear in that meeting that the maintenance of the green is not in the Recreation or Parks budget.

Have a great Wednesday!

Tammy Greba  
Recreation Centre Complex Coordinator  
Recreation, Parks & Culture Dept.  
City of Red Deer  
403.309.8406  
tamara.greba@reddeer.ca



**FILE COPY**

LEGISLATIVE & GOVERNANCE SERVICES

April 19, 2011

Mr. Tom Ashton  
513 Wishart Street  
Red Deer, AB T4N 7E2

Dear Mr. Ashton:

**Re: Request for City Maintenance of Lawn Bowling Green in Red Deer**

I would like to acknowledge receipt of your letter dated April 10, 2011, addressed to the Mayor and Council regarding a request for The City to maintain the lawn bowling green adjacent to the Golden Circle Seniors Centre.

Your request has been forwarded to City Administration for their review. A report will be provided for Council's consideration regarding this matter at the Monday, May 16, 2011 Council meeting. I will let you know what time this item will be scheduled, closer to the date, so that you can arrange to attend the meeting.

Please contact me if you have any questions.

Sincerely,

Christine Kenzie  
Corporate Meeting Coordinator  
(403-356-8978)

**Christine Kenzie**

**To:** Greg Scott  
**Subject:** RE: Lawn Bowling Request - Report for

Thanks. I'll postpone this item to the May 30th Council Meeting

**Christine Kenzie | Corporate Meeting Coordinator**  
Legislative & Governance Services | The City of Red Deer  
D 403.356.8978 | F 403.346.6195  
[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)

May 14<sup>th</sup>  
Greg Scott  
Re: Lawn Bowling  
- still waiting for  
costs from River Bend  
re maintenance  
- may know more this  
afternoon  
- may have to pull from  
May 30<sup>th</sup> agenda?

---

**From:** Greg Scott  
**Sent:** May 10, 2011 4:02 PM  
**To:** Christine Kenzie; Dean Krejci; Kay Kenny  
**Cc:** Elaine Vincent; Colleen Jensen  
**Subject:** RE: Lawn Bowling Request - Report for May 16th Council Meeting

Christine - We are going to push this to May 30th. Kay has talked with RB and they are going to take a few days to put information together.

Greg Scott, Manager  
Recreation, Parks and Culture  
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[www.reddeer.ca](http://www.reddeer.ca)

---

**From:** Christine Kenzie  
**Sent:** May 10, 2011 1:38 PM  
**To:** Greg Scott; Dean Krejci; Kay Kenny  
**Cc:** Elaine Vincent  
**Subject:** Lawn Bowling Request - Report for May 16th Council Meeting

During the agenda review this morning, Craig had some questions regarding the report submitted re the lawn bowling item.

What would the cost be for River Bend Golf Course to care for the lawn bowling area?

How does the lawn bowling fit in with the redevelopment plans for Rotary Park?

If you need additional time to research these items and revise your report, perhaps this item should be postponed to the May 30th Council Agenda?

Let me know.

Thanks.

**Christine Kenzie | Corporate Meeting Coordinator**  
Legislative & Governance Services | The City of Red Deer

**Christine Kenzie**

---

**From:** Christine Kenzie  
**Sent:** May 17, 2011 9:36 AM  
**To:** 'd\_ashton@telus.net'  
**Cc:** Bev Greter  
**Subject:** RE: Lawn Bowling Green: Attn: Christine Kenzie

Dear Tom:

It is expected that the Lawn Bowling Green item will be considered by Council at the Monday, May 30th Council meeting. We will let you know a specific time once the schedule is prepared for the meeting.

**Christine Kenzie | Corporate Meeting Coordinator**  
Legislative & Governance Services | The City of Red Deer  
D 403.356.8978 | F 403.346.6195  
[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)

---

**From:** Doris & Tom Ashton [mailto:[d\\_ashton@telus.net](mailto:d_ashton@telus.net)]  
**Sent:** May 16, 2011 9:11 PM  
**To:** Legislative Services  
**Subject:** Lawn Bowling Green: Attn: Christine Kenzie

Hi Christine:

This is further to your letter dated April 19. Did council consider my request at to-day's meeting. I was not sure if it was still on their agenda.

If it was considered, do you know what they decided?

Thanks Tom Ashton

---

[This message has been scanned for security content threats and viruses.]

[The City of Red Deer I.T. Services asks that you please consider the environment before printing this e-mail.]



**DATE:** May 25, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Jerry Hedlund, Projects Superintendent  
Greg Scott, Recreation, Parks and Culture Manager

**SUBJECT:** Central Alberta Aquatics Centre – Multi-use Aquatics Centre Concept Model

---

## **INTRODUCTION**

A joint task team comprised of Central Alberta Aquatics Centre Members and City of Red Deer Administration has been working in collaboration on a conceptual model for a future Multi-use Aquatics Centre to be located at Rotary Recreation Park.

The purpose of this Concept Model Report, being submitted to Council as information only, is to provide Council the opportunity to see the CAAC/CORD joint task team vision for a future Multi-use Aquatics Facility to be located at Rotary Recreation Park.

It is important to note that a Multi Use Aquatics Facility is not currently place marked in the City of Red Deer 10 year Capital Plan.

## **BACKGROUND**

November 23, 2009, City Council approved \$200,000 of Capital Funding for the Central Alberta Aquatics Centre (CAAC) to move ahead with aquatics planning development. The funds were held in reserve until the completion of the Rotary Recreation Park and South Area Concept Plan.

May 3, 2010 a joint CAAC/CORD Task Team was formed and a Terms of Reference, Attachment #1, was presented at a meeting of Council. Council approved the use of the \$200,000 for the exploration of a multi-use aquatics centre project forward in accordance with the criteria presented in the Joint Task Team "Terms of Reference".

August 23, 2010 the Rotary Recreation Park and South Area Concept Plan was presented to Council and approved as a planning document. The CAAC/CORD Joint Task Team Project was noted in an attached document as a work in progress. Council recommended that a site analysis be undertaken to look at other sites as well as Rotary Recreation Park Site.

March 21, 2011, City Council approved Rotary Recreation Centre Park as the selected location for further Aquatics Centre Planning and Concept Modeling.

**PROCESS**

Since receiving Council approval, March 21, 2011 on the location for a future Multi-use Aquatics Centre the consulting team of Marshall Tittermore Architects/ Marshall Jaunkalns Miller Architects began immediately to work on the Concept Modeling. Although the Concept Modeling work is not 100% complete the CAAC/CORD Joint Task Team felt it was important to have Council see the vision the CAAC/CORD Joint Task team is working towards.

The CAAC/CORD sub task team will continue to work with our Consultant Team on a Business Plan and the projected completion date for that work is September of 2011.

**FINANCIAL ANALYSIS**

No financial implication at this time as this presentation strictly deals with concept model, no costing.

**RECOMMENDATION**

That Council receives the Multi Use Aquatics Facility Concept Model as information.

---

Jerry Hedlund  
Projects Superintendent

---

Greg Scott,  
Recreation, Parks and Culture Manager

CC: Colleen Jensen, Director of Community Services  
Lorraine Poth, Director of Corporate Services  
Dean, Krejci, Financial Services Manager  
Jack Cuthbertson, Joint Committee Chair Person

/Attachments

*Central Alberta Aquatic Centre / City of Red Deer  
Joint Task Team  
TERMS OF REFERENCE*

**The Central Alberta Aquatic Centre (CAAC)** is a coalition of aquatic users. CAAC exists to promote and facilitate the construction of a multi use aquatic facility in Red Deer.

**The CAAC / CORD Joint Task Team (Task Team)** is a collaboration of stakeholders whose task is to ensure that the \$200,000 allocated is used in an effective and efficient manner. The purpose is to develop a plan for a facility that will accommodate a full spectrum of aquatic amenities that can be used for traditional and non-traditional opportunities. This mandate may extend beyond the immediate Terms of Reference guiding the expenditure of the \$200,000.

**Task Team Principles:** Our Task Team will work in a collaborative, respectful way to achieve:

- Accountability
- Clear Direction
- Transparency
- Definable Next Steps
- Measurable Outcomes

**Vision:** An aquatic jewel promoting pride of place, people and programs

**Mission:** Through collaborative relationships, prudent planning and innovative programs, a new aquatic facility will enhance and promote community health and wellness, active lifestyles, and excellence in aquatics within our growing community.

**Roles & Responsibilities:** Members of the Task Team are as designated by CAAC and The City. Co-Chairmanship of the Task Team will consist of one member from each partner with regular rotation of chairs. They will ensure that meeting agendas, minutes, discussion, guidance on process, notice of meetings, and follow up are effectively completed. Task Team decision making will be determined, whenever possible, by consensus. If a vote is required, each partner will have an equal number of votes. Where agreement cannot be reached, the Community Services Director will mediate to arrive at a decision which is in the best interests of both partners.

**Moving Forward:** The Task Team recommends utilizing the allocated funds to undertake three major planning initiatives as follows:

• Business Plan	\$25,000
• Concept Model, including physical program elements	\$150,000
• Community Awareness	\$25,000
Total Funding:	\$200,000

It should be noted that these amounts are approximate pending further research into actual costs; however, the total expended amount will not surpass \$200,000.

**Business Plan and Operating Model:** Contract a knowledgeable, skilled source to prepare an innovative and realistic business plan for the facility including but not limited to philosophy, collaborative process, economic impact, public relations, fund raising, uses, sustainability, timelines, anticipated capital costs, preferred operating model, projected revenues and expenditures.

**Concept Model:** Contract an experienced firm to prepare a preferred concept model, including artist's renderings, that integrates the physical structure, appropriate architectural program elements, and the existing Recreation Centre within Rotary Recreation Park.

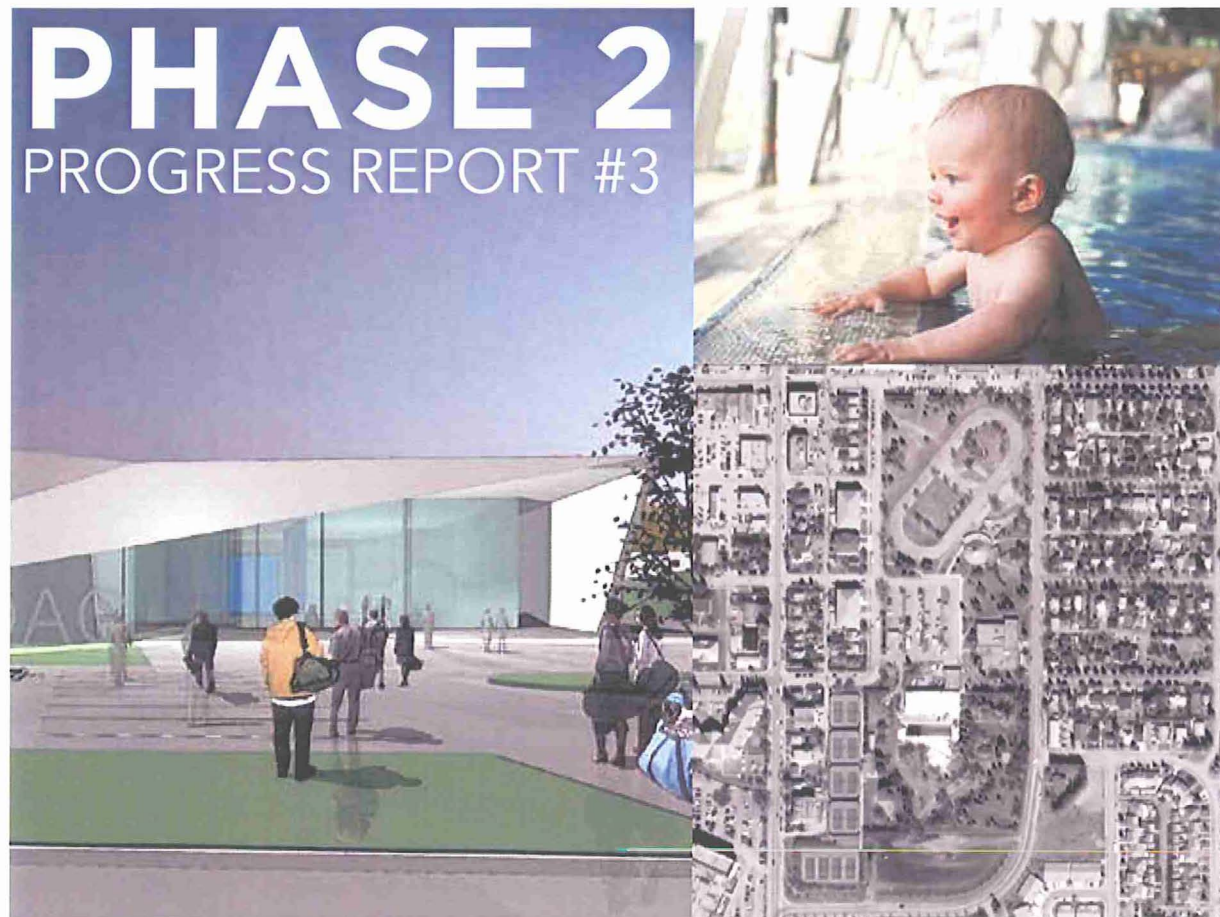
**Community Awareness:** To create broad awareness of the concept plan for a new aquatic facility in response to the expressed community need.

# Red Deer Multi-Use Aquatic Centre

## City of Red Deer

Phase 2: Conceptual Model - Progress Report # 3

May 19, 2011



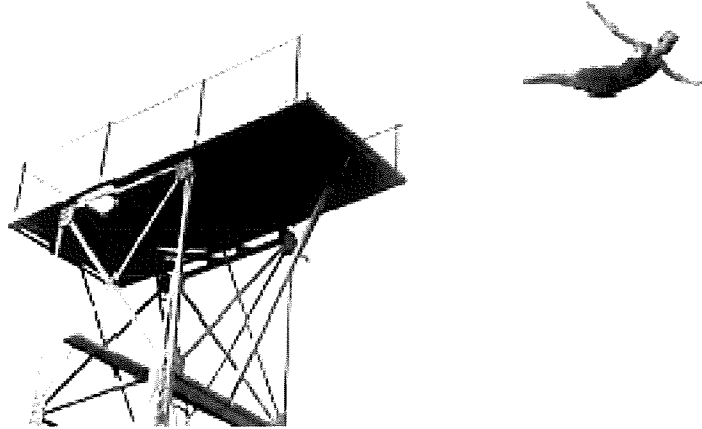
**marshall tittlemore architects**

200, 11460 jasper avenue nw  
edmonton alberta t5k 0m1  
780 490 5330 [www.mtalink.com](http://www.mtalink.com)

# MJMA

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## INTRODUCTION

### SCOPE

This document represents the 'Draft' Final design of the Conceptual Model. It follows on the work presented and comments received from the second Phase 2 Conceptual document and presentation April 19, 2011.

In this document we have incorporated the intermediate round of comments to create the final design for client review purposes. We are presenting the proposed massing and Architectural look of the building, we are also presenting the Sustainable Strategies unique to this project, as well as diagrams indicating Aquatic user groups and Aquatic flexibility of the new facility.

### GOALS

The purpose of the meeting Thursday May 19, with CAAC/CORD is to present and review the final design of the conceptual planning. We would like to receive final comments in order to complete the final presentation document to include final:

1. Images,
2. Plans,
3. Diagrams
4. Written Description and
5. Cost Estimate

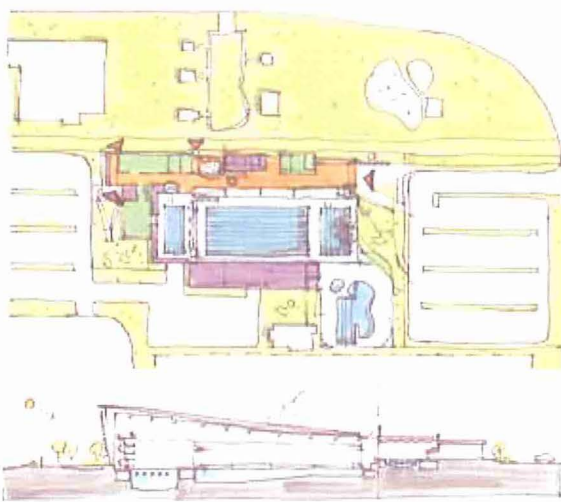
We would appreciate receiving written comments back from the Group confirming issues and discussion items for Wednesday June 22.

### SCHEDULE

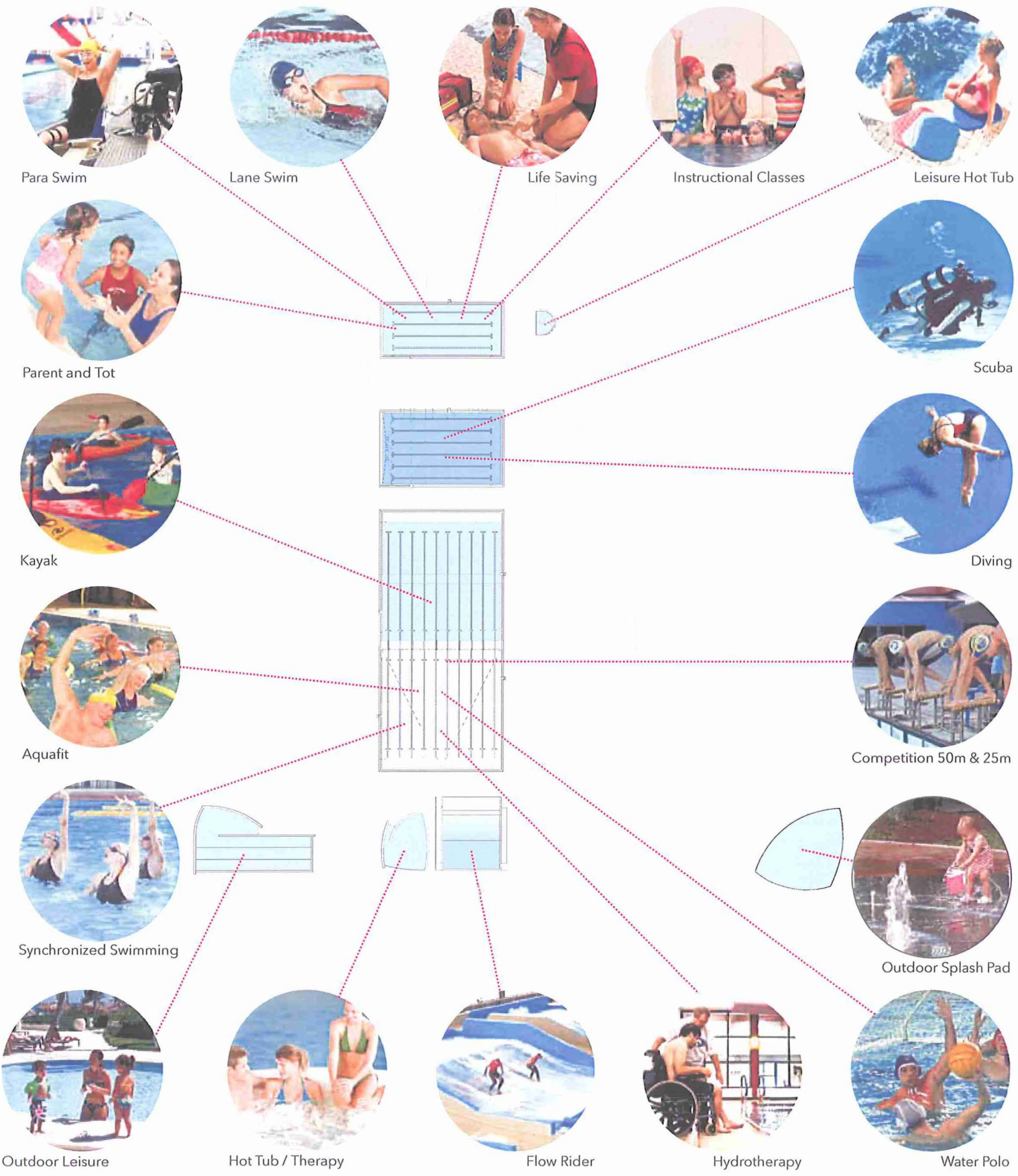
We will receive final comments and incorporate them and provide documents to the cost consultant for an Order of Magnitude cost estimate and allow us to create the final Presentation Images of the project design.

We will then prepare the final Report Format and/or provide any Presentation Format, as per CAAC/CORD requirements, as well as attend a public presentation as desired. We feel this scope will take 2 weeks. This will complete our scope of work for both Phase 1 and Phase 2 studies.

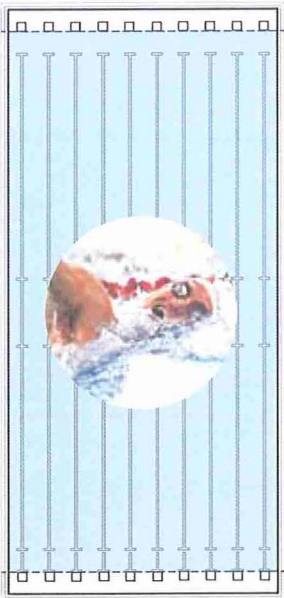
Ted Watson  
MTA/MJMA



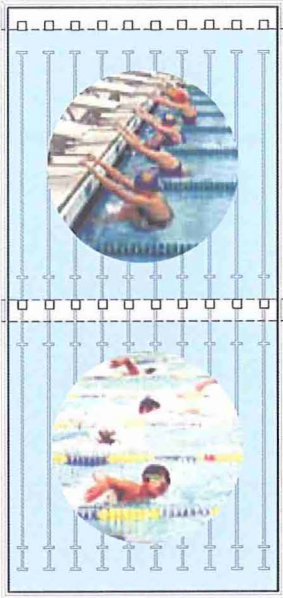
Option 3 - Approved Schematic Direction from Feb 7, 2011.



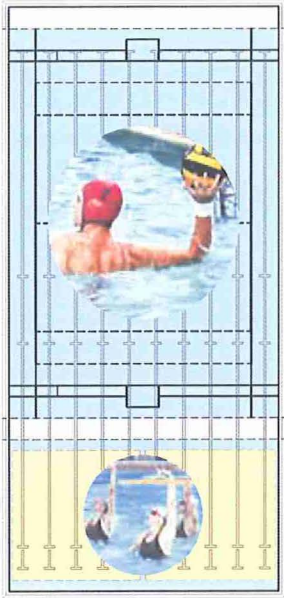
AQUATIC USER GROUPS



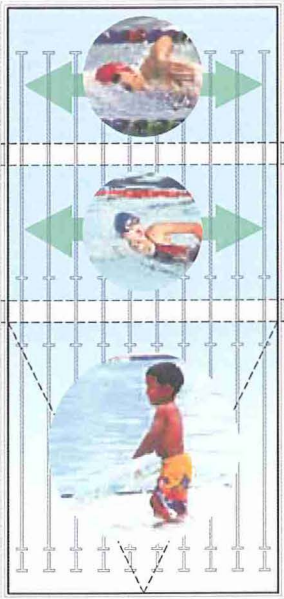
50m Competition



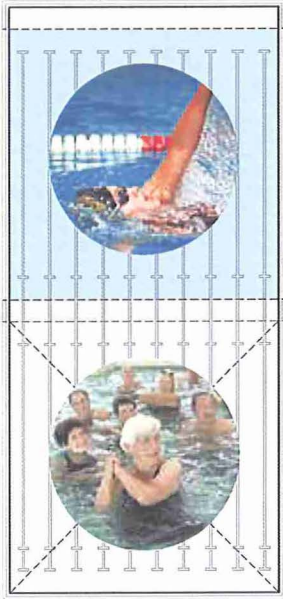
25m + 25m Competition



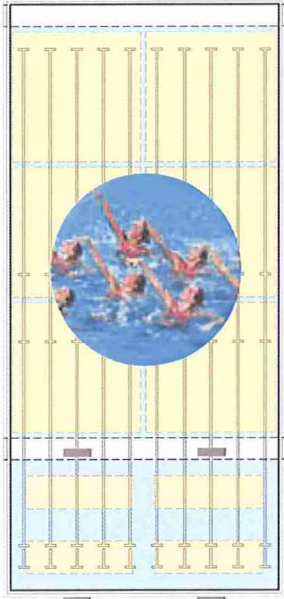
30m Water Polo +  
Synchronized Swimming



25m Lane Swimming, Classes +  
Beach Entry Leisure,  
Hydrotherapy



25m Lane Swimming +  
Aquafit, Classes



Synchronized Swimming  
12m x 12m, 10m x 3m  
Competition Formats

POOL USE FLEXIBILITY DIAGRAM

In addition to typical Mechanical, Electrical and LEED Shadow items we will incorporate the following as unique sustainable features :

# **1 GREEN ROOF**

Minimizes heat island effect and reduces storm water run off. Provides open space for occupants.

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Demand control ventilation for low occupancy rooms adjusts number of air changes based on CO<sub>2</sub> sensors; Occupancy and daylight sensors control levels of artificial lights and reduces energy consumption. Zoned lighting control to maximize daylighting in Aquatic Hall.

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Vegetated aluminum grille provides shade in summer to reduce solar gains; daylight and thermal gains maximized during winter

# **11 HIGH PERFORMANCE BUILDING ENVELOPE**

Comprising R20 walls and R20 roof, R12 spandrels and clear high performance glazing with enhanced thermal break

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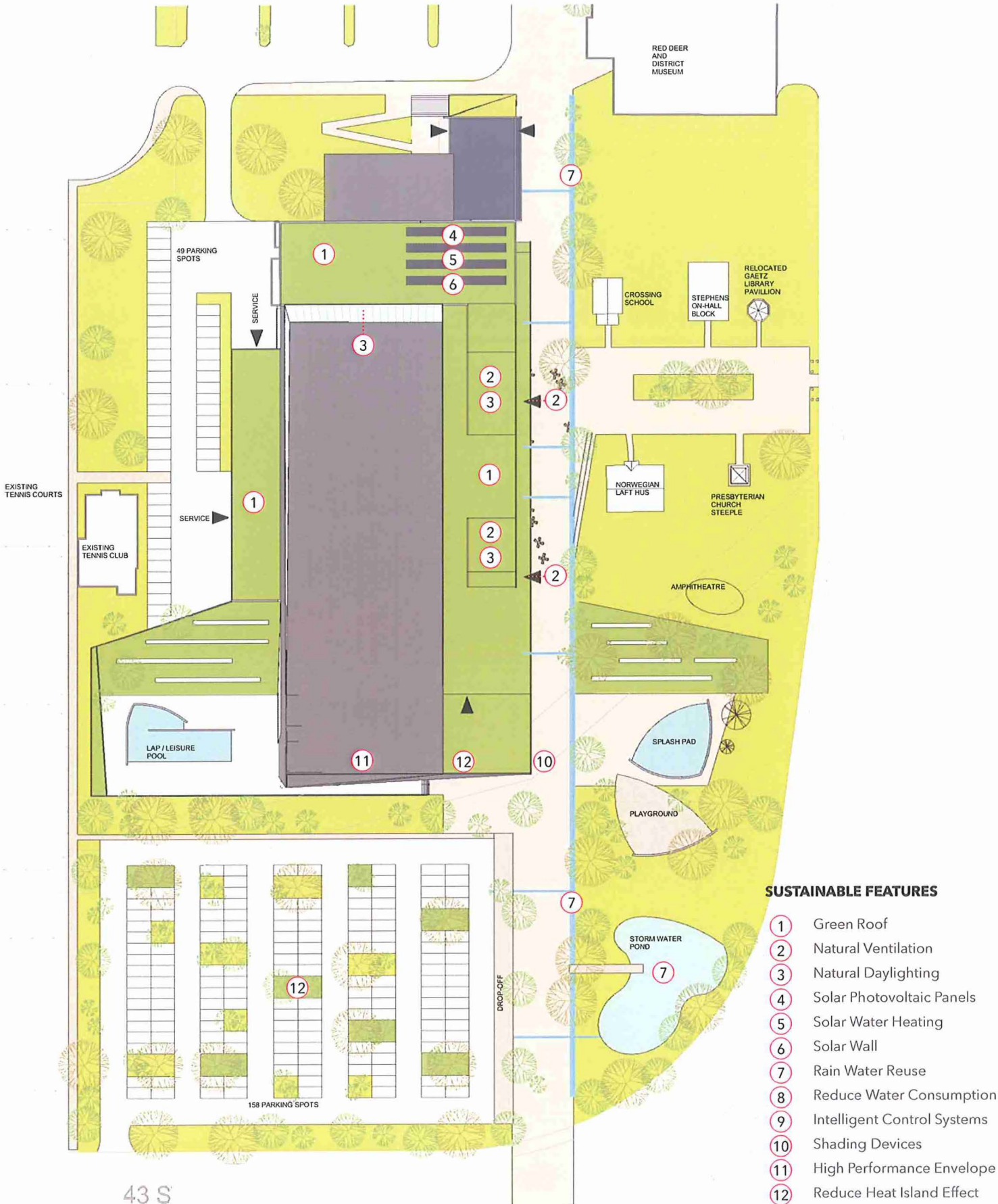
Use of permeable asphalt and Tree shading at parking and reflective roof area.

# **13 HEAT RECOVERY**

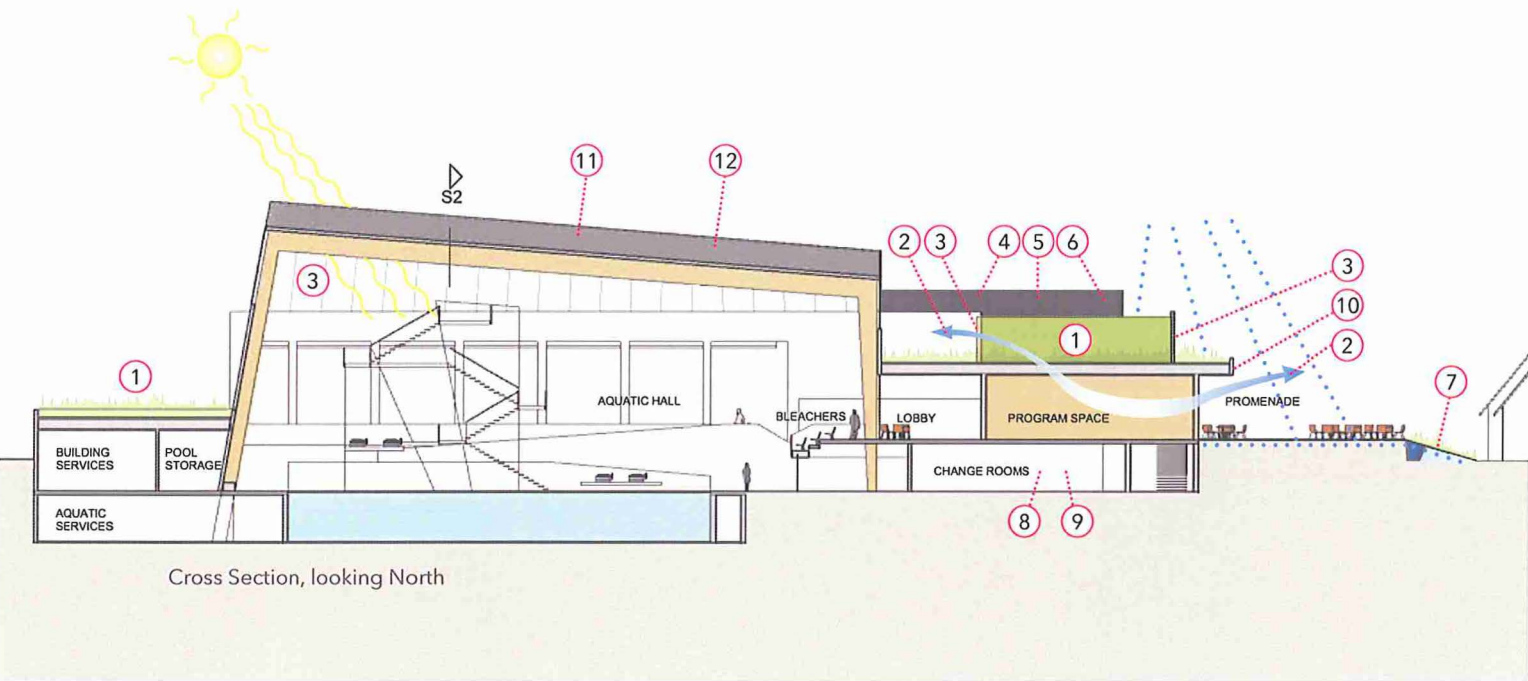
High efficiency Mechanical HRVs and Heat Recovery from Shower water drains.



## **FEATURED SUSTAINABLE APPROACHES**



SUSTAINABLE OPPORTUNITIES - SITE PLAN

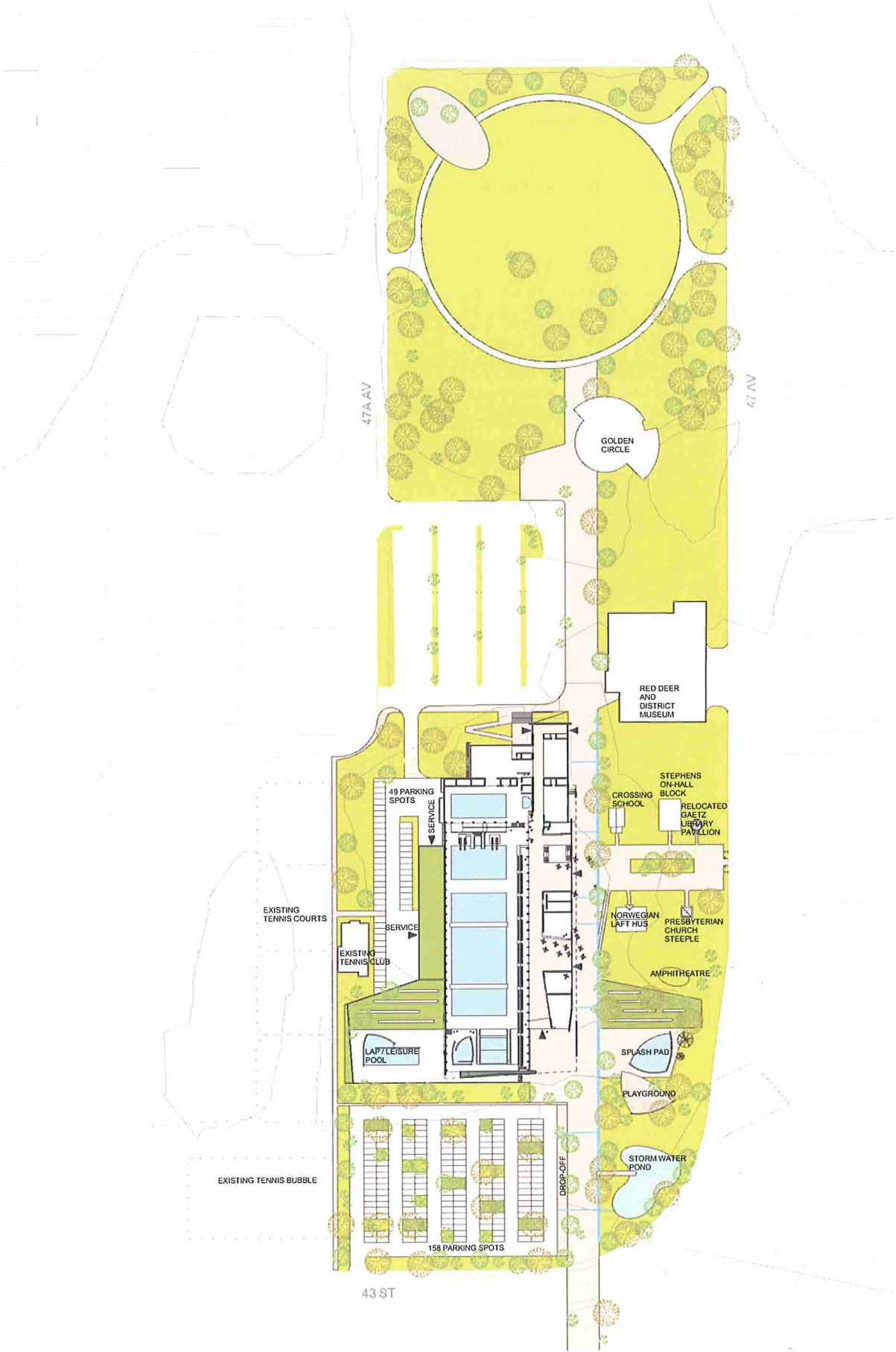


Cross Section, looking North

**SUSTAINABLE FEATURES**

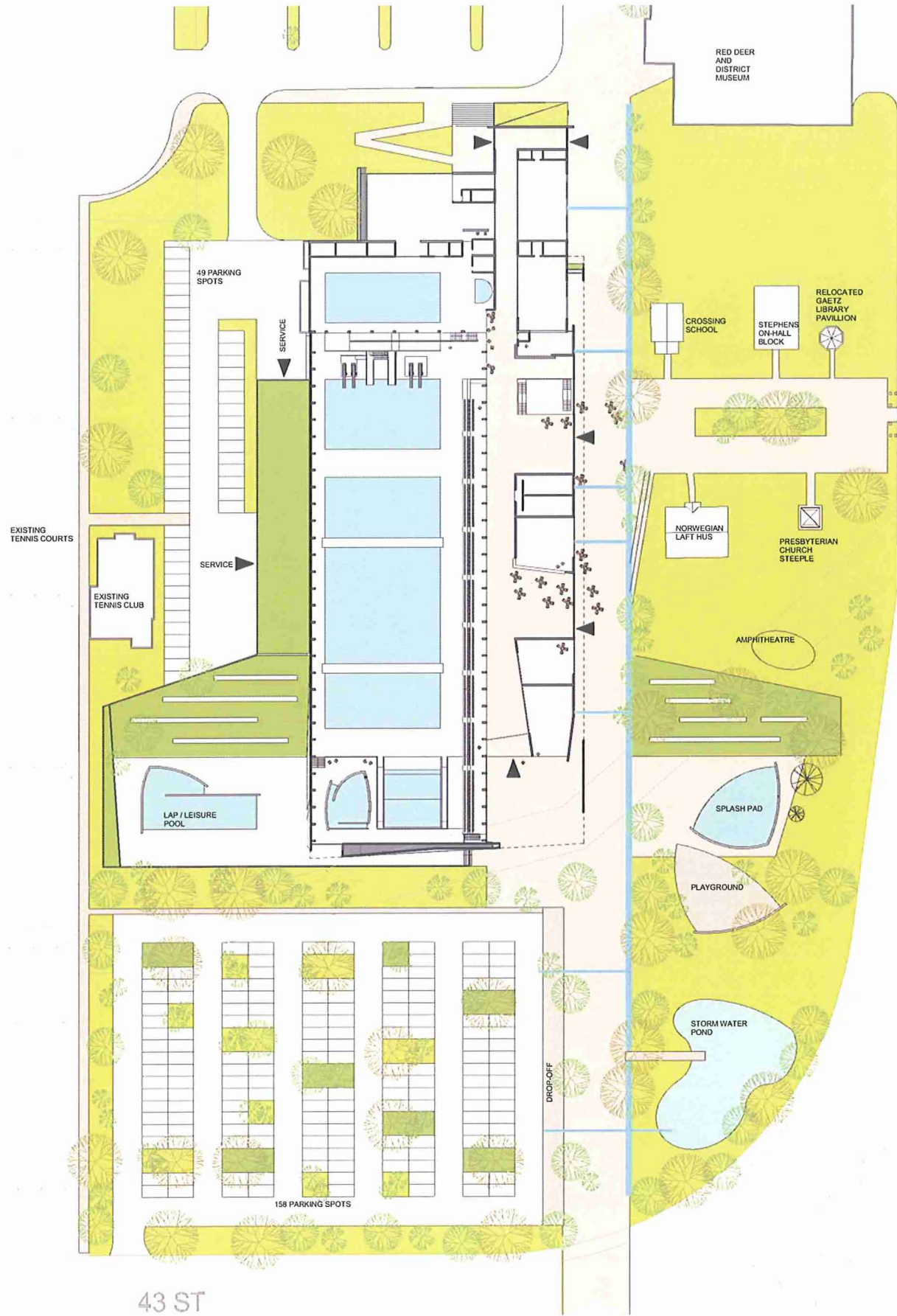
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- ⑦ Rain Water Reuse
- ⑧ Reduce Water Consumption
- ⑨ Intelligent Control Systems
- ⑩ Shading Devices
- ⑪ High Performance Building Envelope
- ⑫ Reduce Heat Island Effect

**BUILDING CROSS SECTION**

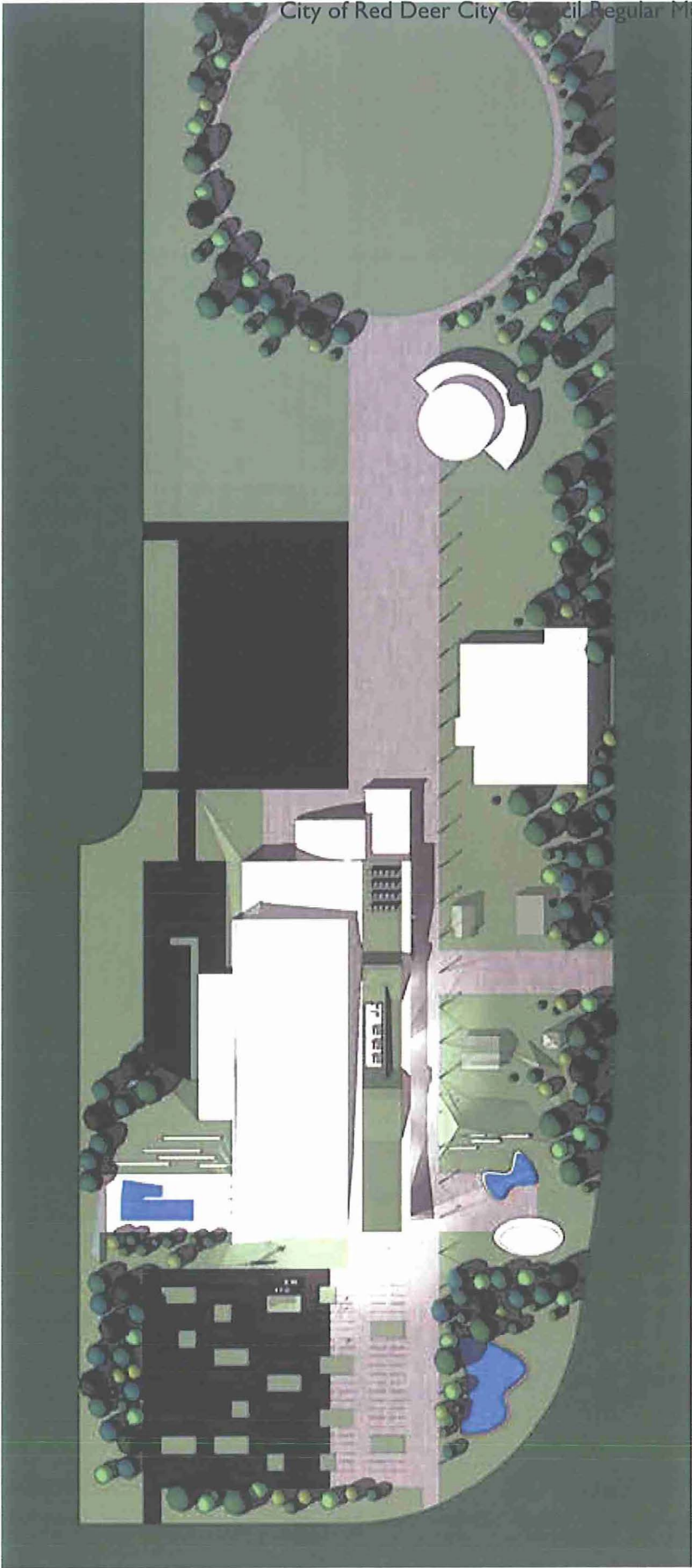


SITE PLAN

SITE PLAN 19/05/11



SITE PLAN



SITE RENDERING



EXTERIOR RENDERING

SOUTH / WEST VIEW

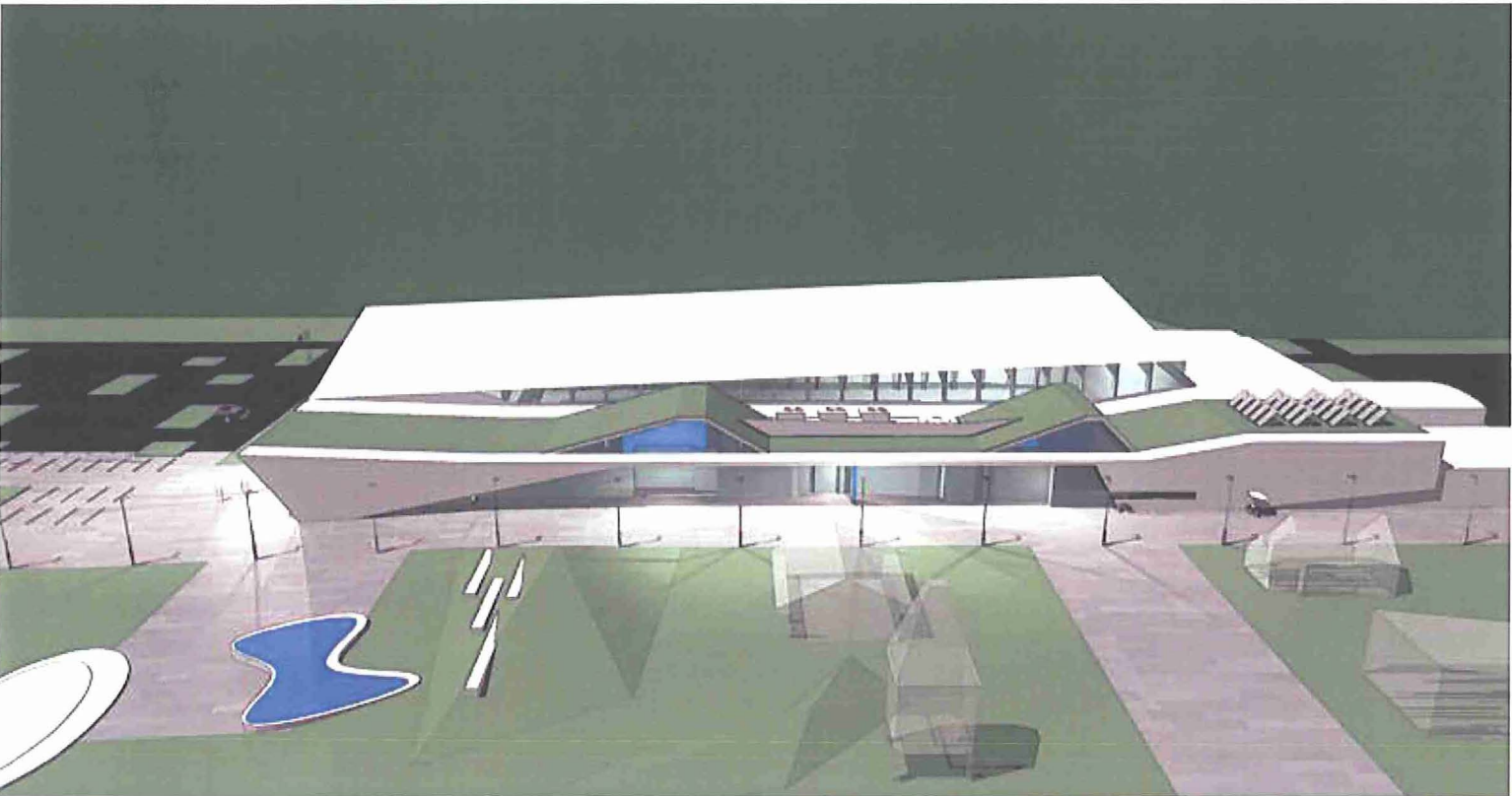
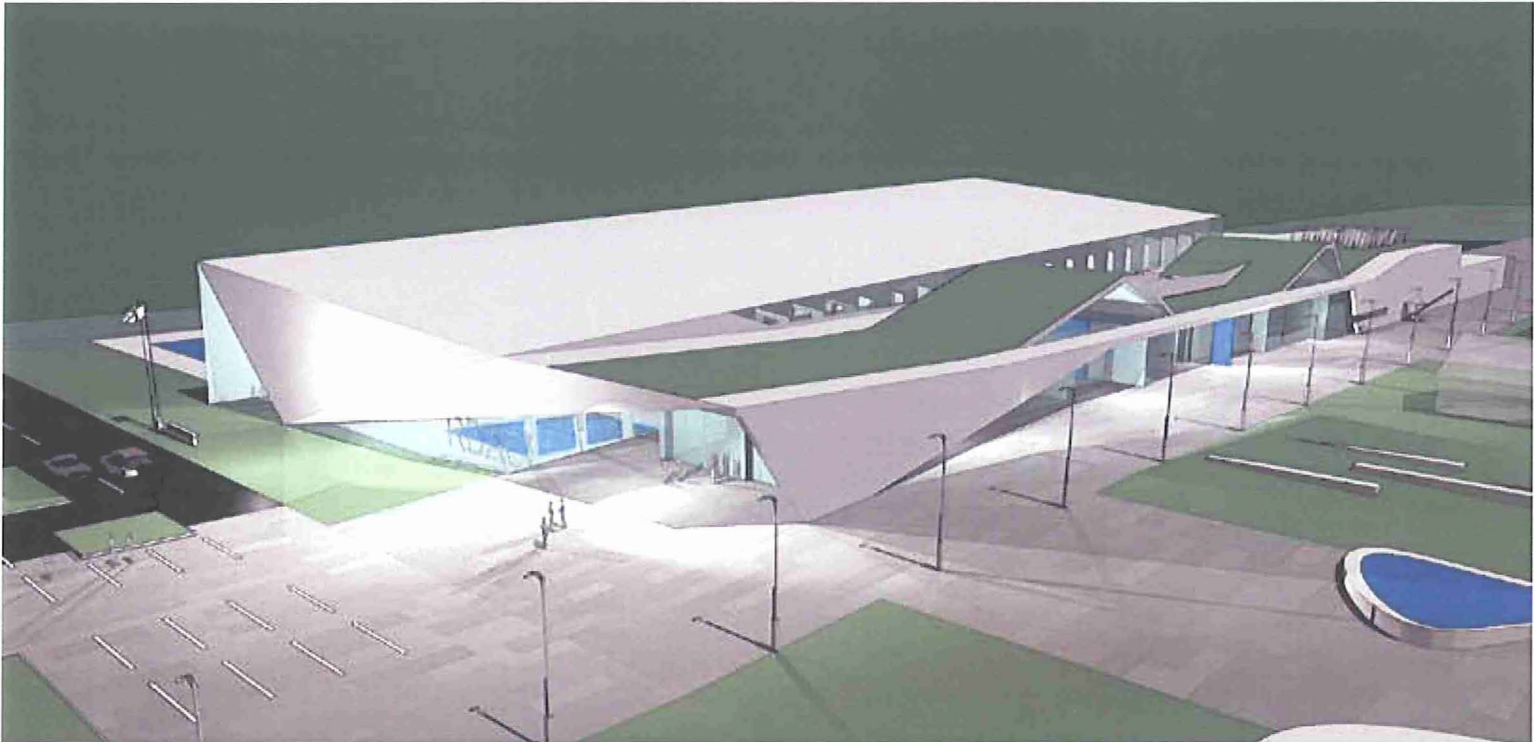
DRAFT #3: PHASE 2 - CONCEPTUAL MODEL



EXTERIOR RENDERING

SOUTH VIEW FROM 43 STREET

DRAFT #3: PHASE 2 - CONCEPTUAL MODEL



**EXTERIOR RENDERING**

AERIAL VIEW FROM ENTRANCE AND PARK

DRAFT #3: PHASE 2 - CONCEPTUAL MODEL



EXTERIOR RENDERING

NORTH / EAST VIEW FROM PARK

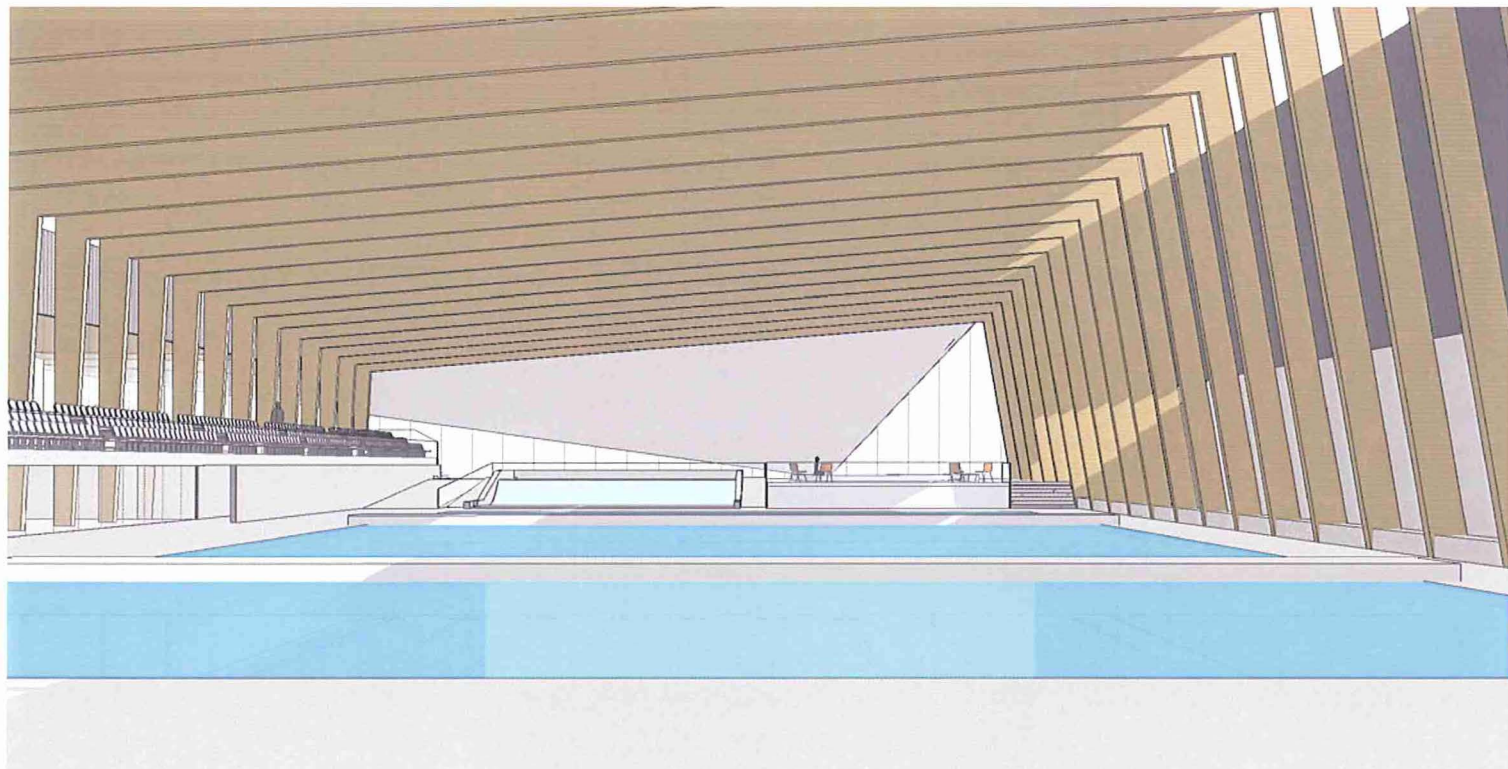
DRAFT #3: PHASE 2 - CONCEPTUAL MODEL



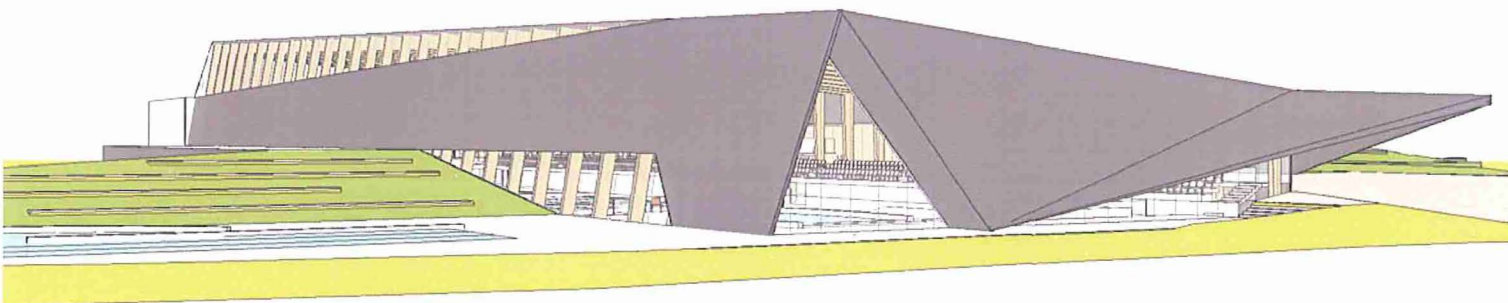
**EXTERIOR RENDERING**

EAST VIEW FROM PARK

DRAFT #3: PHASE 2 - CONCEPTUAL MODEL



Aquatic Hall, looking south

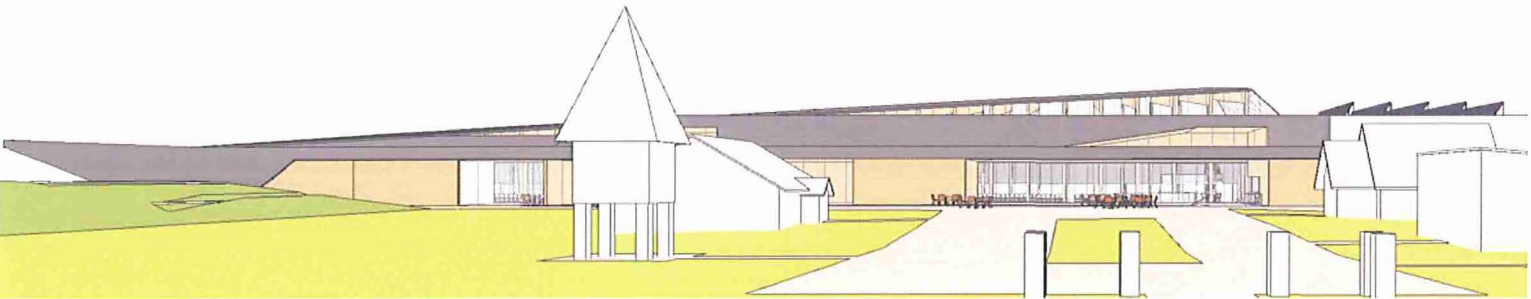


View from the South West

## 3D SKETCHES

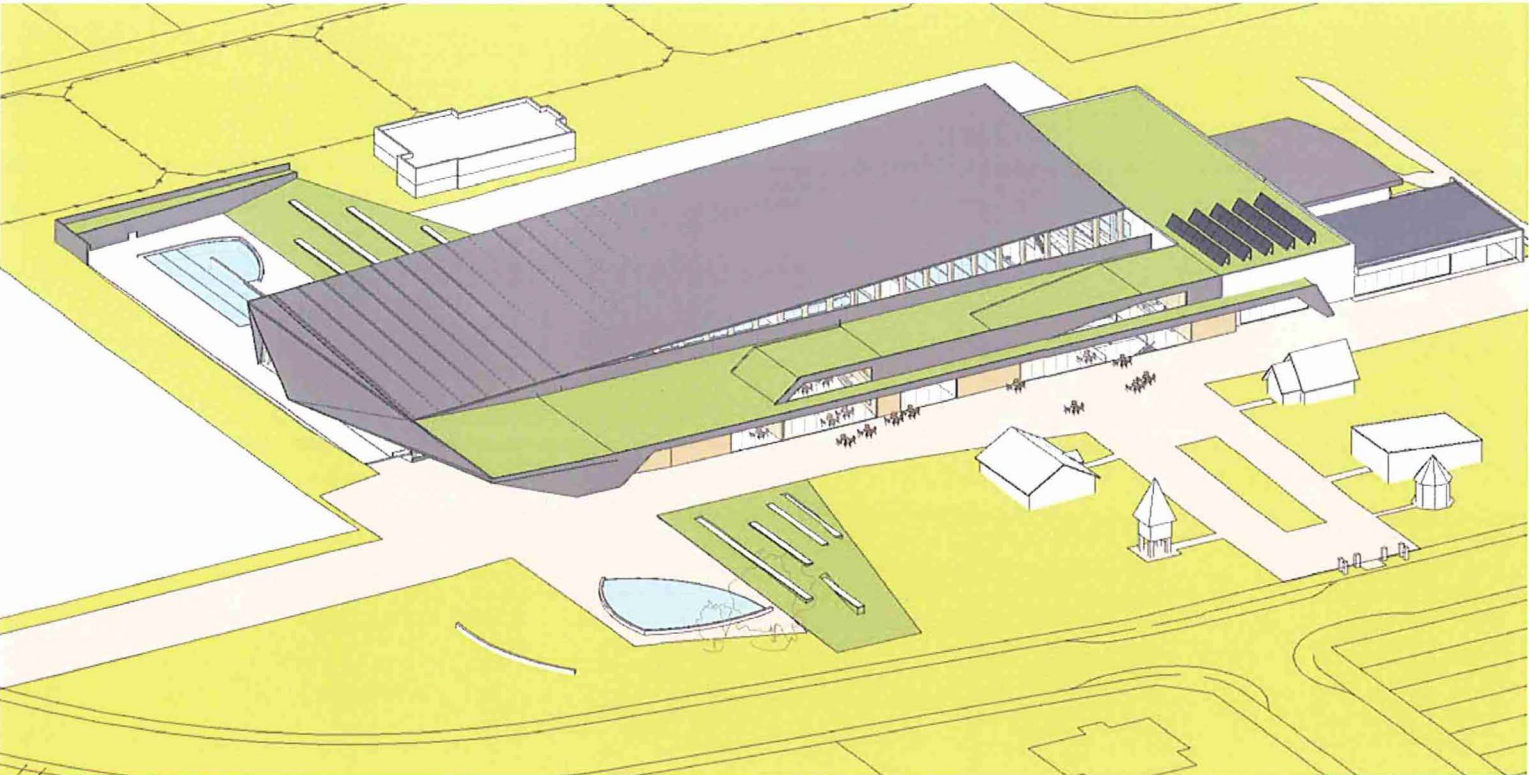


View from the South East

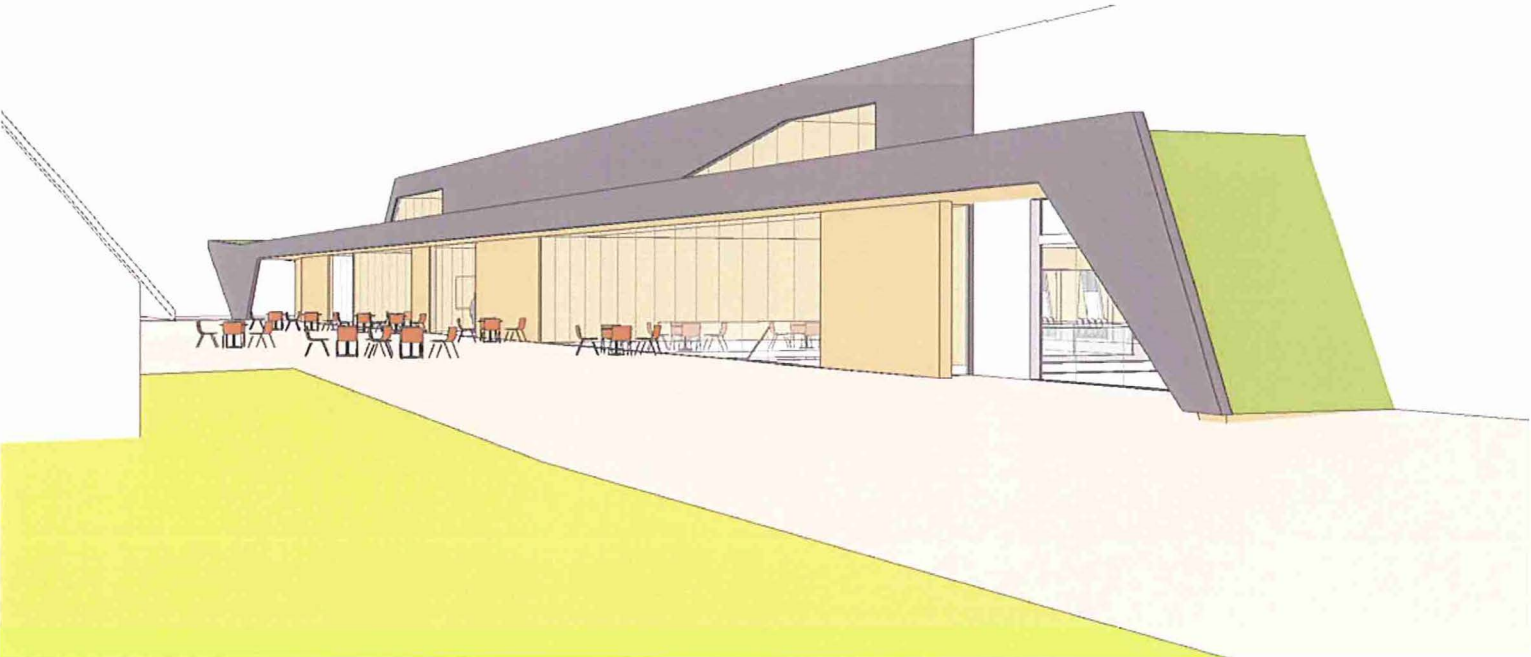


View from 47 Avenue through Heritage Square

EXTERIOR SKETCHES

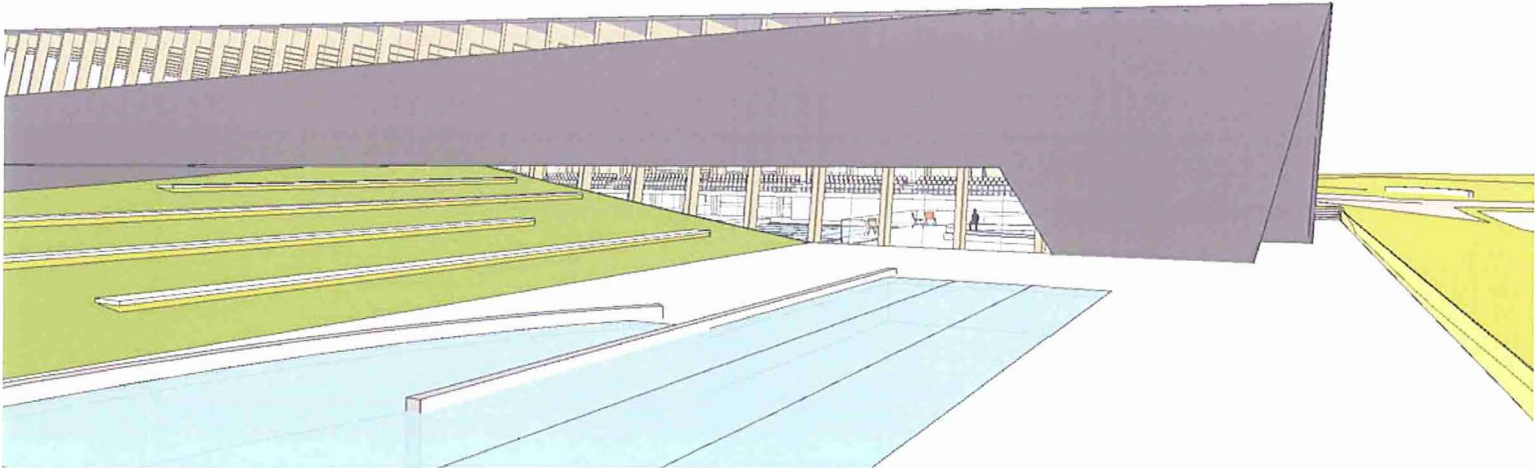


Birds Eye

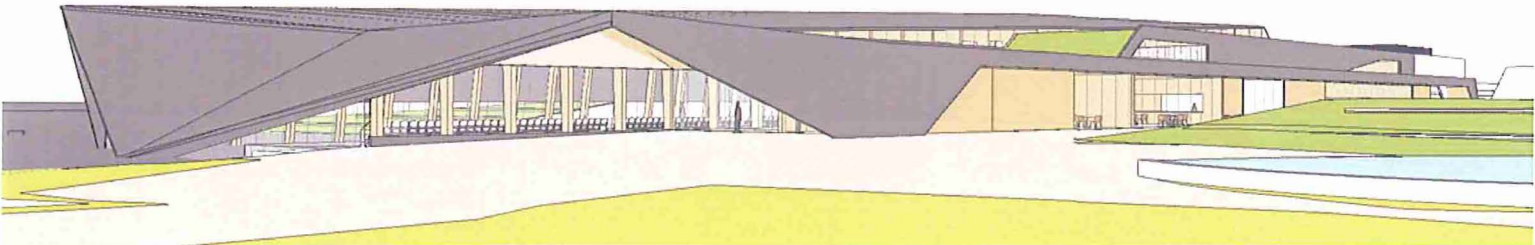


View along Promenade, from North/ East

EXTERIOR SKETCHES

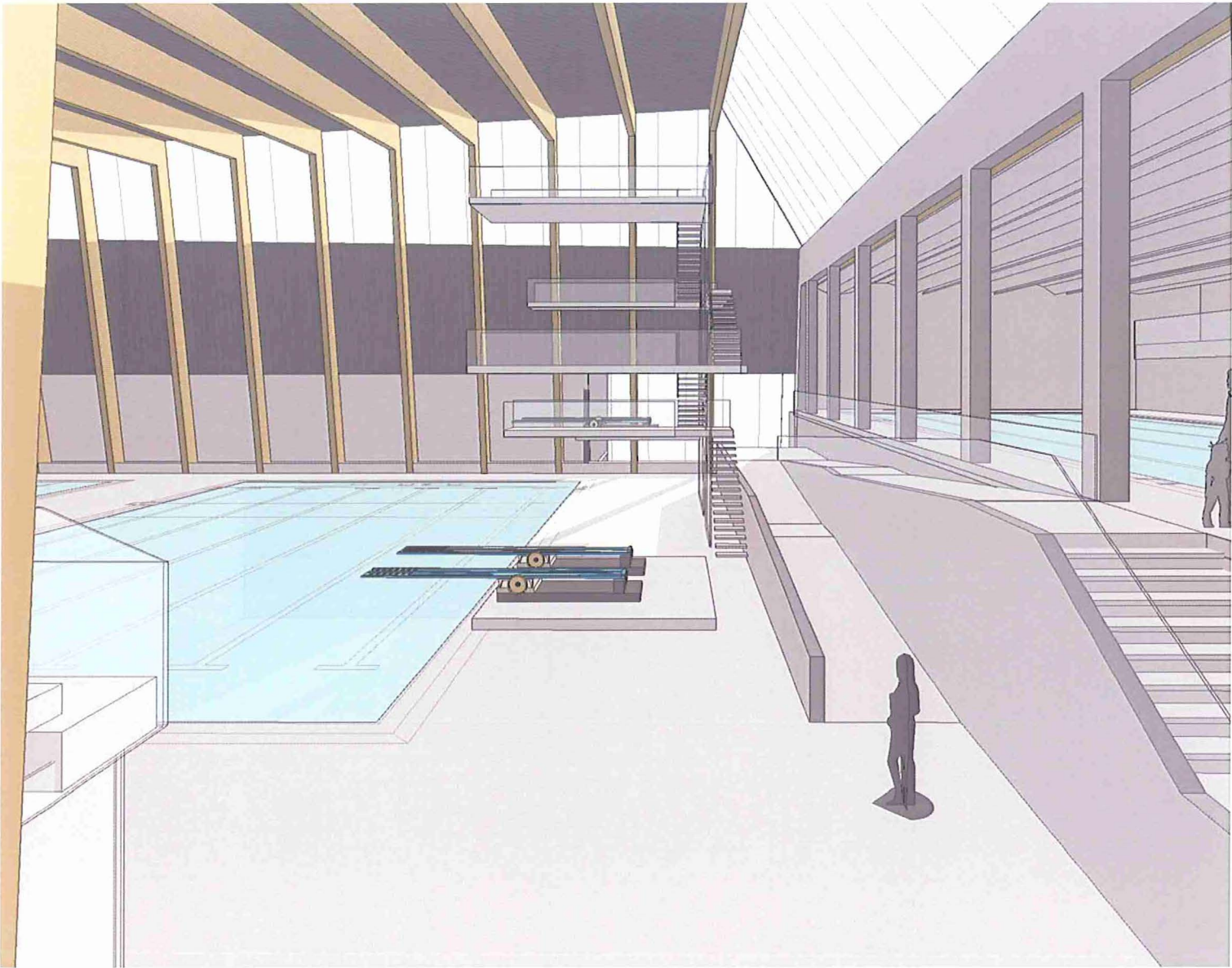


Exterior Lap and leasure Pool



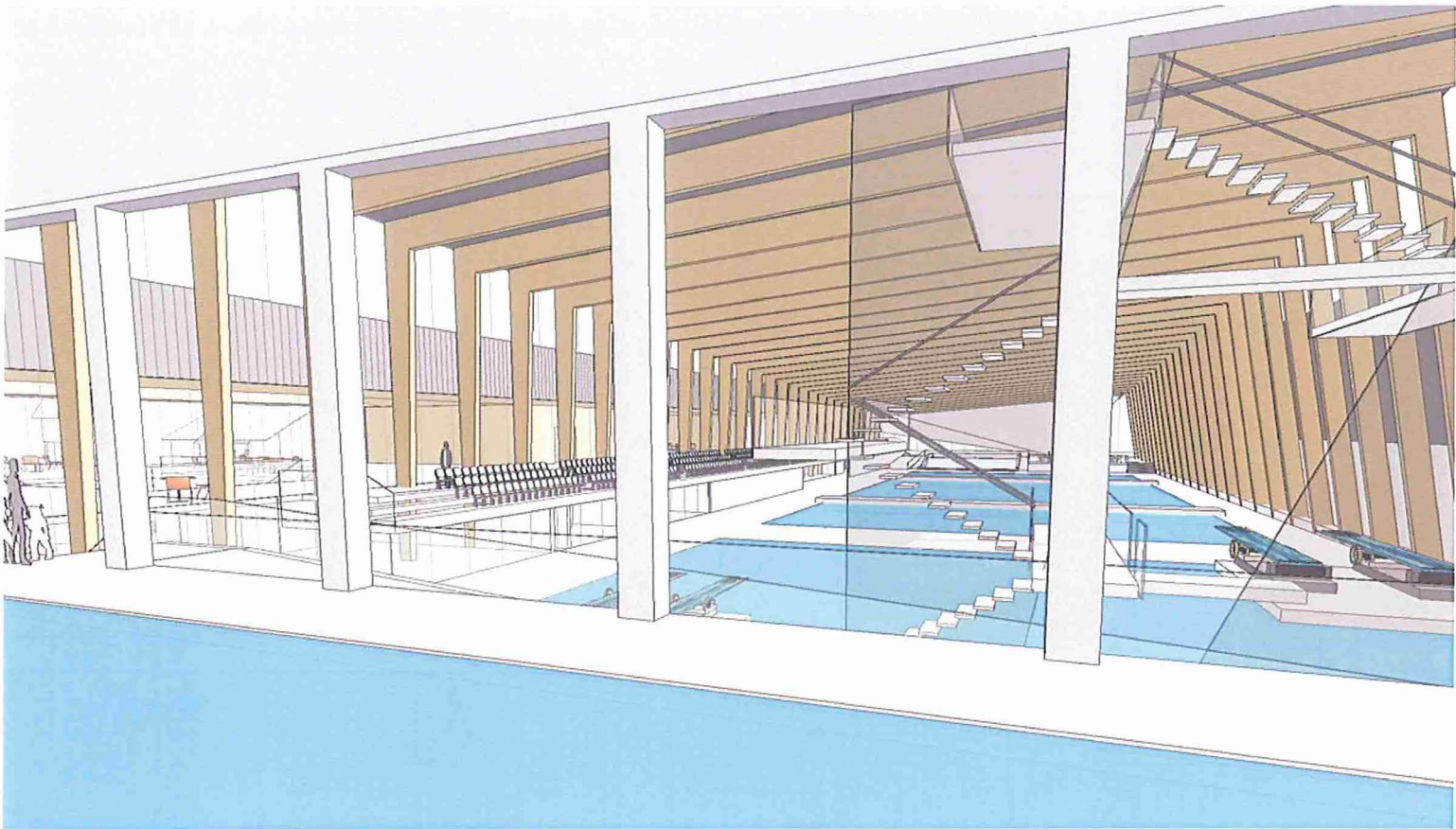
View from the South East

EXTERIOR SKETCHES



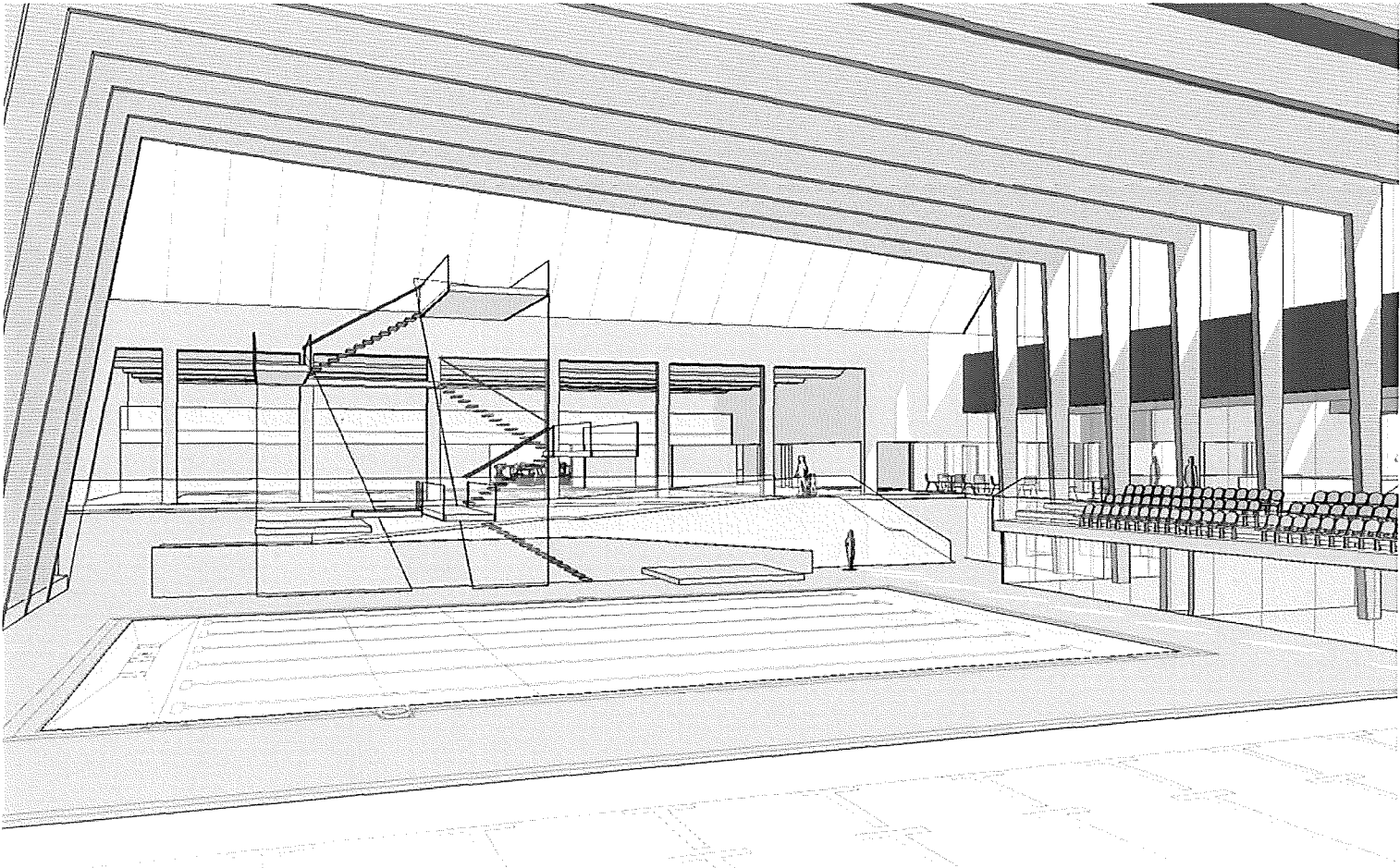
Diving Tank and Tower from lobby above

INTERIOR SKETCHES



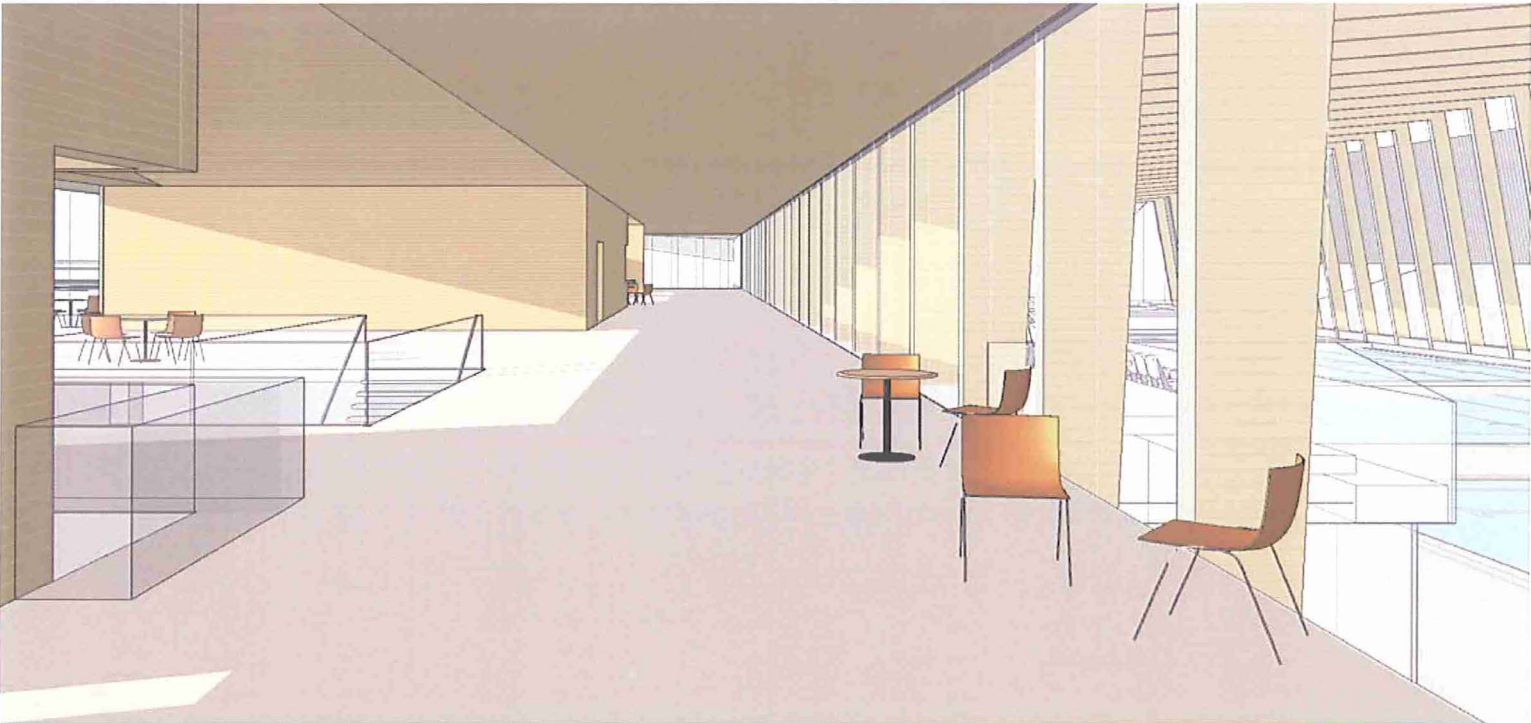
View from Existing Pool to Main Aquatic Hall

INTERIOR SKETCHES

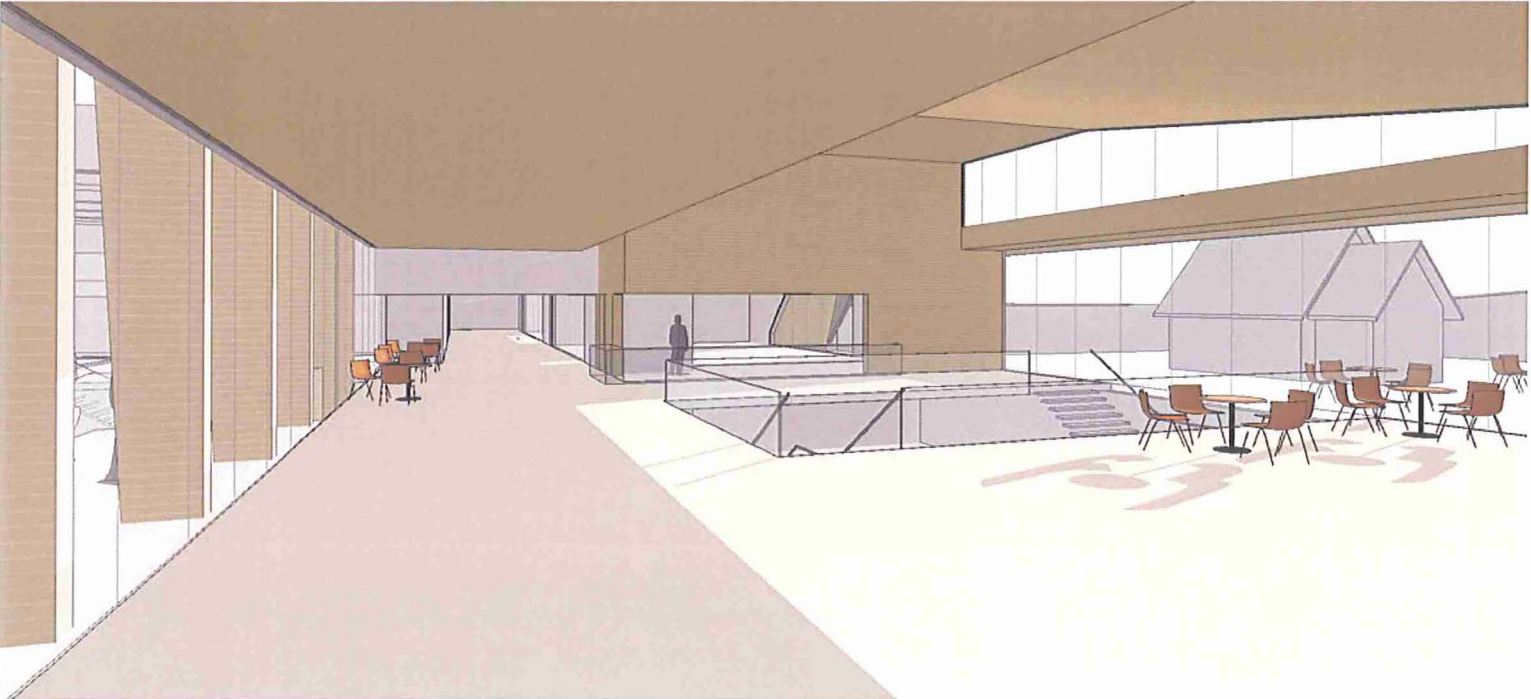


Aquatic Hall Looking North to Reception / Control Point

INTERIOR SKETCHES

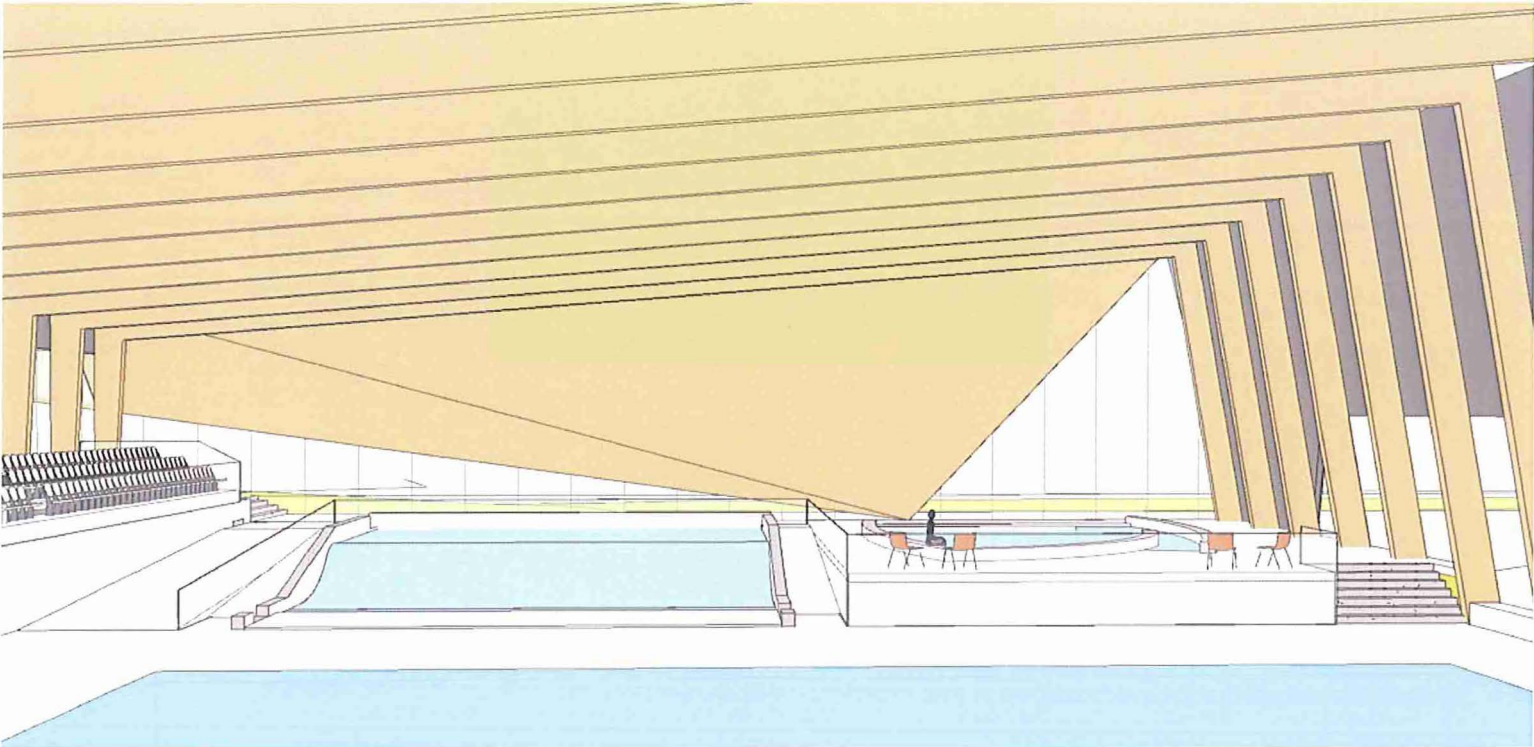


Lobby looking south past Control

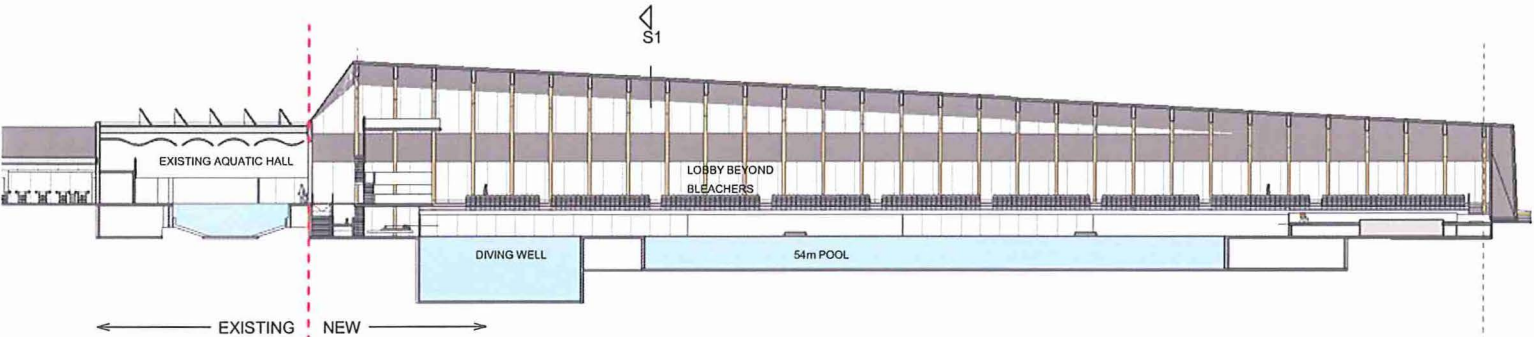


Lobby looking North

INTERIOR SKETCHES

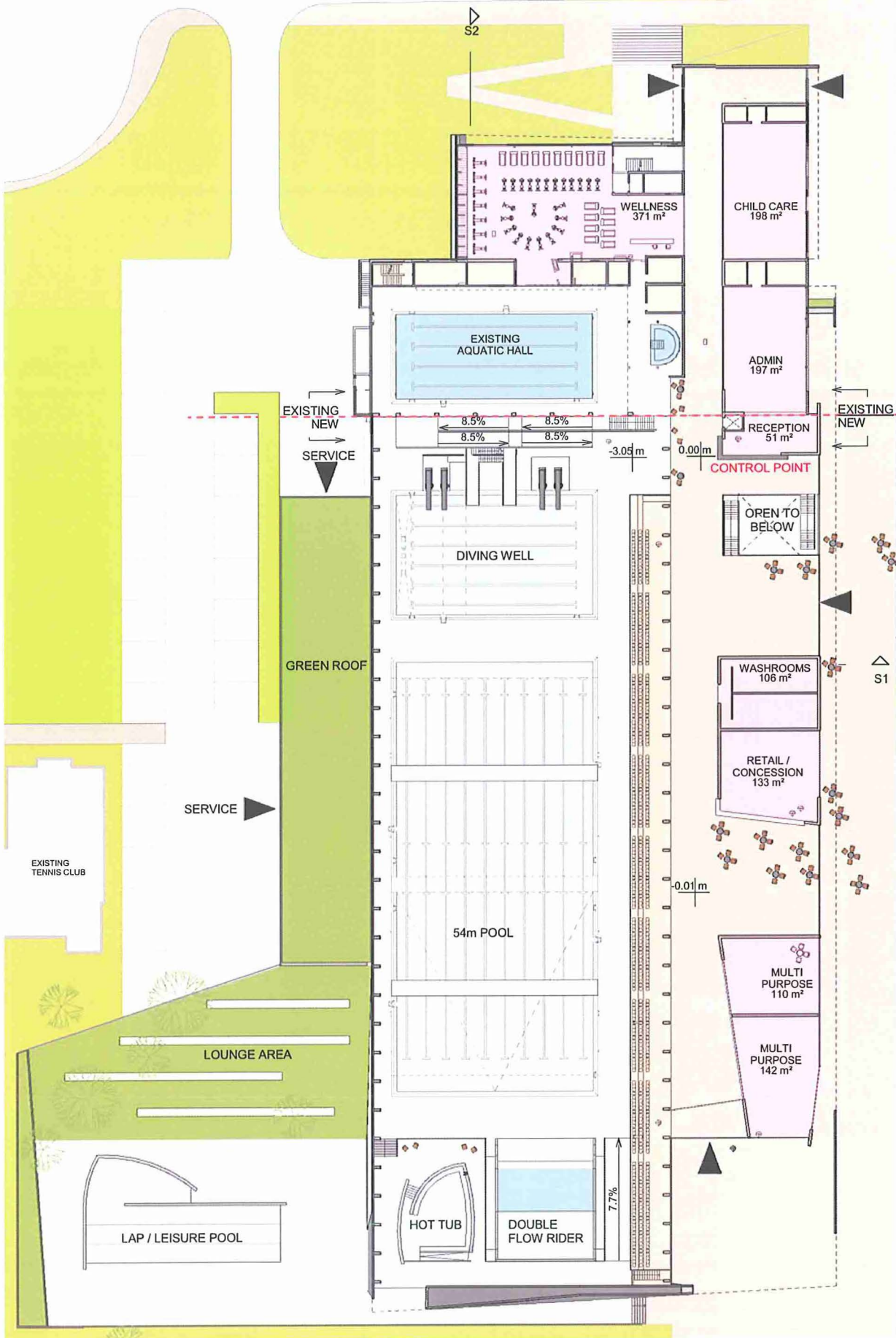


View of flow Rider and Whirlpool

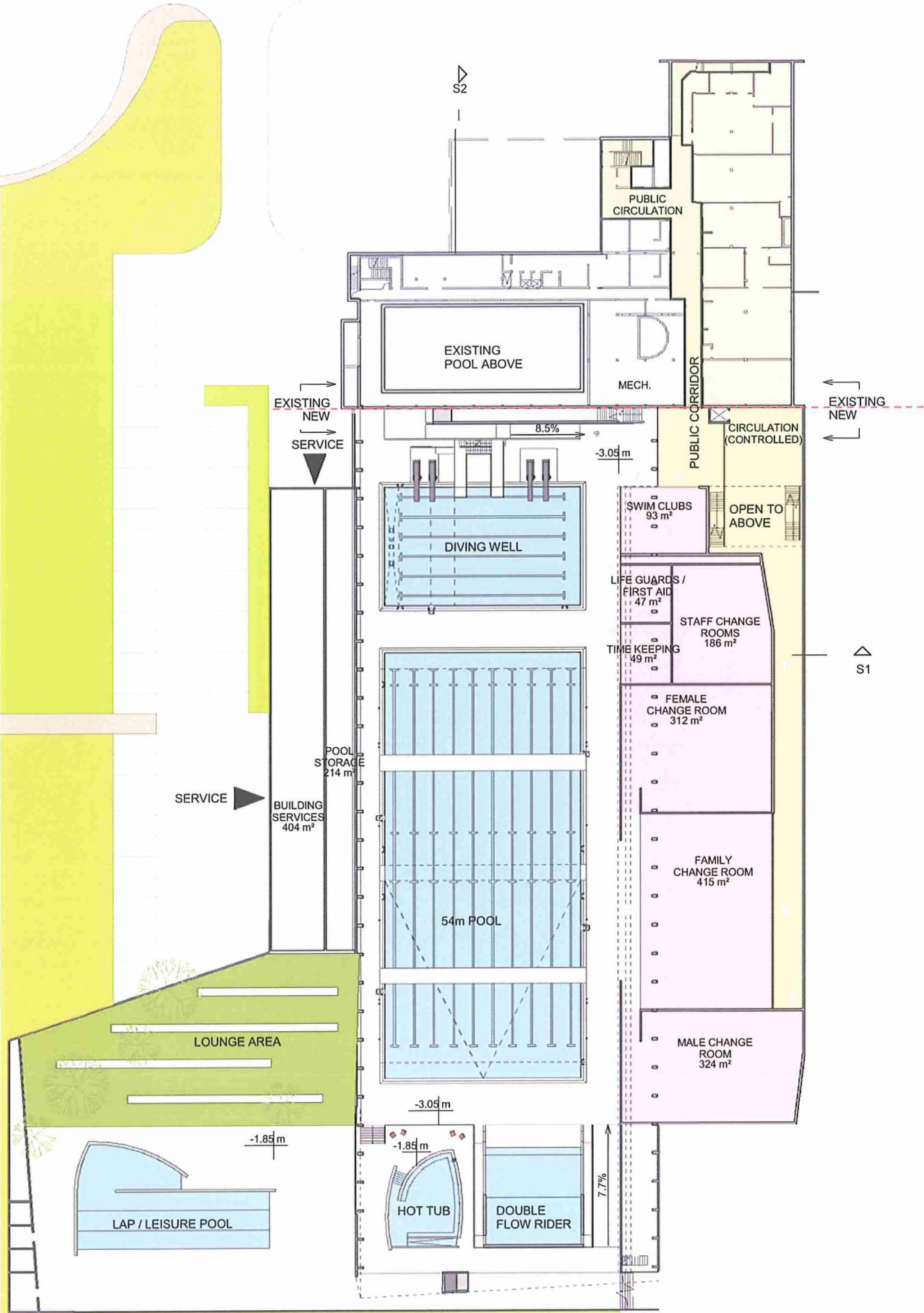


Long Section, looking East

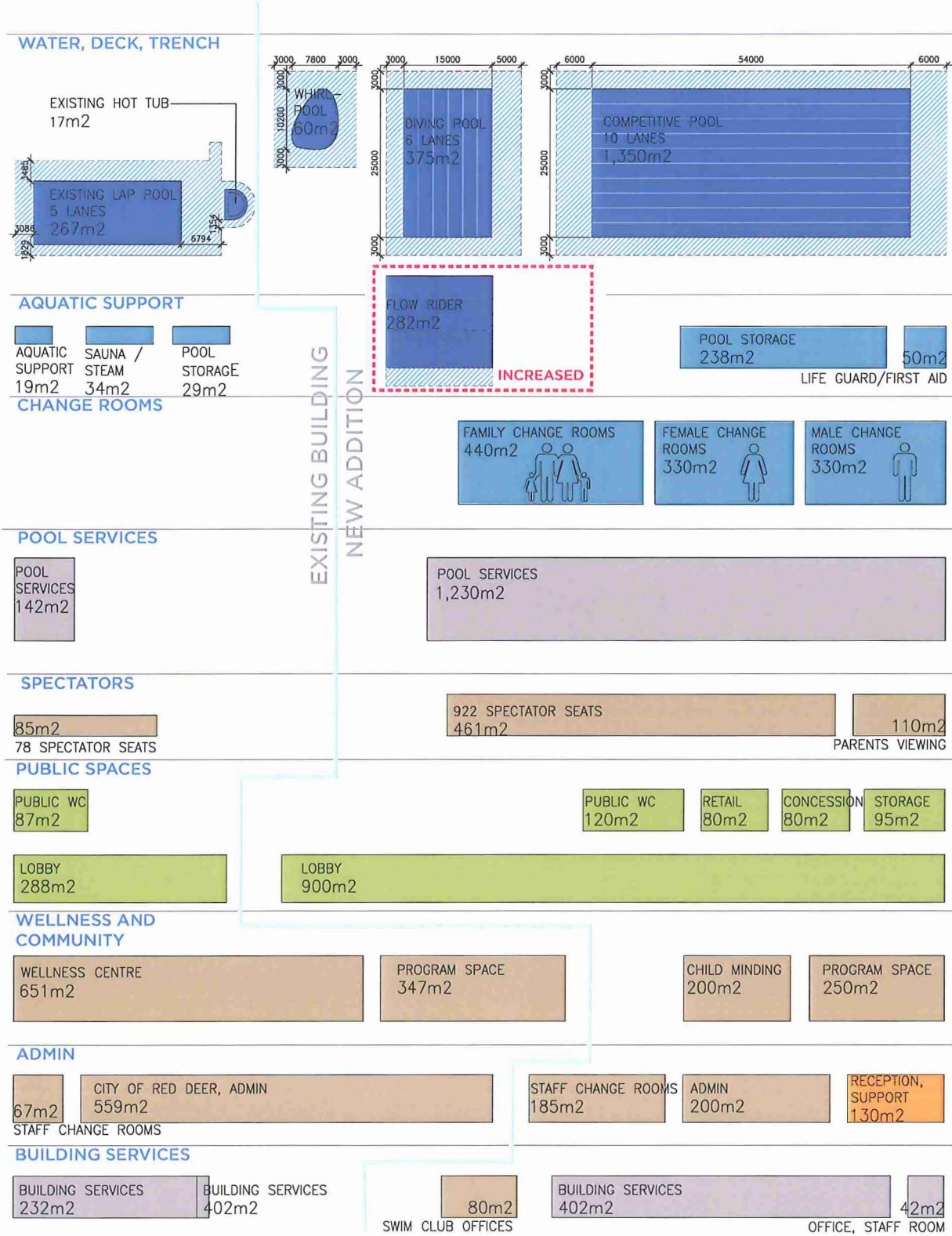
BUILDING LONG SECTIONS



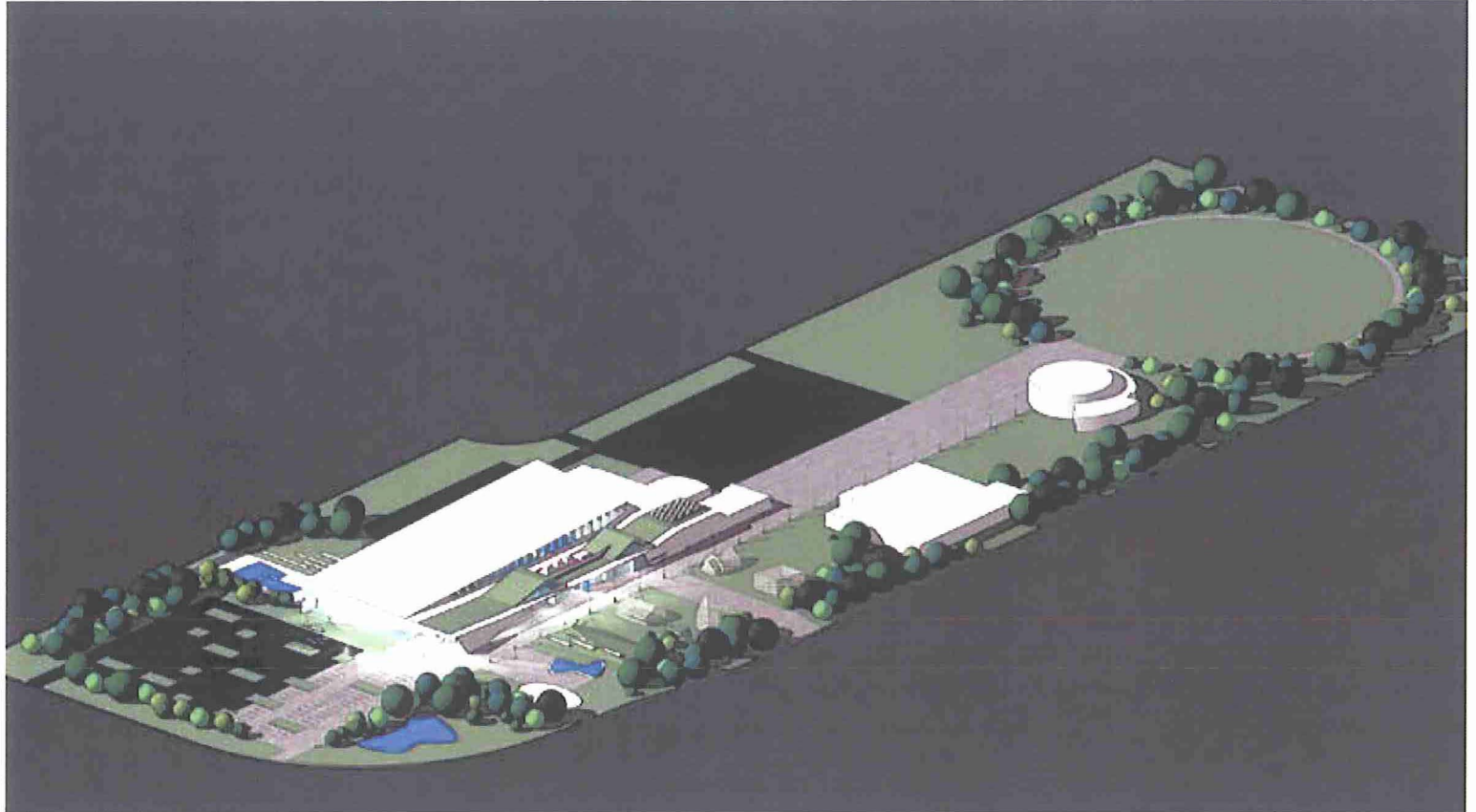
PLAN, EXISTING DECK LEVEL



PLAN, NEW DECK AND CHANGE LEVEL



SPACE INVENTORY



## EXTERIOR RENDERING

AERIAL AXO VIEW OF SITE

DRAFT #3: PHASE 2 - CONCEPTUAL MODEL

27

**Comments:**

This report is received for information at this time.

"Craig Curtis"  
City Manager



ORIGINAL

LEGISLATIVE & GOVERNANCE SERVICES  
June 6, 2011

Mr. Ted Watson  
maclennan jaunkalns miller architects  
202 – 19 Duncan Street  
Toronto, Ontario M5H 3H1

Dear Mr. Watson:

**RE: Central Alberta Aquatics Centre  
Multi-Use Aquatics Centre Concept Model**

Thank you for your presentation to City of Red Deer Council at their Regular Council meeting held on Monday, May 30, 2011. Council received the Multi Use Aquatics Facility Concept Model as information.

Should you have any further questions regarding this matter, please contact Jerry Hedlund at (403) 309-8411.

Sincerely,

Elaine Vincent  
Legislative & Governance Services Manager

c           Greg Scott, Recreation, Parks and Culture Manager



ORIGINAL



**DATE:** May 25, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Jerry Hedlund, Projects Superintendent  
Greg Scott, Recreation, Parks and Culture Manager

**SUBJECT:** Central Alberta Aquatics Centre – Multi-use Aquatics Centre Concept Model

---

## INTRODUCTION

A joint task team comprised of Central Alberta Aquatics Centre Members and City of Red Deer Administration has been working in collaboration on a conceptual model for a future Multi-use Aquatics Centre to be located at Rotary Recreation Park.

The purpose of this Concept Model Report, being submitted to Council as information only, is to provide Council the opportunity to see the CAAC/CORD joint task team vision for a future Multi-use Aquatics Facility to be located at Rotary Recreation Park.

It is important to note that a Multi Use Aquatics Facility is not currently place marked in the City of Red Deer 10 year Capital Plan.

## BACKGROUND

November 23, 2009, City Council approved \$200,000 of Capital Funding for the Central Alberta Aquatics Centre (CAAC) to move ahead with aquatics planning development. The funds were held in reserve until the completion of the Rotary Recreation Park and South Area Concept Plan.

May 3, 2010 a joint CAAC/CORD Task Team was formed and a Terms of Reference, Attachment #1, was presented at a meeting of Council. Council approved the use of the \$200,000 for the exploration of a multi-use aquatics centre project forward in accordance with the criteria presented in the Joint Task Team "Terms of Reference".

August 23, 2010 the Rotary Recreation Park and South Area Concept Plan was presented to Council and approved as a planning document. The CAAC/CORD Joint Task Team Project was noted in an attached document as a work in progress. Council recommended that a site analysis be undertaken to look at other sites as well as Rotary Recreation Park Site.

March 21, 2010, City Council approved Rotary Recreation Centre Park as the selected location for further Aquatics Centre Planning and Concept Modeling.

## **PROCESS**

Since receiving Council approval, March 21, 2011 on the location for a future Multi-use Aquatics Centre the consulting team of Marshall Tittermore Architects/ Marshall Jaunkalns Miller Architects began immediately to work on the Concept Modeling. Although the Concept Modeling work is not 100% complete the CAAC/CORD Joint Task Team felt it was important to have Council see the vision the CAAC/CORD Joint Task team is working towards.

The CAAC/CORD sub task team will continue to work with our Consultant Team on a Business Plan and the projected completion date for that work is September of 2011.

## **FINANCIAL ANALYSIS**

No financial implication at this time as this presentation strictly deals with concept model, no costing.

## **RECOMMENDATION**

That Council receives the Multi Use Aquatics Facility Concept Model as information.

---

Jerry Hedlund  
Projects Superintendent

---

Greg Scott,  
Recreation, Parks and Culture Manager

CC: Colleen Jensen, Director of Community Services  
Lorraine Poth, Director of Corporate Services  
Dean, Krejci, Financial Services Manager  
Jack Cuthbertson, Joint Committee Chair Person

/Attachments

*Central Alberta Aquatic Centre / City of Red Deer*  
*Joint Task Team*  
**TERMS OF REFERENCE**

*The Central Alberta Aquatic Centre (CAAC)* is a coalition of aquatic users. CAAC exists to promote and facilitate the construction of a multi use aquatic facility in Red Deer.

*The CAAC / CORD Joint Task Team (Task Team)* is a collaboration of stakeholders whose task is to ensure that the \$200,000 allocated is used in an effective and efficient manner. The purpose is to develop a plan for a facility that will accommodate a full spectrum of aquatic amenities that can be used for traditional and non-traditional opportunities. This mandate may extend beyond the immediate Terms of Reference guiding the expenditure of the \$200,000.

**Task Team Principles:** Our Task Team will work in a collaborative, respectful way to achieve:

- Accountability
- Clear Direction
- Transparency
- Definable Next Steps
- Measurable Outcomes

**Vision:** An aquatic jewel promoting pride of place, people and programs

**Mission:** Through collaborative relationships, prudent planning and innovative programs, a new aquatic facility will enhance and promote community health and wellness, active lifestyles, and excellence in aquatics within our growing community.

**Roles & Responsibilities:** Members of the Task Team are as designated by CAAC and The City. Co-Chairmanship of the Task Team will consist of one member from each partner with regular rotation of chairs. They will ensure that meeting agendas, minutes, discussion, guidance on process, notice of meetings, and follow up are effectively completed. Task Team decision making will be determined, whenever possible, by consensus. If a vote is required, each partner will have an equal number of votes. Where agreement cannot be reached, the Community Services Director will mediate to arrive at a decision which is in the best interests of both partners.

**Moving Forward:** The Task Team recommends utilizing the allocated funds to undertake three major planning initiatives as follows:

• Business Plan	\$25,000
• Concept Model, including physical program elements	\$150,000
• Community Awareness	<u>\$25,000</u>
Total Funding:	\$200,000

It should be noted that these amounts are approximate pending further research into actual costs; however, the total expended amount will not surpass \$200,000.

**Business Plan and Operating Model:** Contract a knowledgeable, skilled source to prepare an innovative and realistic business plan for the facility including but not limited to philosophy, collaborative process, economic impact, public relations, fund raising, uses, sustainability, timelines, anticipated capital costs, preferred operating model, projected revenues and expenditures.

**Concept Model:** Contract an experienced firm to prepare a preferred concept model, including artist's renderings, that integrates the physical structure, appropriate architectural program elements, and the existing Recreation Centre within Rotary Recreation Park.

**Community Awareness:** To create broad awareness of the concept plan for a new aquatic facility in response to the expressed community need.



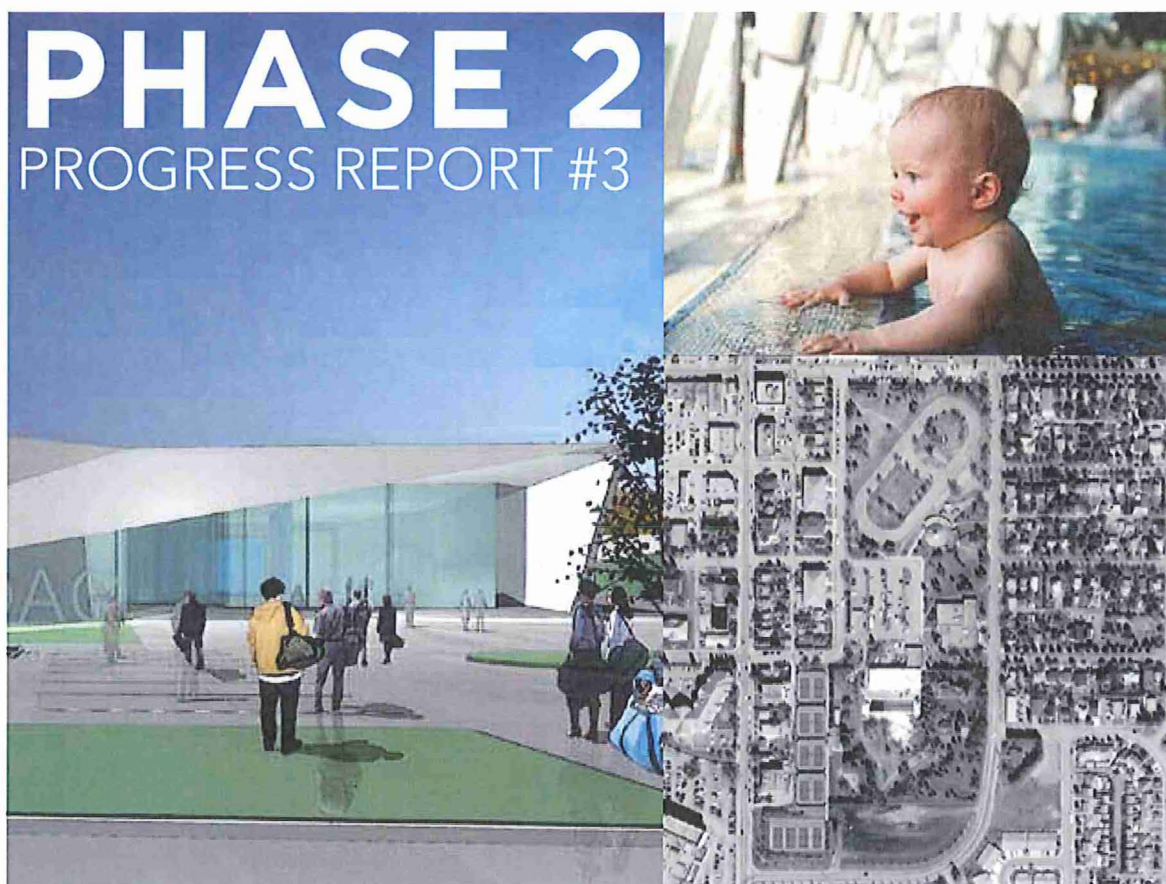
ORIGINAL

# Red Deer Multi-Use Aquatic Centre

City of Red Deer

Phase 2: Conceptual Model - Progress Report #3

May 19, 2011



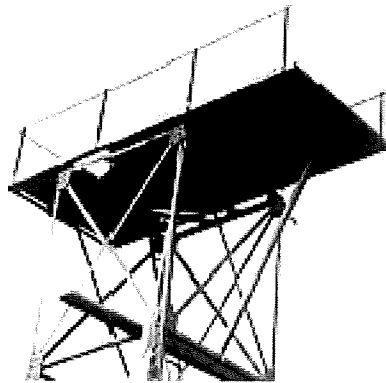
marshall tittlemore architects

200, 11460 jasper avenue nw  
edmonton alberta t5k 0m1  
780 490 5330 [www.mtalink.com](http://www.mtalink.com)

MJMA

maclennan jaunkalns miller architects

202-19 duncan street  
toronto ontario m5h 3h1  
416 593 6796  
[www.mjmachitects.com](http://www.mjmachitects.com)



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## INTRODUCTION

### SCOPE

This document represents the 'Draft' Final design of the Conceptual Model. It follows on the work presented and comments received from the second Phase 2 Conceptual document and presentation April 19, 2011.

In this document we have incorporated the intermediate round of comments to create the final design for client review purposes. We are presenting the proposed massing and Architectural look of the building, we are also presenting the Sustainable Strategies unique to this project, as well as diagrams indicating Aquatic user groups and Aquatic flexibility of the new facility.

### GOALS

The purpose of the meeting Thursday May 19, with CAAC/CORD is to present and review the final design of the conceptual planning. We would like to receive final comments in order to complete the final presentation document to include final:

1. Images,
2. Plans,
3. Diagrams
4. Written Description and
5. Cost Estimate

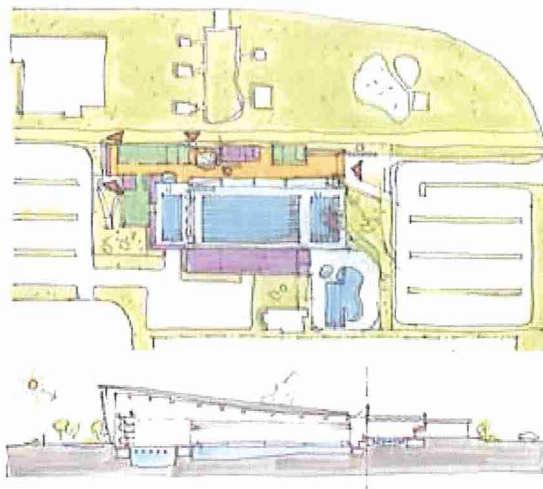
We would appreciate receiving written comments back from the Group confirming issues and discussion items for Wednesday June 22.

### SCHEDULE

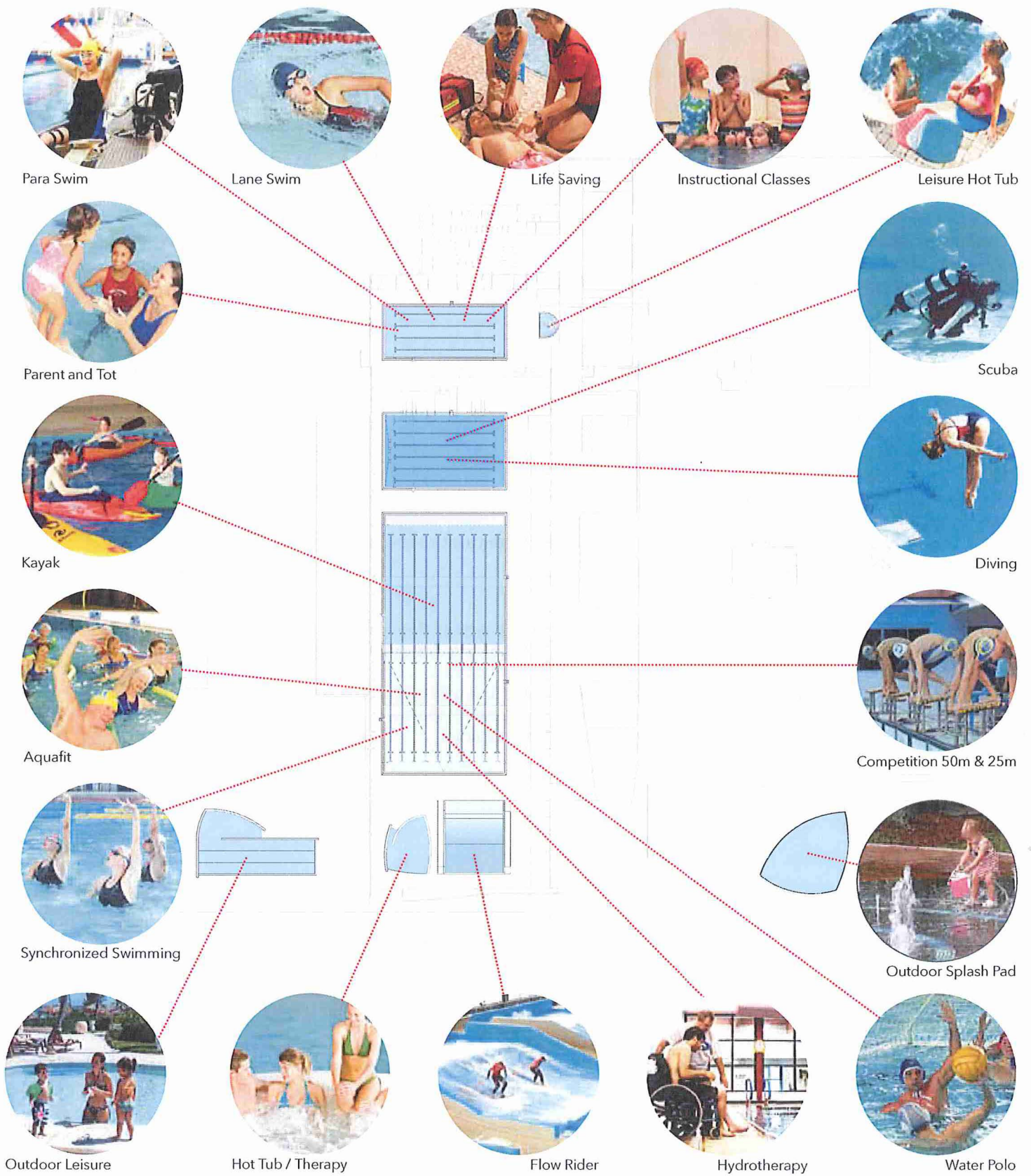
We will receive final comments and incorporate them and provide documents to the cost consultant for an Order of Magnitude cost estimate and allow us to create the final Presentation Images of the project design.

We will then prepare the final Report Format and/or provide any Presentation Format, as per CAAC/CORD requirements, as well as attend a public presentation as desired. We feel this scope will take 2 weeks. This will complete our scope of work for both Phase 1 and Phase 2 studies.

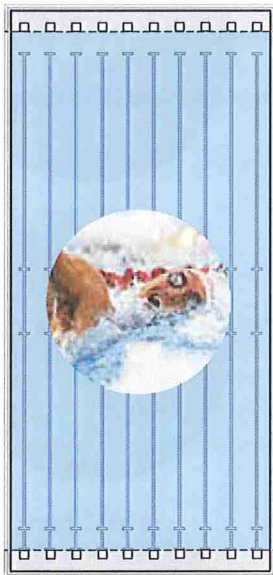
Ted Watson  
MTA/MJMA



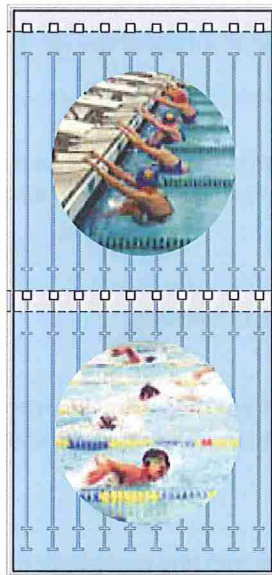
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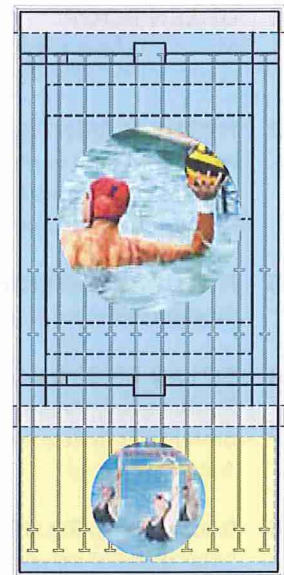
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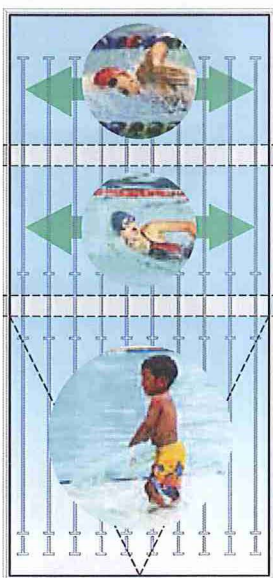
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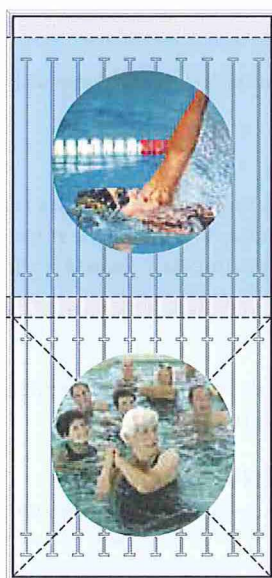
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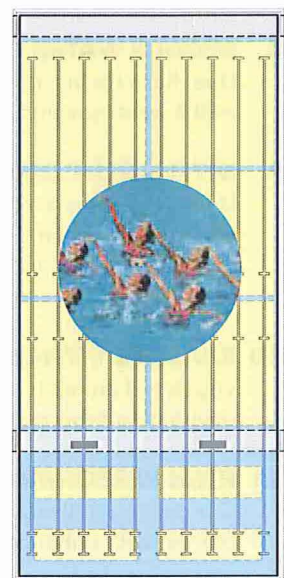
30m Water Polo +  
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Beach Entry Leisure,  
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25m Lane Swimming +  
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Synchronized Swimming  
12m x 12m, 10m x 3m  
Competition Formats

## POOL USE FLEXIBILITY DIAGRAM

In addition to typical Mechanical, Electrical and LEED Shadow items we will incorporate the following as unique sustainable features :

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Minimizes heat island effect and reduces storm water run off. Provides open space for occupants.

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Passive, natural ventilation through operable skylights; use of operable overhead garage-style doors located along the exterior enables fresh air to be drawn through the building

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Skylights admit diffuse daylight into core of building

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South Facing PVs generate electricity for building use; all generated electricity benefits from 'feed-in-tariff' going to grid or building, particularly for the large Aquatic Volume.

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Solar thermal panels will supplement the building and pool's hot water needs

## 6 SOLAR WALL

The use of a solar wall to preheat ventilation air can significantly reduce energy consumption on conditioning incoming fresh air

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Dual flush toilets, pint flush urinals and ultra low flow faucets/showers achieve >40% water savings

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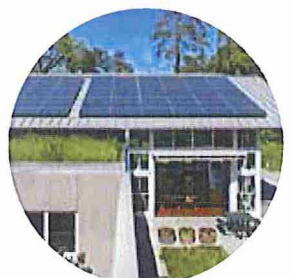
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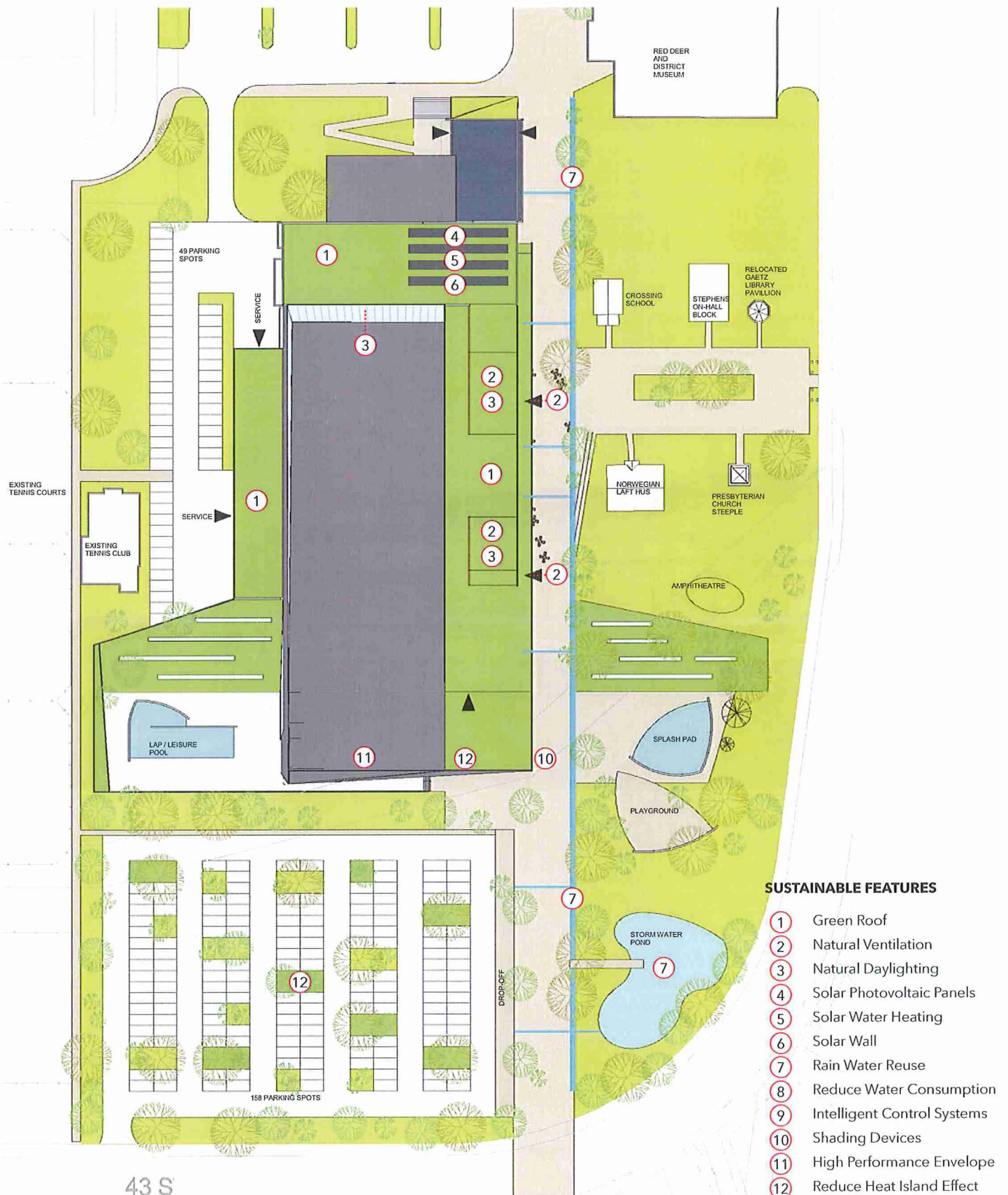
Use of permeable asphalt and Tree shading at parking and reflective roof area.

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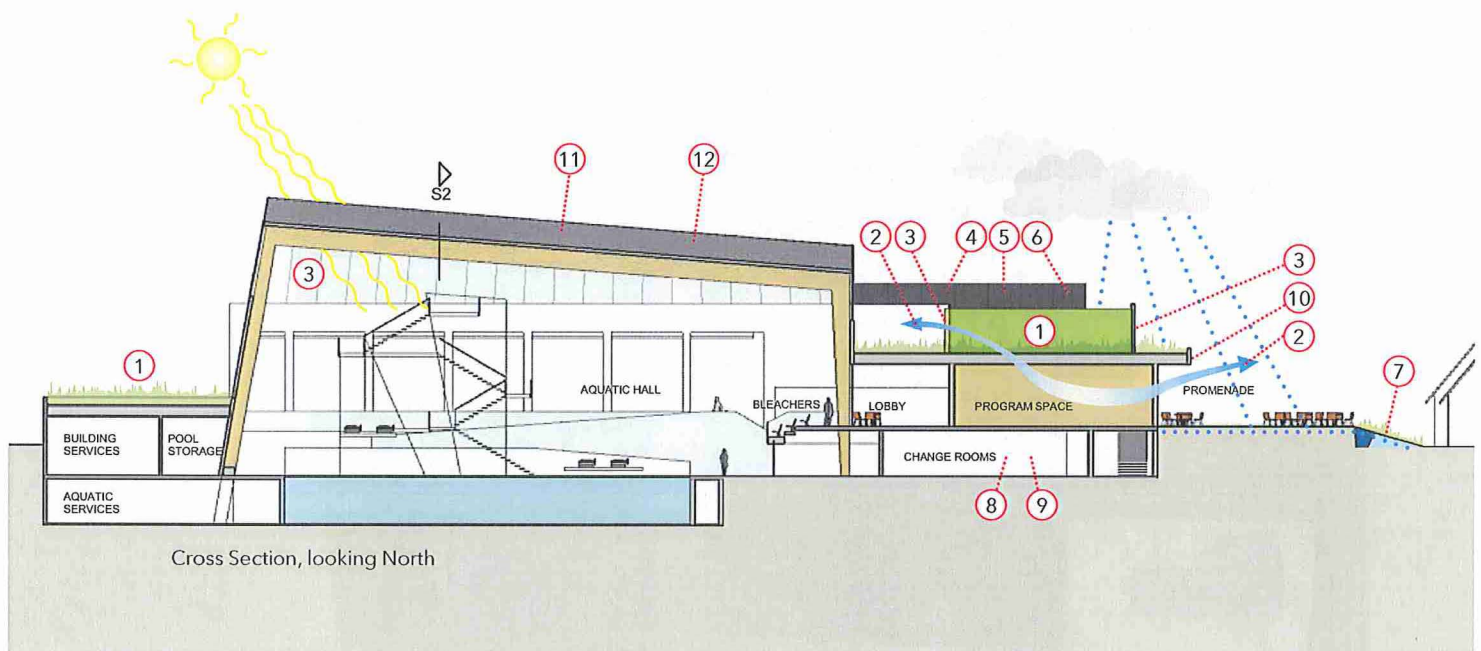
High efficiency Mechanical HRVs and Heat Recovery from Shower water drains.



## FEATURED SUSTAINABLE APPROACHES



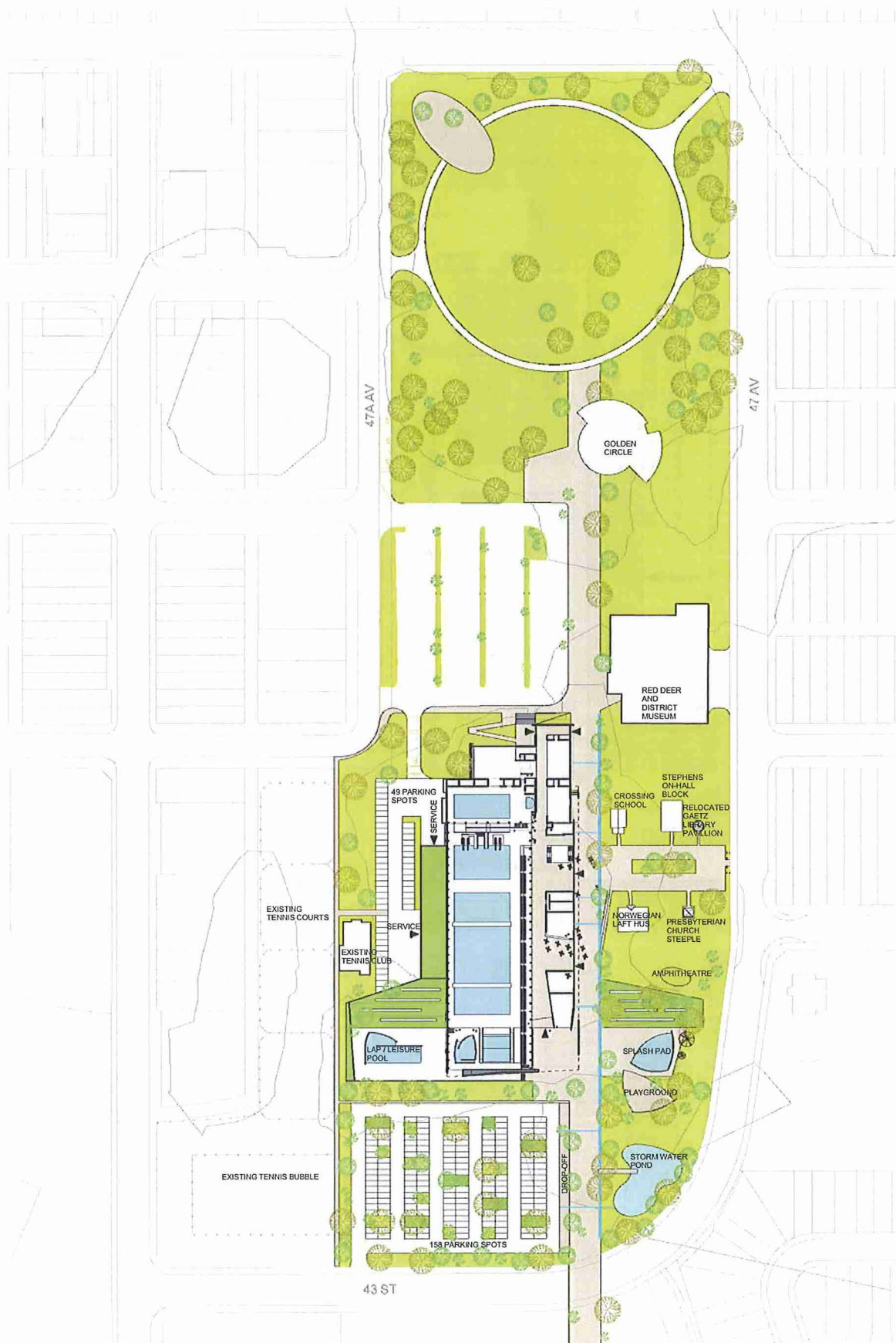
## SUSTAINABLE OPPORTUNITIES - SITE PLAN



#### SUSTAINABLE FEATURES

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- ② Natural Ventilation
- ③ Indirect Daylighting
- ④ Solar Photovoltaic Panels
- ⑤ Solar Water Heating
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- ⑦ Rain Water Reuse
- ⑧ Reduce Water Consumption
- ⑨ Intelligent Control Systems
- ⑩ Shading Devices
- ⑪ High Performance Building Envelope
- ⑫ Reduce Heat Island Effect

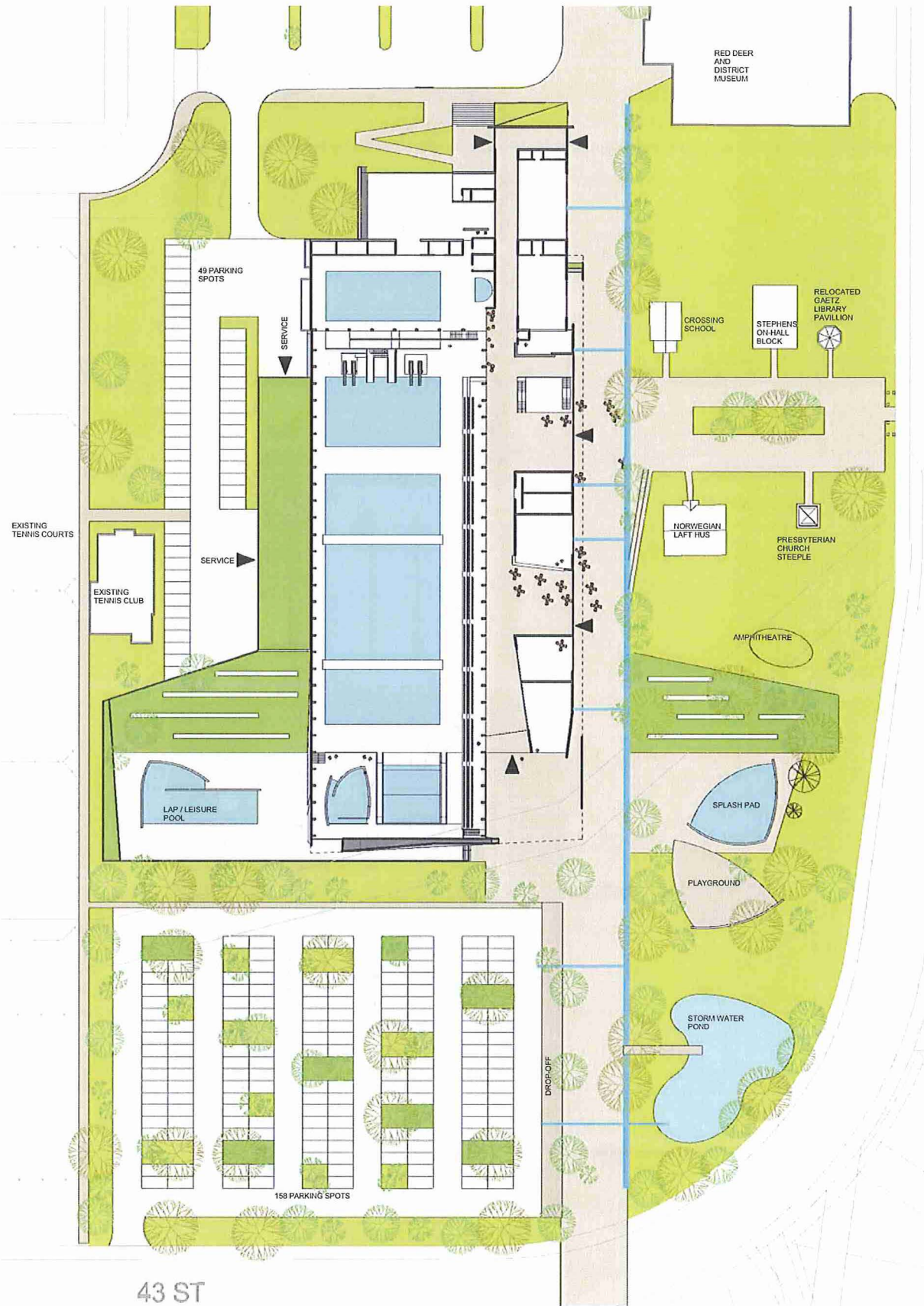
## BUILDING CROSS SECTION



## SITE PLAN

1:2500

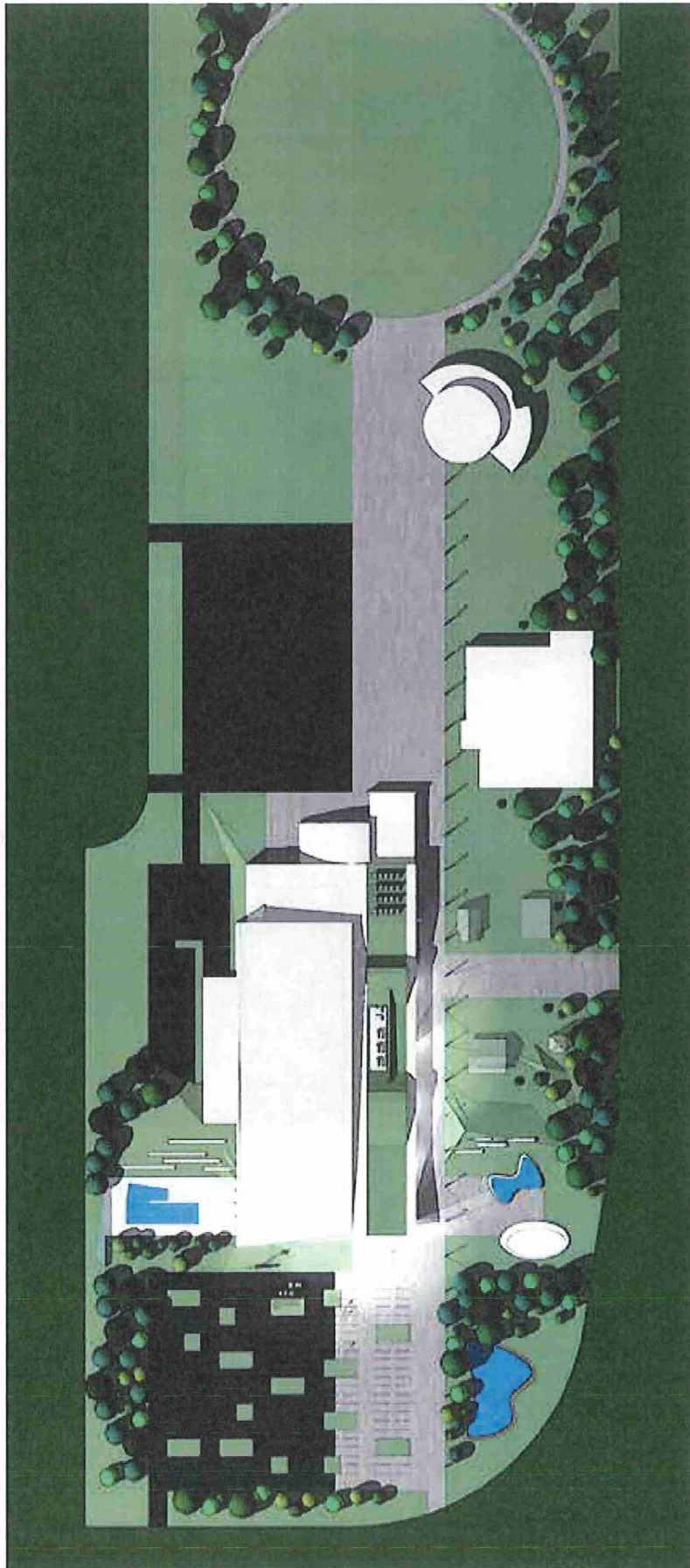
DRAFT #3: PHASE 2 - CONCEPTUAL MODEL



## SITE PLAN

1:1200

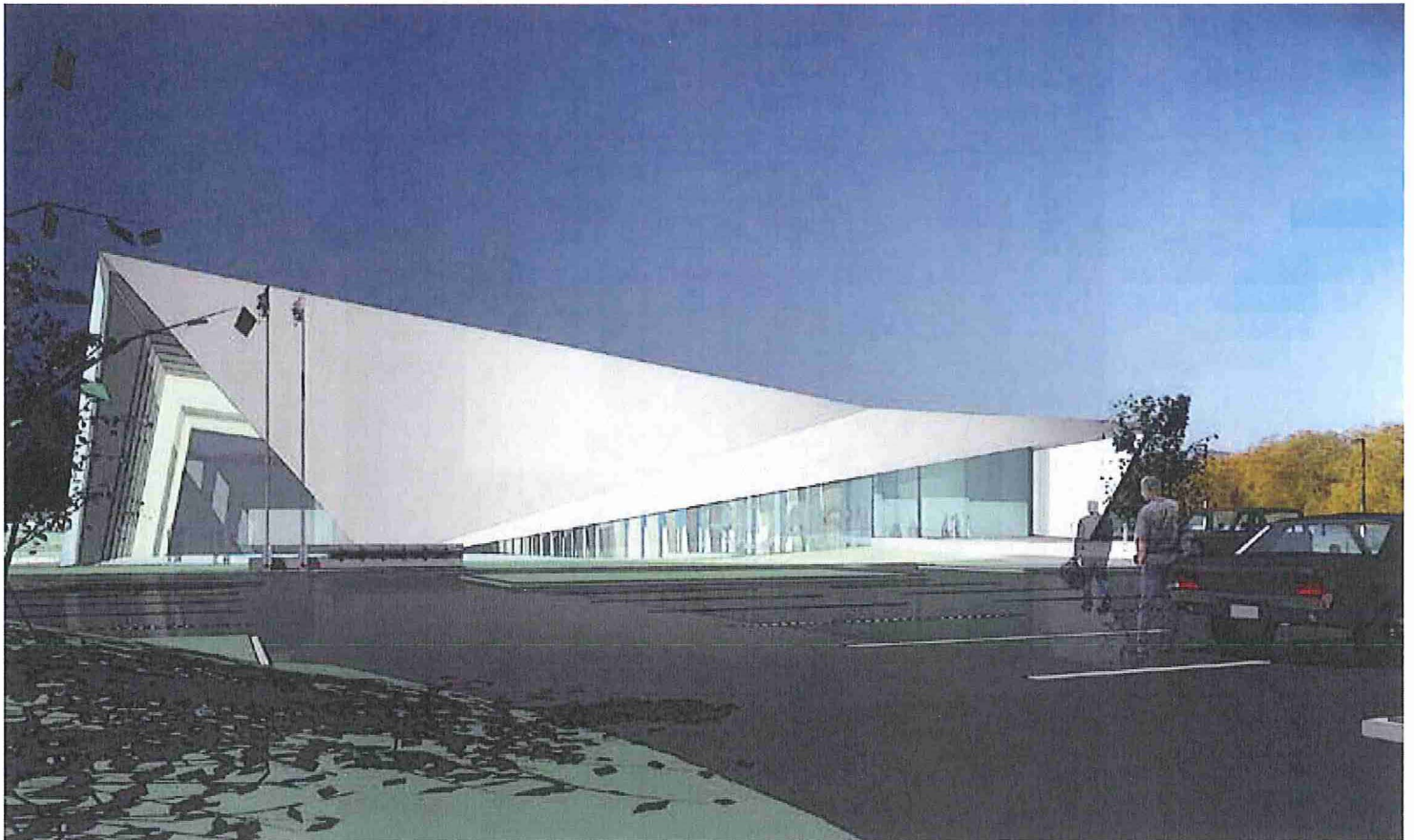
DRAFT #3: PHASE 2 - CONCEPTUAL MODEL



## SITE RENDERING

NTS

DRAFT #3: PHASE 2 - CONCEPTUAL MODEL



## EXTERIOR RENDERING

SOUTH / WEST VIEW

DRAFT #3: PHASE 2 - CONCEPTUAL MODEL

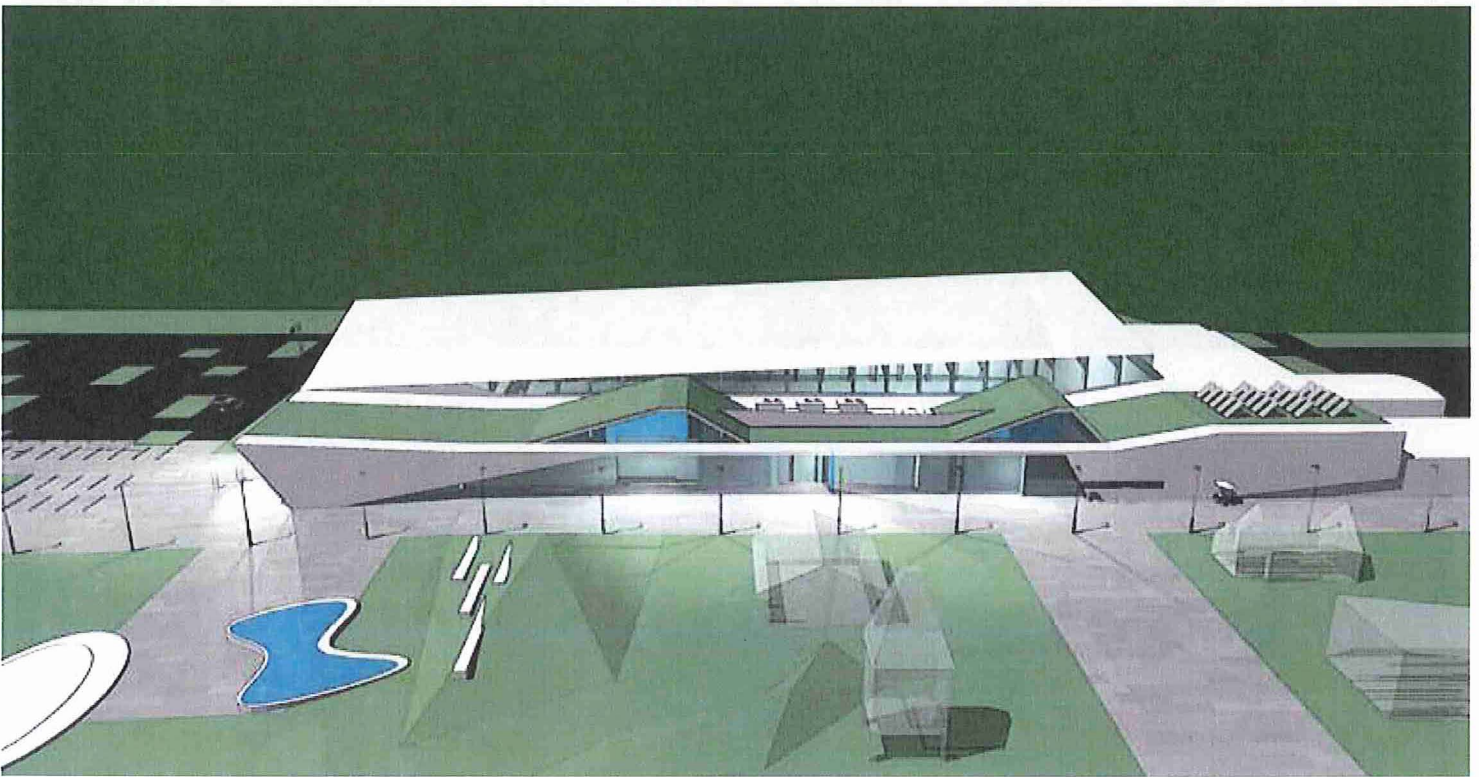
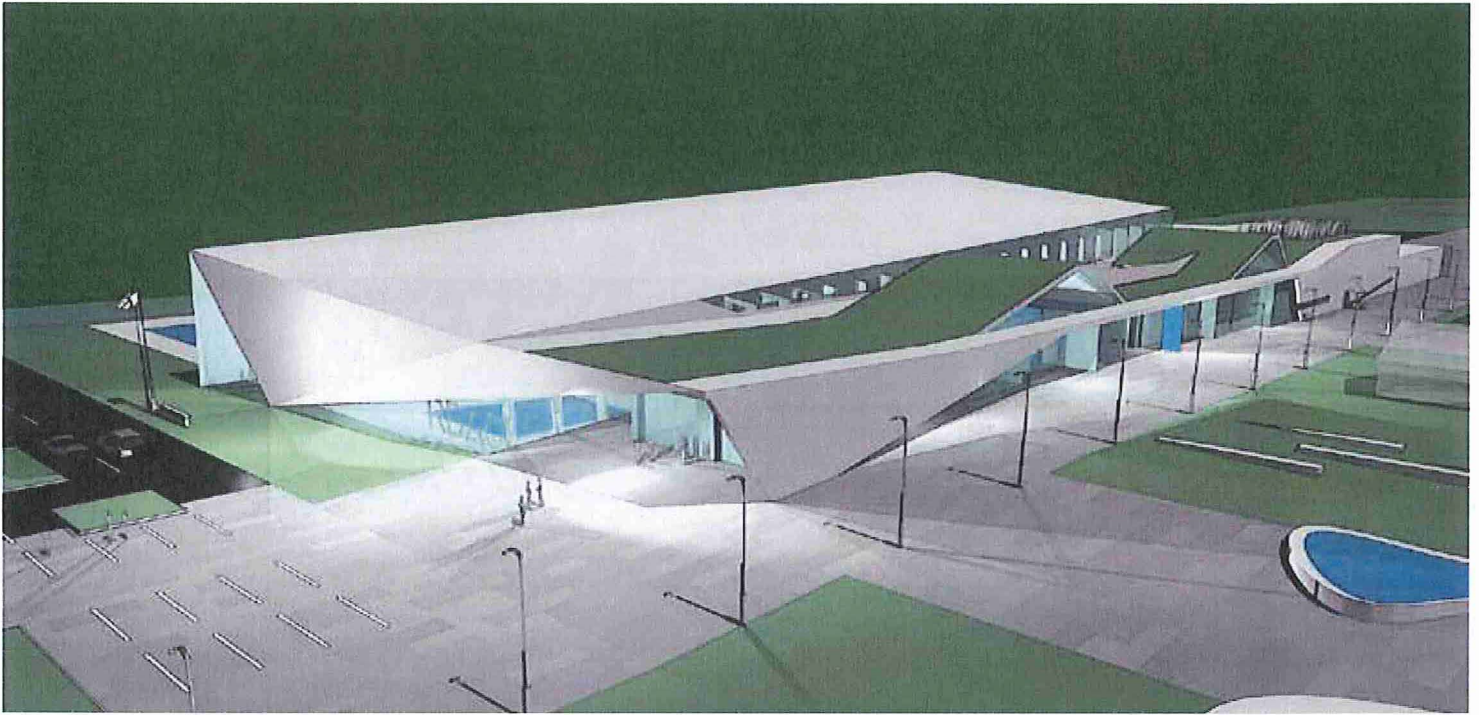
10



## EXTERIOR RENDERING

SOUTH VIEW FROM 43 STREET

DRAFT #3: PHASE 2 - CONCEPTUAL MODEL



## EXTERIOR RENDERING

AERIAL VIEW FROM ENTRANCE AND PARK

DRAFT #3: PHASE 2 - CONCEPTUAL MODEL

12



## EXTERIOR RENDERING

NORTH / EAST VIEW FROM PARK

DRAFT #3: PHASE 2 - CONCEPTUAL MODEL

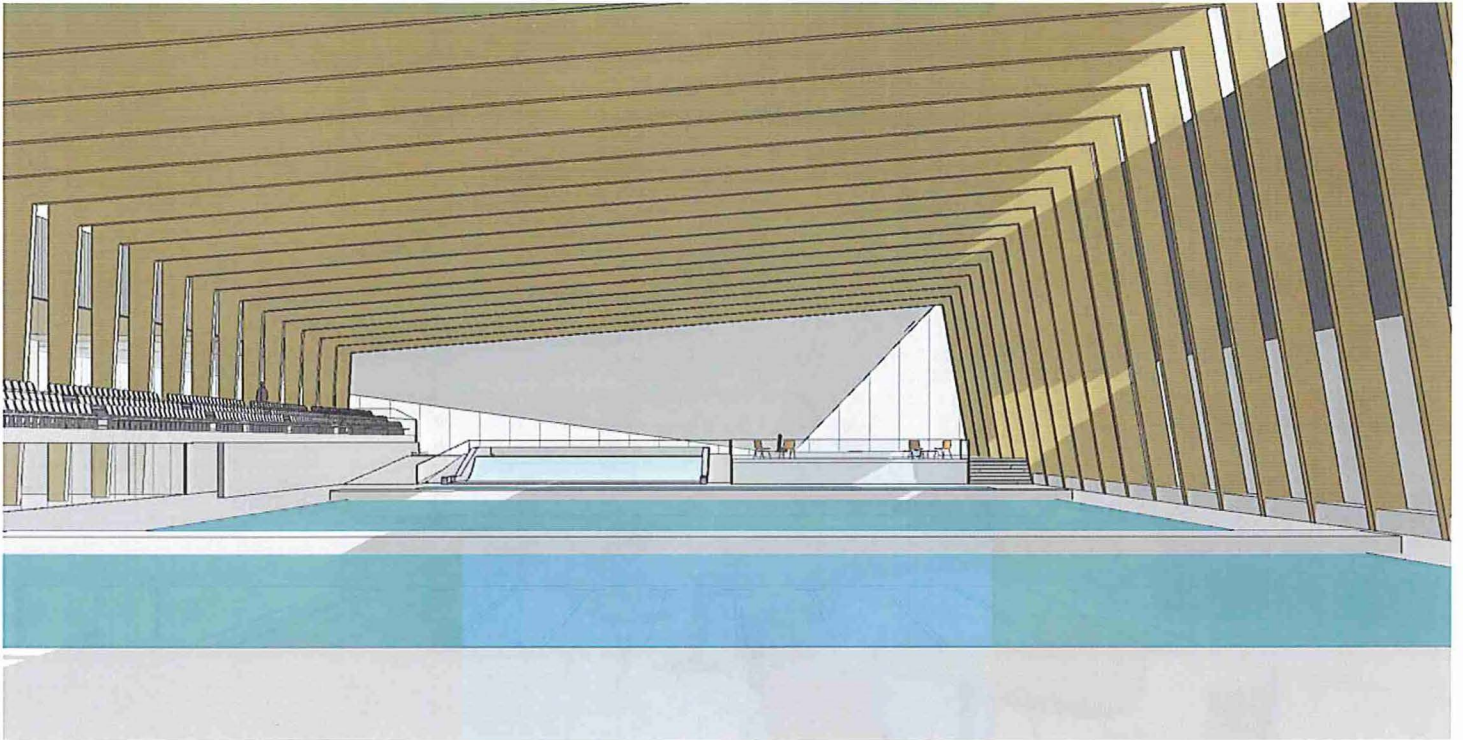


## EXTERIOR RENDERING

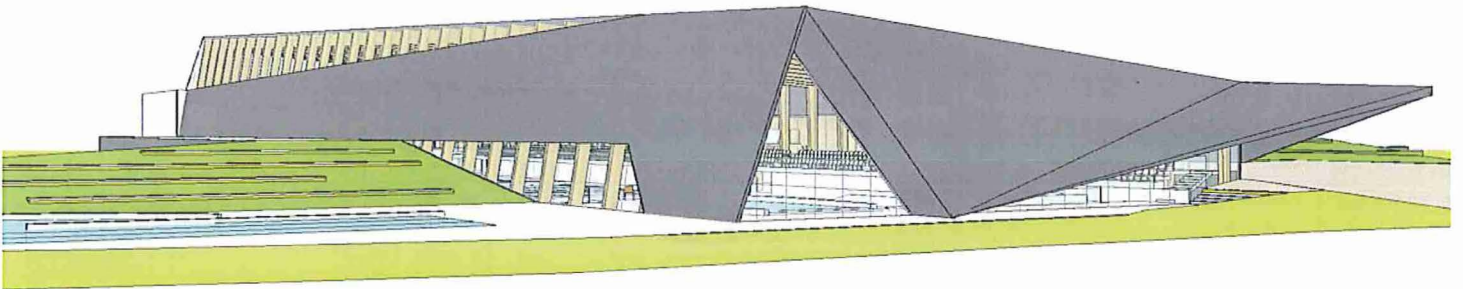
EAST VIEW FROM PARK

DRAFT #3: PHASE 2 - CONCEPTUAL MODEL

14



Aquatic Hall, looking south

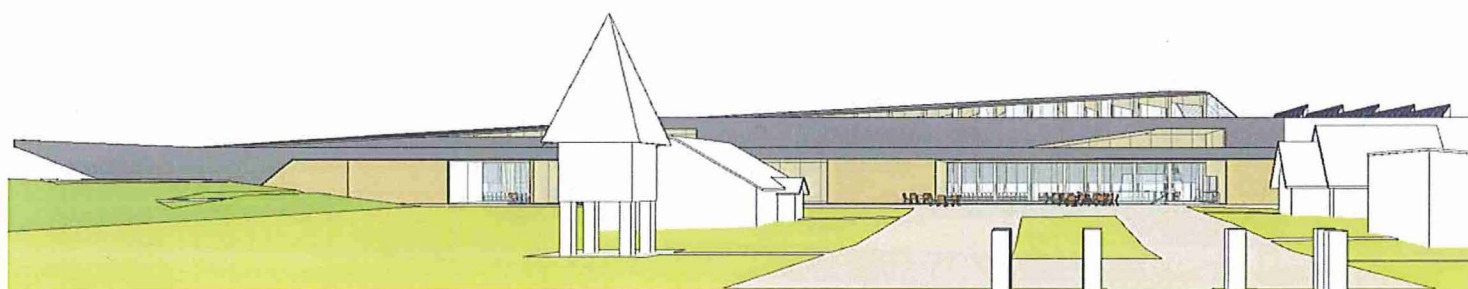


View from the South West

## 3D SKETCHES

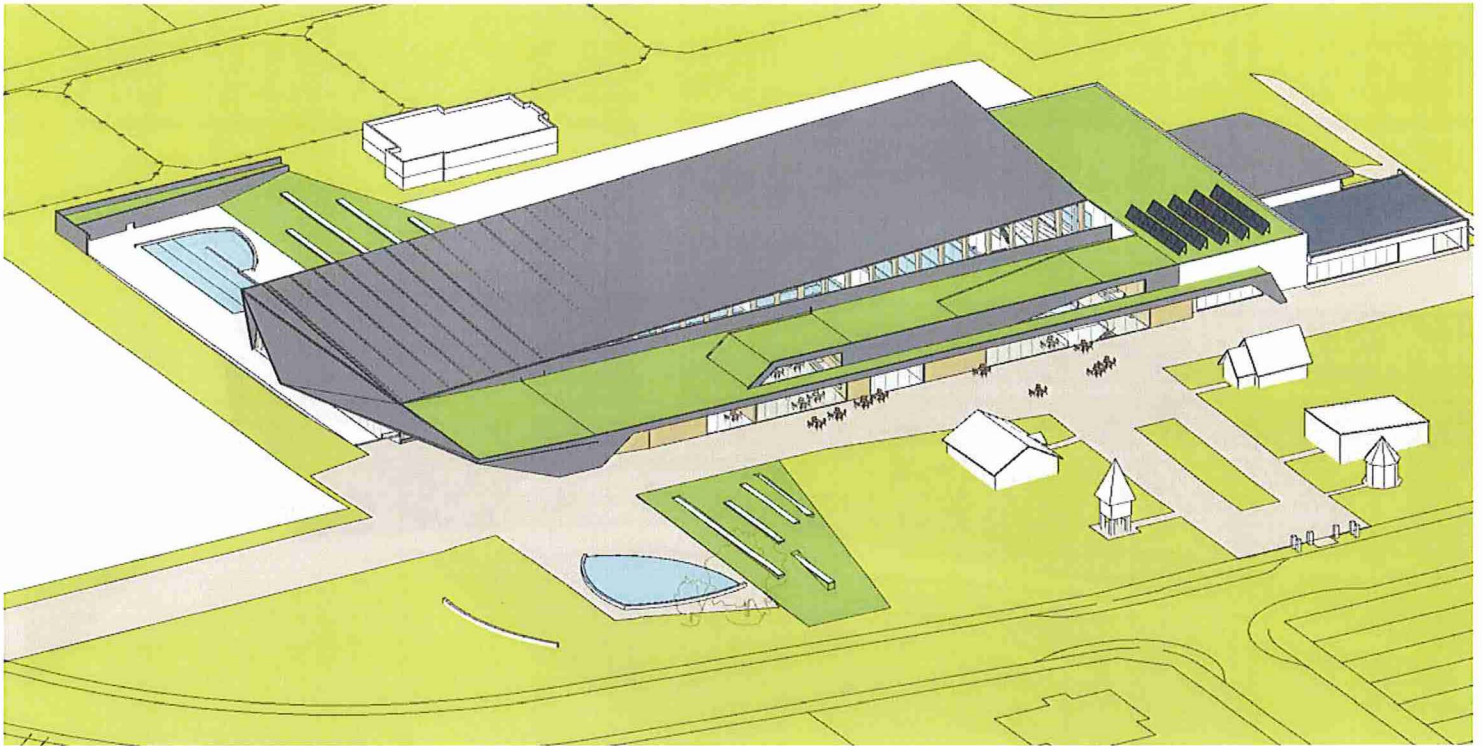


View from the South East

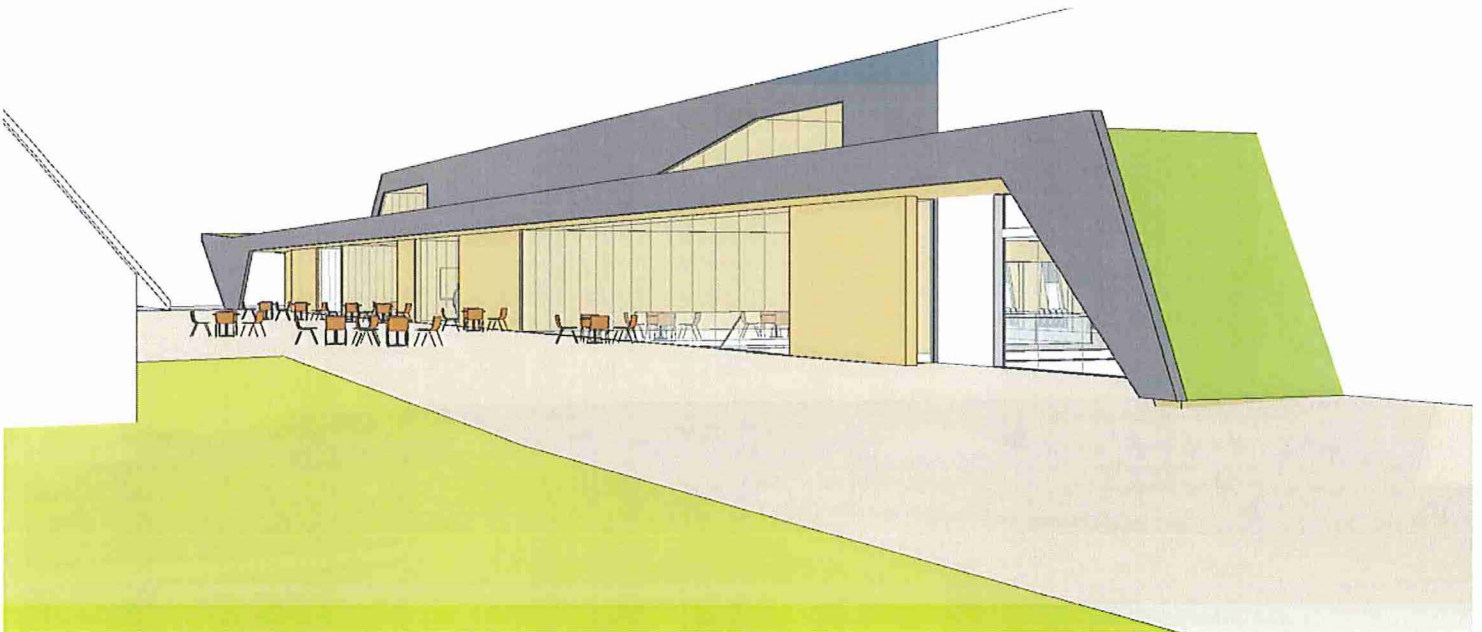


View from 47 Avenue through Heritage Square

## EXTERIOR SKETCHES



Birds Eye



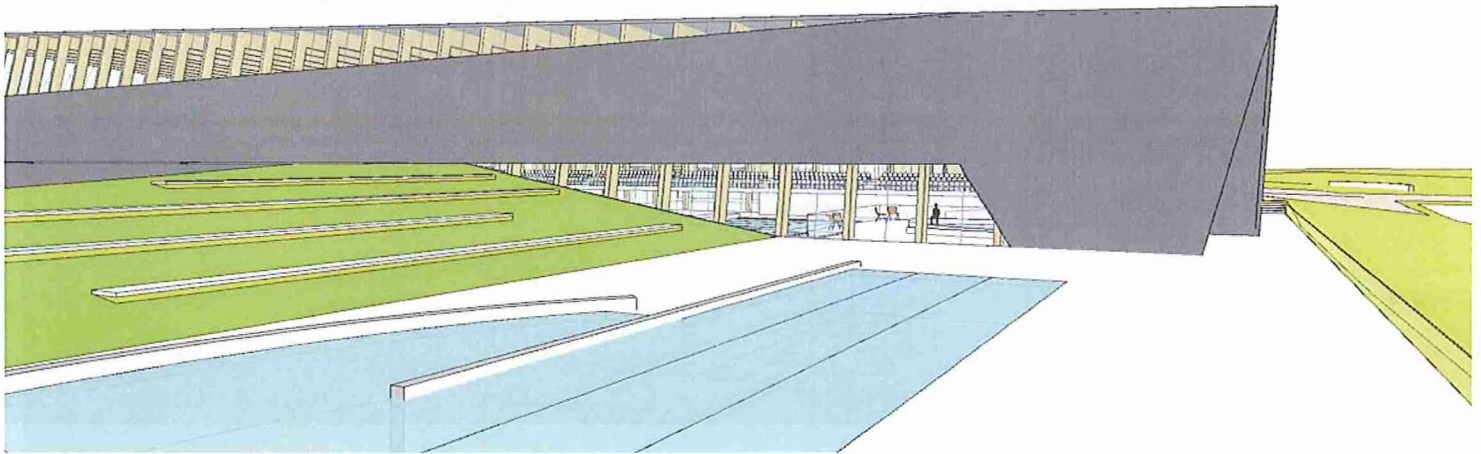
View along Promenade, from North/ East

## EXTERIOR SKETCHES

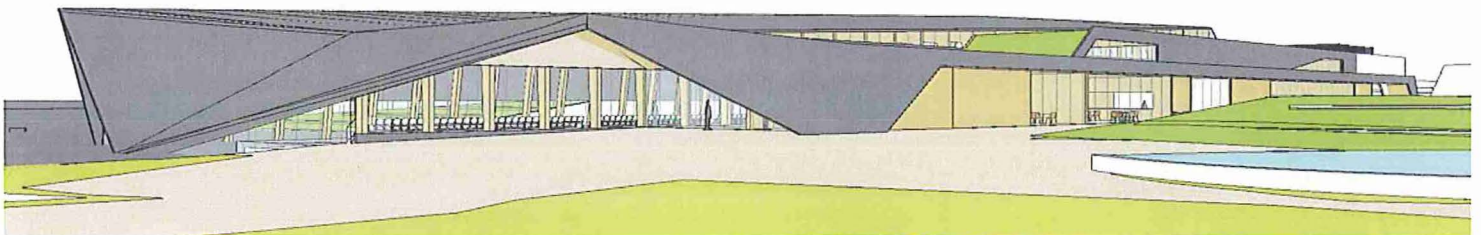
PUBLIC CONCOURSE / PROMENADE

DRAFT #3: PHASE 2 - CONCEPTUAL MODEL

17



Exterior Lap and leisure Pool



View from the South East

## EXTERIOR SKETCHES



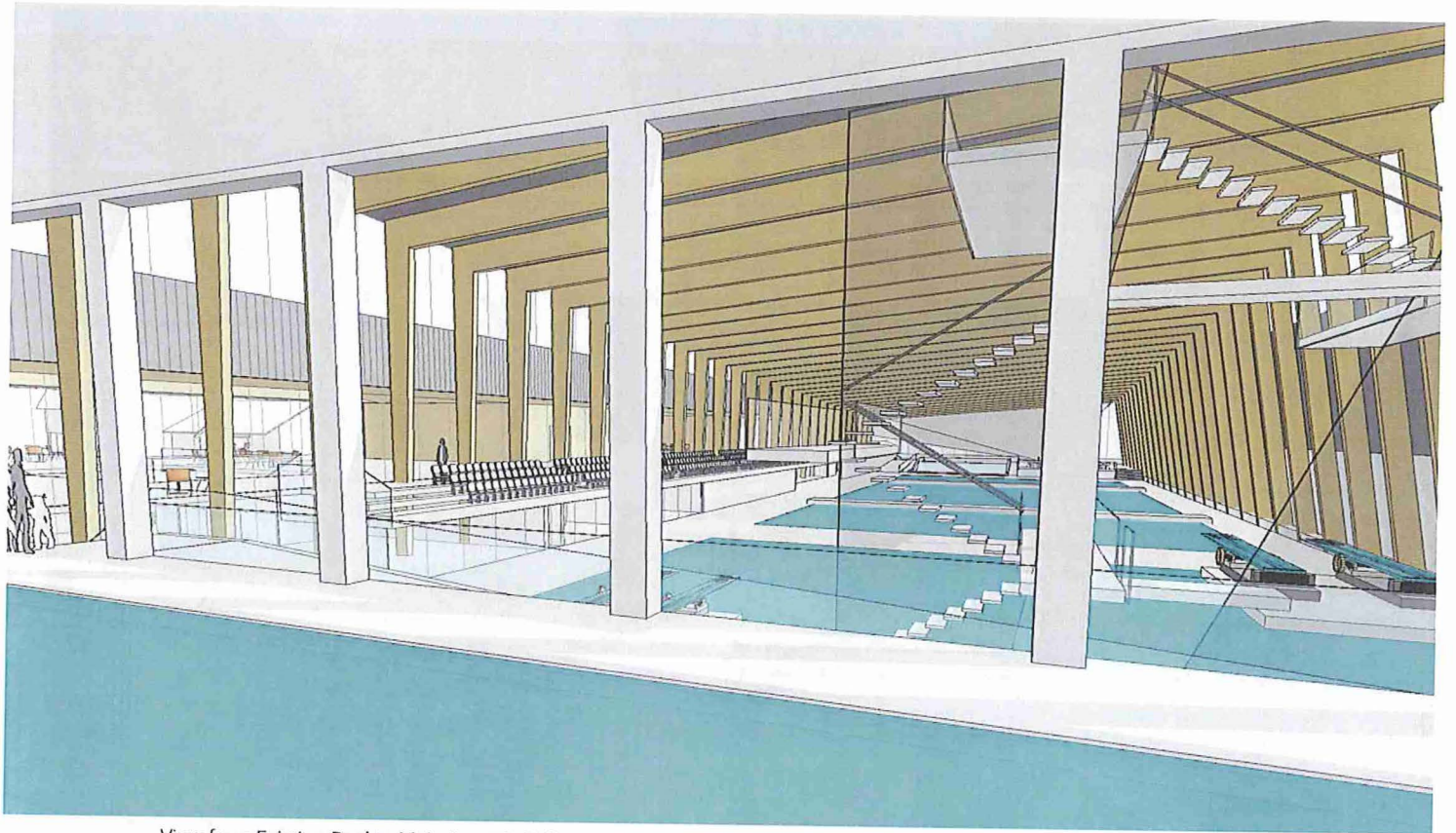
Diving Tank and Tower from lobby above

## INTERIOR SKETCHES

VIEWS FROM PUBLIC CONCOURSE INTO AQUATIC HALL

DRAFT #3: PHASE 2 - CONCEPTUAL MODEL

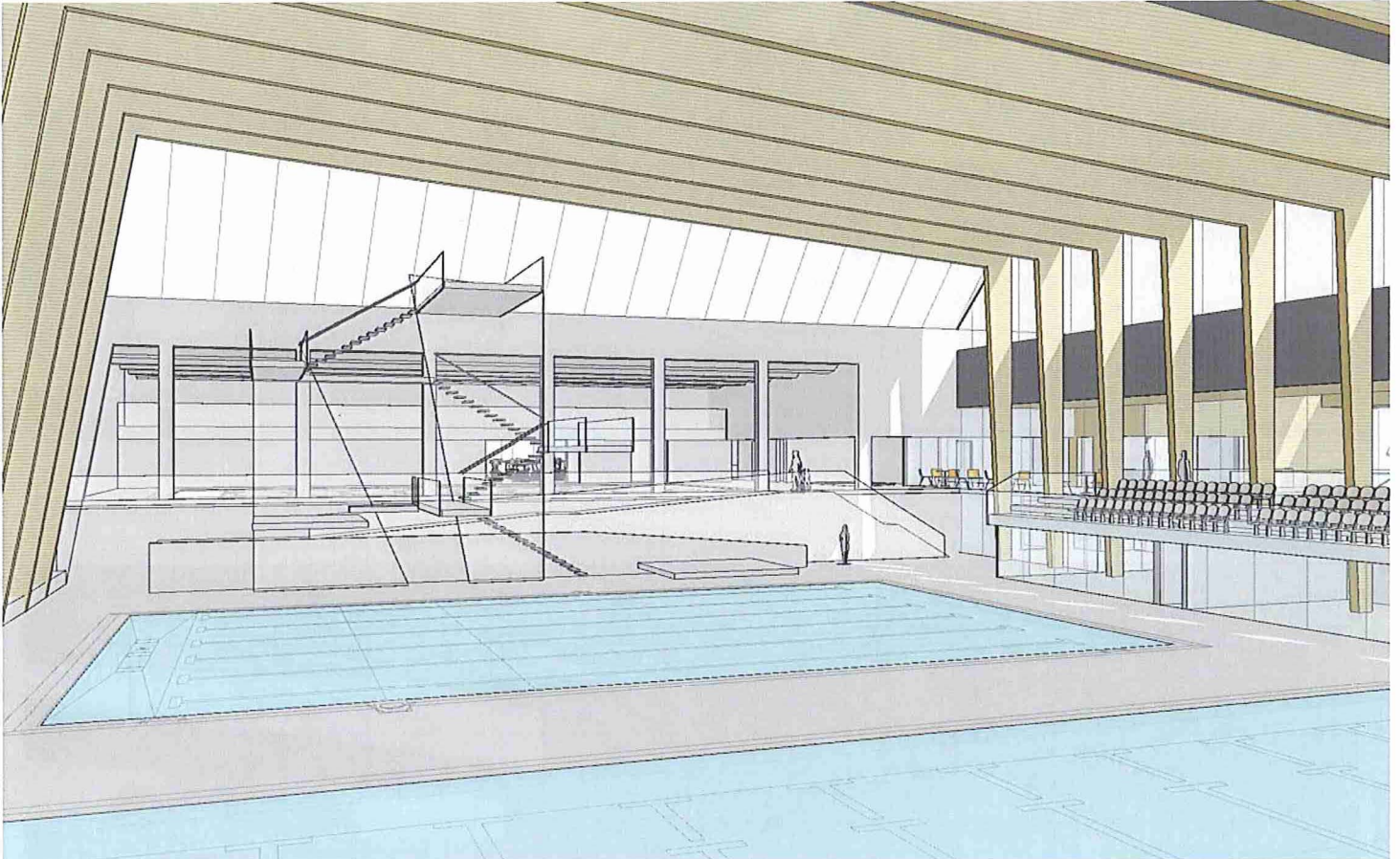
19



View from Existing Pool to Main Aquatic Hall

## INTERIOR SKETCHES

AQUATIC HALL

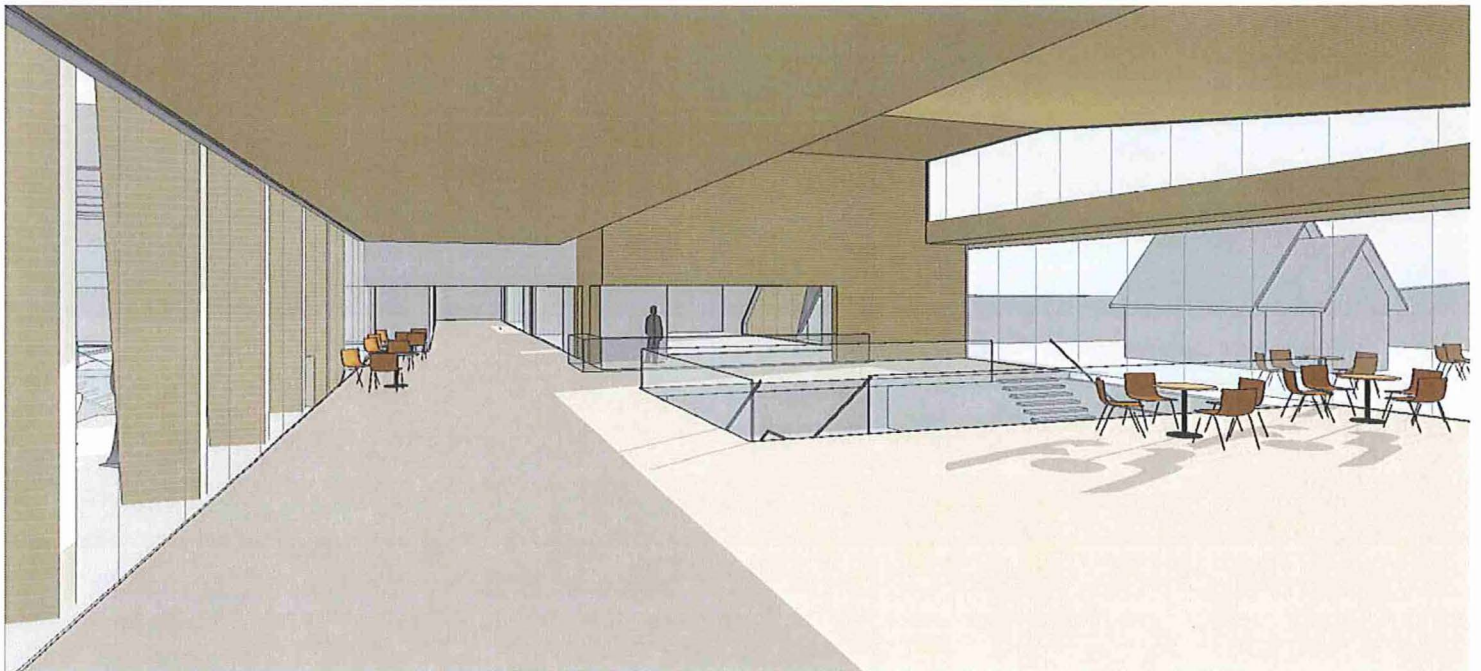


Aquatic Hall Looking North to Reception / Control Point

## INTERIOR SKETCHES



Lobby looking south past Control



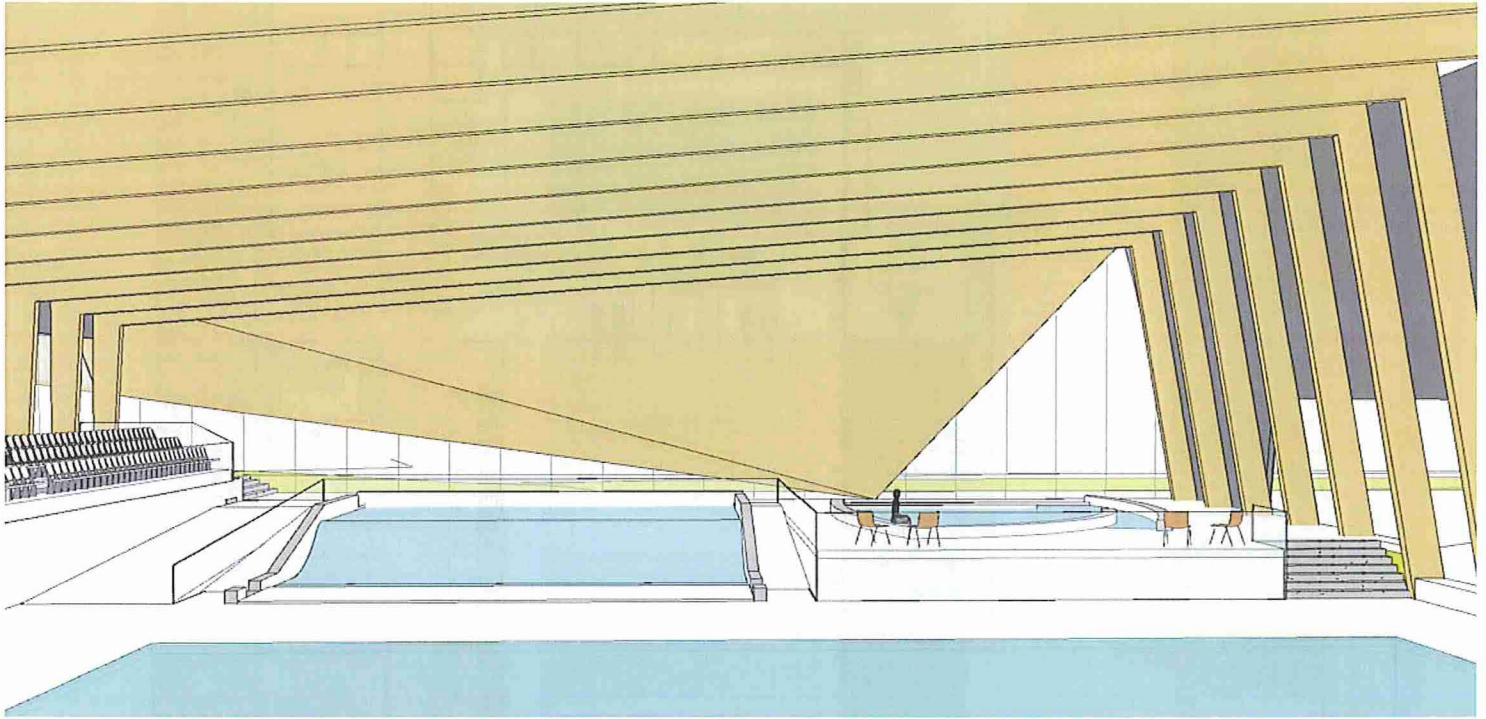
Lobby looking North

## INTERIOR SKETCHES

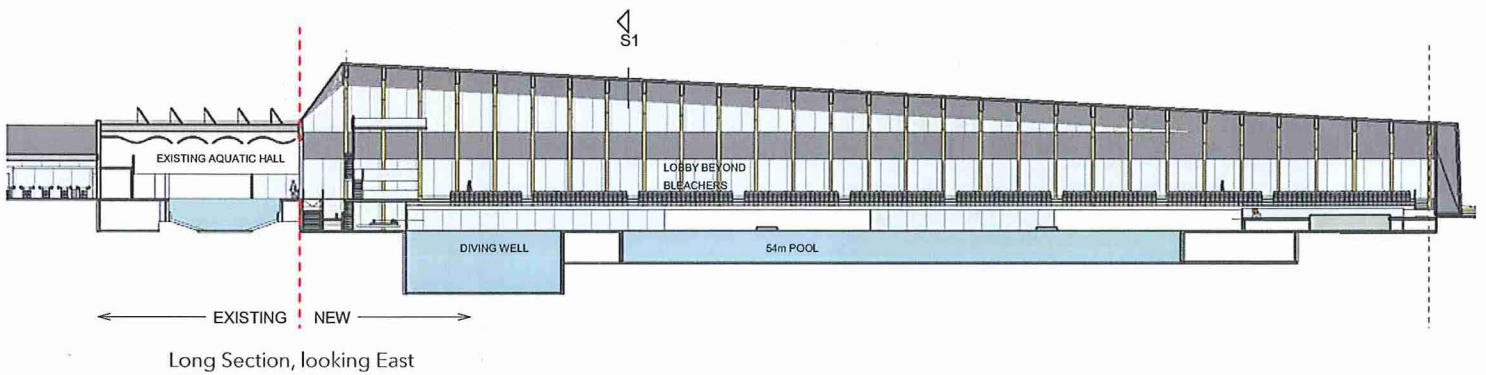
VIEWS FROM PUBLIC CONCOURSE

DRAFT #3: PHASE 2 - CONCEPTUAL MODEL

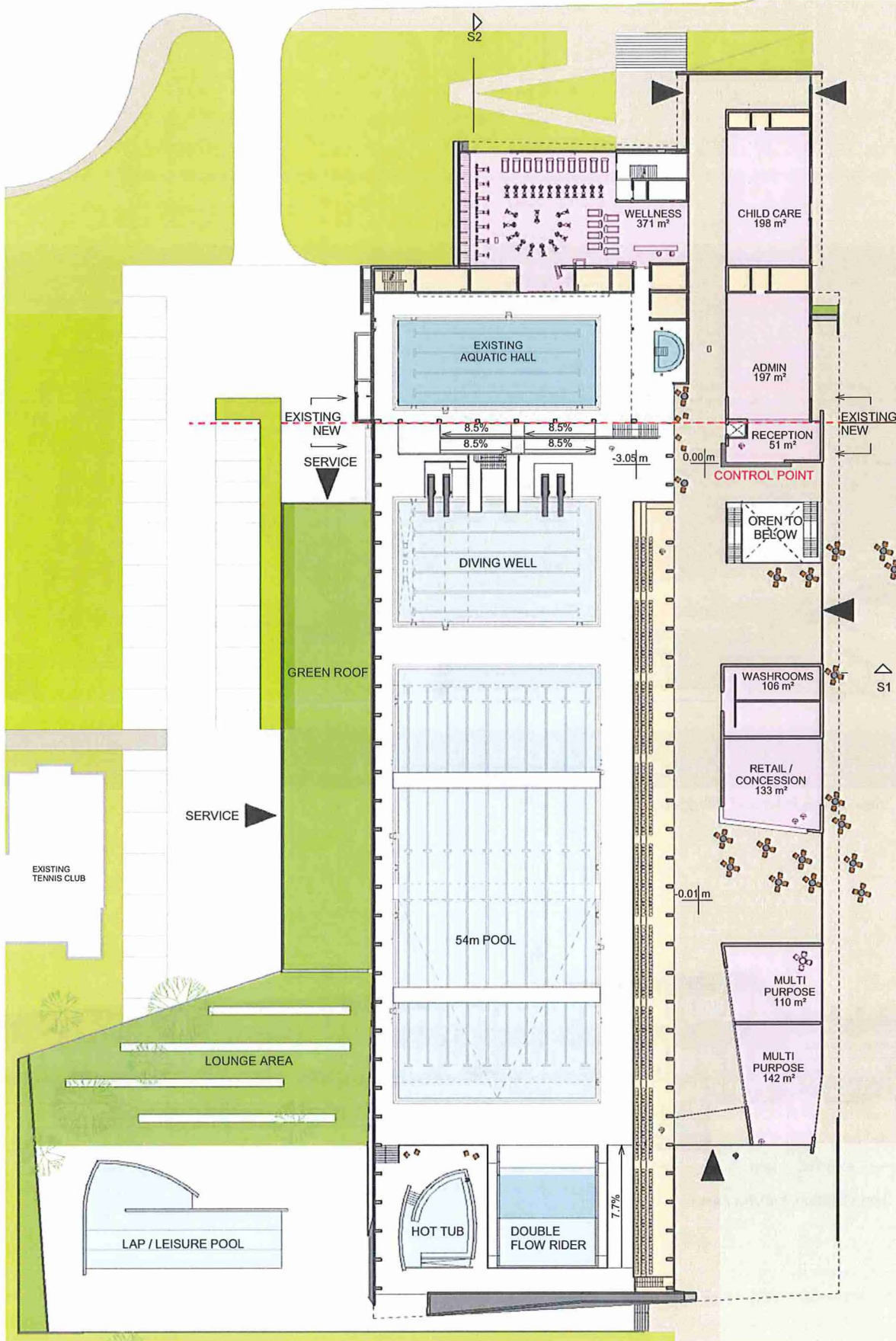
22



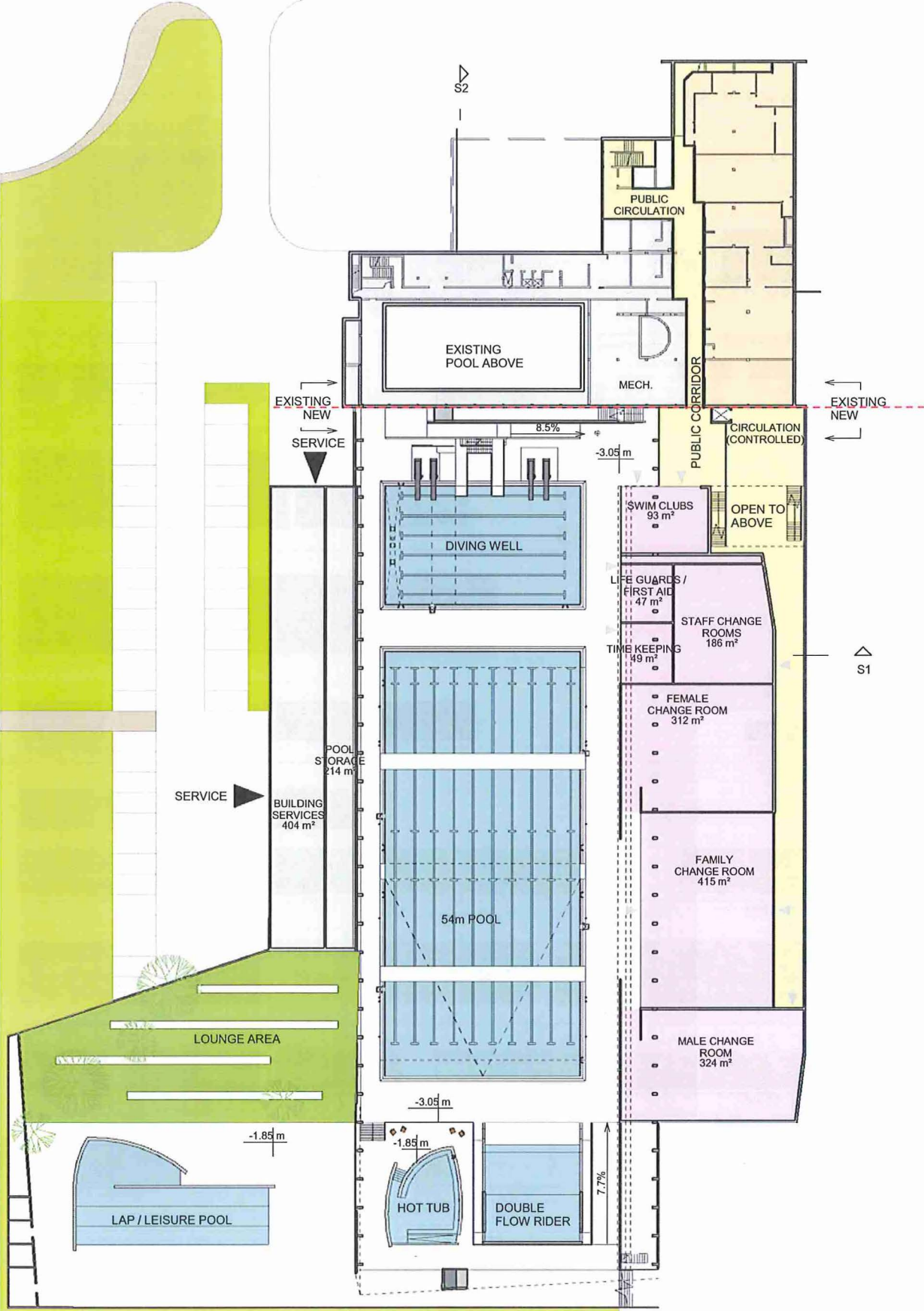
View of flow Rider and Whirlpool



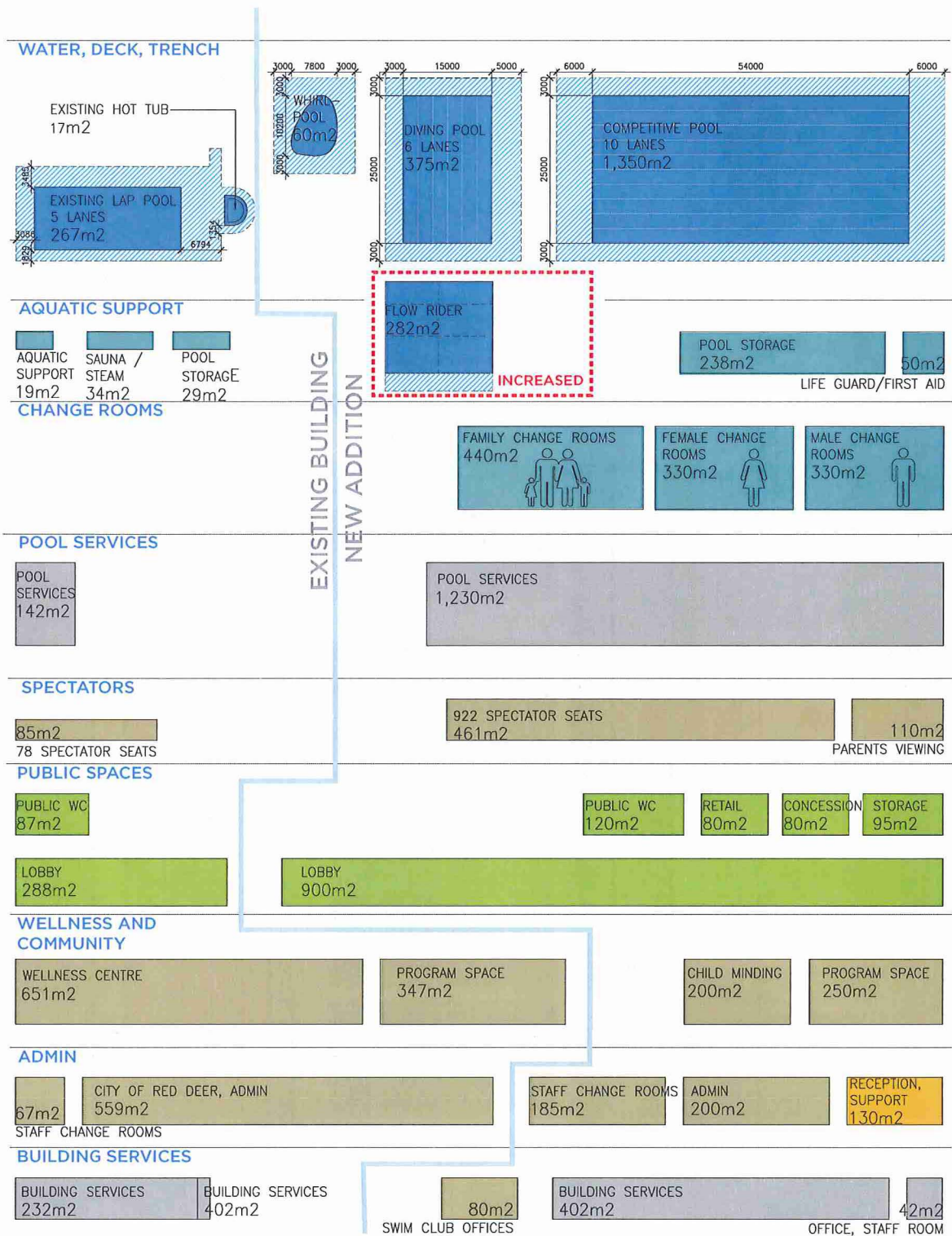
## BUILDING LONG SECTIONS



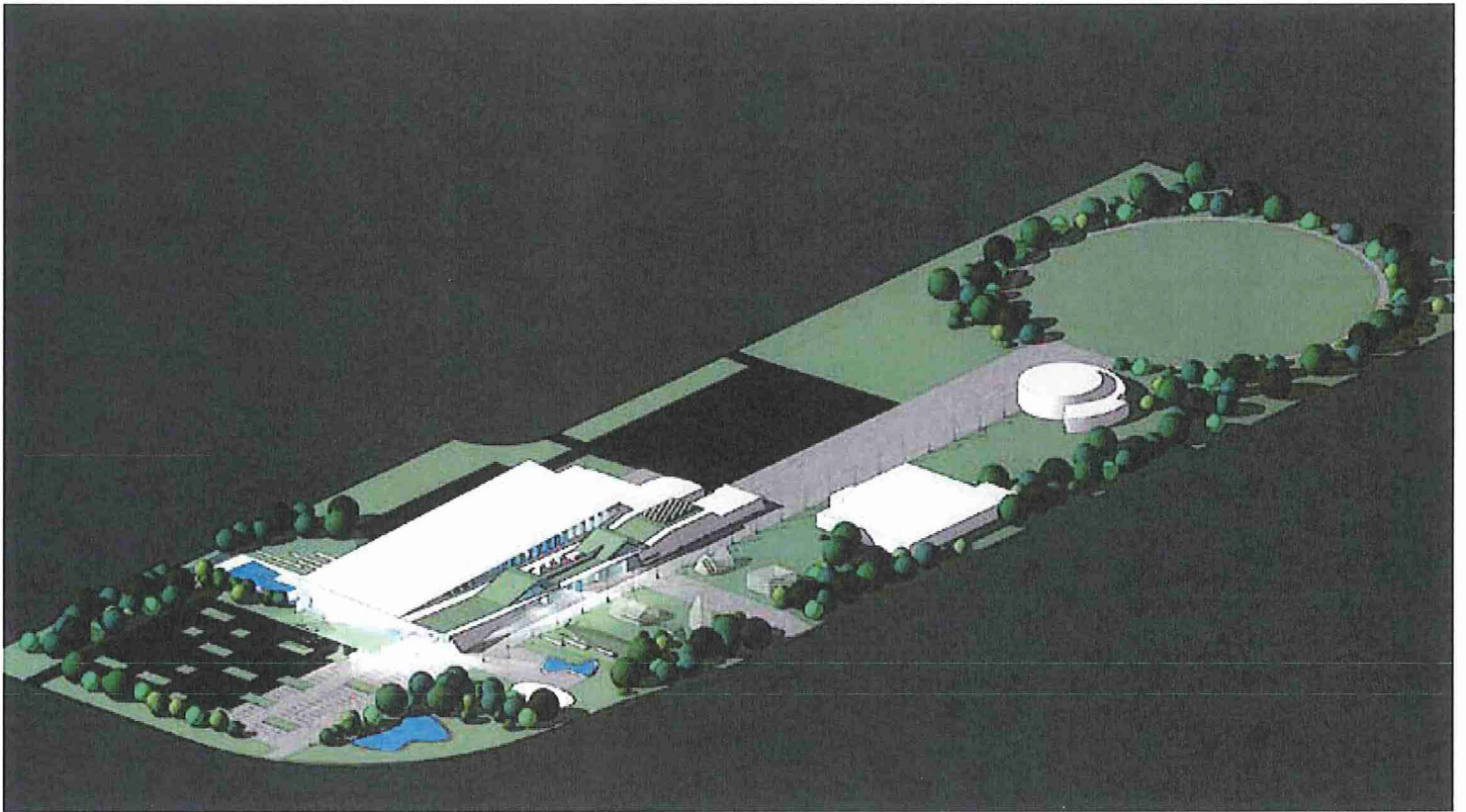
PLAN, EXISTING DECK LEVEL



PLAN, NEW DECK AND CHANGE LEVEL



SPACE INVENTORY



## EXTERIOR RENDERING

AERIAL AXO VIEW OF SITE

DRAFT #3: PHASE 2 - CONCEPTUAL MODEL

27

**Bev Greter**

**From:** Greg Scott  
**Sent:** Wednesday, May 25, 2011 4:40 PM  
**To:** 'konaab@shaw.ca'  
**Cc:** Kay Kenny; Jerry Hedlund; Bev Greter  
**Subject:** Concept Model Study Presentation to Council

Hi Jack,

There has been a change to the process and we are now making the presentation of the concept model to council at the public meeting on Monday May 30th at 3:30 p.m. Jerry has made arrangements for Ted Watson to be in town to make the presentation and answer any questions that council may have. This in place of the City Manager Briefing meeting presentation. Once the information has been finalized I will forward you a copy of the administrative report that is going forward. At this point in time please keep this info confidential until council has received the report information... they should have by the weekend.

Greg Scott, Manager  
Recreation, Parks and Culture  
City of Red Deer  
Box 5008, 4814-48 Ave.  
Red Deer, AB T4N 3T4  
403.342.8165  
[greg.scott@reddeer.ca](mailto:greg.scott@reddeer.ca)  
[www.reddeer.ca](http://www.reddeer.ca)

**Bev Greter**

**From:** Greg Scott  
**Sent:** Wednesday, May 25, 2011 3:23 PM  
**To:** Bev Greter  
**Cc:** Elaine Vincent; Lorraine Poth; Dean Krejci; Colleen Jensen; Jerry Hedlund; Kay Kenny  
**Subject:** FW: CAAC Council Report

**Attachments:** CAAC CRD Terms of Reference.pdf; CAAC CORD CONCEPT PLAN REPORT MAY 24 (3).DOC; 100418\_Conceptual Model -2.pdf

Bev attached is the administrative council report, attachment #1 (Joint Committee Terms of Reference) and the conceptual study.

Lorraine/Dean - did not circulate to you as there are no financial implications with this presentation it simply is to look at design no costing or financial planning. When the Business Plan comes forward in September FS will be involved.

We are working with our consultant in developing the presentation (10 Minutes).

Once an agenda time has been set we should let the CAAC (Jack Cuthbertson) know. It would be good to present in the afternoon as our consultant may be leaving in the evening.

Any questions or if changes are required let me know. Do you need a signed copy?

Thanks,

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---

**From:** Heather McLaren  
**Sent:** May 25, 2011 3:13 PM  
**To:** Greg Scott  
**Subject:** FW: CAAC Council Report



CAAC CRD Terms  
of Reference.pdf...



CAAC CORD  
CONCEPT PLAN REPORT

Heather

c

aren



100418\_Conceptual  
Model -2.pdf...

he City of Red Deer

• Bev - confirm time  
of 3:30  
• Greg sending  
revised 'Terms  
of Reference' marked  
'Attachment #1'.  
• will contact  
Jack Cuthbertson  
re: time for <sup>consultant</sup>  
presentation.



**DATE:** May 25, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Jerry Hedlund, Projects Superintendent  
Greg Scott, Recreation, Parks and Culture Manager

**SUBJECT:** Central Alberta Aquatics Centre – Multi-use Aquatics Centre Concept Model

---

## INTRODUCTION

A joint task team comprised of Central Alberta Aquatics Centre Members and City of Red Deer Administration has been working in collaboration on a conceptual model for a future Multi-use Aquatics Centre to be located at Rotary Recreation Park.

The purpose of this Concept Model Report, being submitted to Council as information only, is to provide Council the opportunity to see the CAAC/CORD joint task team vision for a future Multi-use Aquatics Facility to be located at Rotary Recreation Park.

It is important to note that a Multi Use Aquatics Facility is not currently place marked in the City of Red Deer 10 year Capital Plan.

## BACKGROUND

November 23, 2009, City Council approved \$200,000 of Capital Funding for the Central Alberta Aquatics Centre (CAAC) to move ahead with aquatics planning development. The funds were held in reserve until the completion of the Rotary Recreation Park and South Area Concept Plan.

May 3, 2010 a joint CAAC/CORD Task Team was formed and a Terms of Reference, Attachment #1, was presented at a meeting of Council. Council approved the use of the \$200,000 for the exploration of a multi-use aquatics centre project forward in accordance with the criteria presented in the Joint Task Team "Terms of Reference".

August 23, 2010 the Rotary Recreation Park and South Area Concept Plan was presented to Council and approved as a planning document. The CAAC/CORD Joint Task Team Project was noted in an attached document as a work in progress. Council recommended that a site analysis be undertaken to look at other sites as well as Rotary Recreation Park Site.

March 21, 2010, City Council approved Rotary Recreation Centre Park as the selected location for further Aquatics Centre Planning and Concept Modeling.

## **PROCESS**

Since receiving Council approval, March 21, 2011 on the location for a future Multi-use Aquatics Centre the consulting team of Marshall Tittermore Architects/ Marshall Jaunkalns Miller Architects began immediately to work on the Concept Modeling. Although the Concept Modeling work is not 100% complete the CAAC/CORD Joint Task Team felt it was important to have Council see the vision the CAAC/CORD Joint Task team is working towards.

The CAAC/CORD sub task team will continue to work with our Consultant Team on a Business Plan and the projected completion date for that work is September of 2011.

## **FINANCIAL ANALYSIS**

No financial implication at this time as this presentation strictly deals with concept model, no costing.

## **RECOMMENDATION**

That Council receives the Multi Use Aquatics Facility Concept Model as information.

---

Jerry Hedlund  
Projects Superintendent

---

Greg Scott,  
Recreation, Parks and Culture Manager

CC: Colleen Jensen, Director of Community Services  
Lorraine Poth, Director of Corporate Services  
Dean, Krejci, Financial Services Manager  
Jack Cuthbertson, Joint Committee Chair Person

/Attachments

*Central Alberta Aquatic Centre / City of Red Deer*  
*Joint Task Team*  
**TERMS OF REFERENCE**

*The Central Alberta Aquatic Centre (CAAC)* is a coalition of aquatic users. CAAC exists to promote and facilitate the construction of a multi use aquatic facility in Red Deer.

*The CAAC / CORD Joint Task Team (Task Team)* is a collaboration of stakeholders whose task is to ensure that the \$200,000 allocated is used in an effective and efficient manner. The purpose is to develop a plan for a facility that will accommodate a full spectrum of aquatic amenities that can be used for traditional and non-traditional opportunities. This mandate may extend beyond the immediate Terms of Reference guiding the expenditure of the \$200,000.

**Task Team Principles:** Our Task Team will work in a collaborative, respectful way to achieve:

- Accountability
- Clear Direction
- Transparency
- Definable Next Steps
- Measurable Outcomes

**Vision:** An aquatic jewel promoting pride of place, people and programs

**Mission:** Through collaborative relationships, prudent planning and innovative programs, a new aquatic facility will enhance and promote community health and wellness, active lifestyles, and excellence in aquatics within our growing community.

**Roles & Responsibilities:** Members of the Task Team are as designated by CAAC and The City. Co-Chairmanship of the Task Team will consist of one member from each partner with regular rotation of chairs. They will ensure that meeting agendas, minutes, discussion, guidance on process, notice of meetings, and follow up are effectively completed. Task Team decision making will be determined, whenever possible, by consensus. If a vote is required, each partner will have an equal number of votes. Where agreement cannot be reached, the Community Services Director will mediate to arrive at a decision which is in the best interests of both partners.

**Moving Forward:** The Task Team recommends utilizing the allocated funds to undertake three major planning initiatives as follows:

• Business Plan	\$25,000
• Concept Model, including physical program elements	\$150,000
• Community Awareness	\$25,000
Total Funding:	<u>\$200,000</u>

It should be noted that these amounts are approximate pending further research into actual costs; however, the total expended amount will not surpass \$200,000.

**Business Plan and Operating Model:** Contract a knowledgeable, skilled source to prepare an innovative and realistic business plan for the facility including but not limited to philosophy, collaborative process, economic impact, public relations, fund raising, uses, sustainability, timelines, anticipated capital costs, preferred operating model, projected revenues and expenditures.

**Concept Model:** Contract an experienced firm to prepare a preferred concept model, including artist's renderings, that integrates the physical structure, appropriate architectural program elements, and the existing Recreation Centre within Rotary Recreation Park.

**Community Awareness:** To create broad awareness of the concept plan for a new aquatic facility in response to the expressed community need.

**Bev Greter**

BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

**From:** Kay Kenny  
**Sent:** Wednesday, May 25, 2011 3:45 PM  
**To:** Bev Greter  
**Cc:** Greg Scott; Jerry Hedlund  
**Subject:** RE: CAAC Council Report

Jack Cuthbertson's contact information is:

[konaab@shaw.ca](mailto:konaab@shaw.ca)

Phone: 403-346-5990

*Kay Kenny, Recreation Superintendent  
City of Red Deer  
Recreation, Parks and Culture  
Phone 403.309.8418  
[kay.kenny@reddeer.ca](mailto:kay.kenny@reddeer.ca)*

---

**From:** Bev Greter  
**Sent:** May 25, 2011 3:30 PM  
**To:** Greg Scott  
**Cc:** Elaine Vincent; Lorraine Poth; Dean Krejci; Colleen Jensen; Jerry Hedlund; Kay Kenny  
**Subject:** RE: CAAC Council Report

Thanks Greg. Elaine will review and we'll get back to you if there are any questions.

As well, the time for this presentation has been tentatively scheduled for 3:30. Once we have a confirmed time you can contact the consultant and I will contact Jim Cuthbertson. Can you have someone in your office provide me his contact information?

Thanks,  
Bev

Bev Greter  
Corporate Meeting Coordinator  
Legislative & Governance Services  
Phone: 403.342.8201  
[Bev.greter@reddeer.ca](mailto:Bev.greter@reddeer.ca)  
[www.reddeer.ca](http://www.reddeer.ca)

---

**From:** Greg Scott

**Sent:** Wednesday, May 25, 2011 3:23 PM

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**Cc:** Elaine Vincent; Lorraine Poth; Dean Krejci; Colleen Jensen; Jerry Hedlund; Kay Kenny

**Subject:** FW: CAAC Council Report

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Any questions or if changes are required let me know. Do you need a signed copy?

Thanks,

Greg Scott, Manager  
Recreation, Parks and Culture  
City of Red Deer  
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**To:** Greg Scott  
**Subject:** FW: CAAC Council Report

Heather << File: CAAC CRD Terms of Reference.pdf >> c << File: CAAC CORD CONCEPT PLAN REPORT MAY 24 (3).DOC >> aren

<< File: 100418\_Conceptual Model -2.pdf >> he City of Red Deer

Community Services Senior Admin Assistant  
Recreation Parks & Culture Department

Phone: 1-403-342-8159

Fax: 1-403-342-8222

Email: [heather.mclaren@reddeer.ca](mailto:heather.mclaren@reddeer.ca)

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BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

*Elaine Vincent*

Manager, Legislative and Governance Services

The City of Red Deer

Phone: 403-342-8134

Fax: 403-346-6195

[elaine.vincent@reddeer.ca](mailto:elaine.vincent@reddeer.ca)

---

**From:** Greg Scott  
**Sent:** Thursday, April 28, 2011 2:53 PM  
**To:** Kay Kenny; Jerry Hedlund  
**Cc:** Colleen Jensen; Elaine Vincent  
**Subject:** Two things

1. Regarding the CAAC and the process forward Elaine supports presenting the concept model at a City Managers Briefing meeting, then when completed the same for the business plan. I do not think we need the consultants for this presentation I thought perhaps Jerry you could lead the presentation with Kay's assistance. I could introduce and speak to the overall CAAC/City relationship relating to this process and the fact at this time the facility is not a City approved project but a project being driven by CAAC. I believe you mentioned that the plan should be completed in a few weeks. Not sure Elaine when you want to schedule this for?

2. Elaine and I discussed the letter sent from Thomas Ashton to the Mayor and Councillors regarding the Lawn Bowling green. It is our feeling that a report responding the points Mr. Ashton raises needs to go to public Council on May 16th. We will need to have the report to LGS by mid next week. Kay I know you are working on this. As we discussed if the report could provide council with an overview of how we got to where we are today and outline some potential options for moving forward Council will then have to make a decision as to what they want.

Greg Scott, Manager  
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## Christine Kenzie

---

**From:** Greg Scott  
**Sent:** April 29, 2011 11:38 AM  
**To:** Christine Kenzie; Elaine Vincent  
**Cc:** Kay Kenny; Jerry Hedlund  
**Subject:** RE: Two things

I think we should take this time slot. 30 minutes would be fine. June 27th is to far out.  
Kay/Jerry I hope we will have the plan finalized by then... it gives us basically 4 weeks.

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---

**From:** Christine Kenzie  
**Sent:** April 29, 2011 11:34 AM  
**To:** Elaine Vincent  
**Cc:** Greg Scott  
**Subject:** RE: Two things

For the May 30th City Manager's Briefing Meeting -- we have the Budget Guidelines for 1 hour scheduled, as well as the discussion regarding the Museum contract which may take 1 hour. We could include the CAAC item on May 30th - for 1/2 hour. There may be a presentation by Ilian DeJong re homelessness on May 30th -- but I have not had a confirmation from Social Planning if the May 30th date will work.

June 27th would be the next date for CMB presentation.

**Christine Kenzie | Corporate Meeting Coordinator**  
Legislative & Governance Services | The City of Red Deer  
D 403.356.8978 | F 403.346.6195  
[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)

---

**From:** Elaine Vincent  
**Sent:** April 29, 2011 11:16 AM  
**To:** Christine Kenzie  
**Subject:** FW: Two things

Christine for the first item do we have an opening on May 30th or later... we would need about half an hour on CMB?

Can you let Greg and I know what is available.

Thanks,

**Christine Kenzie**

---

**From:** Greg Scott  
**Sent:** May 02, 2011 7:54 AM  
**To:** Christine Kenzie; Kay Kenny; Elaine Vincent  
**Cc:** Jerry Hedlund; Colleen Jensen  
**Subject:** RE: Two things

Thanks.

Jerry/Kay - we will have to talk at some point as to what the presentation will look like.

Greg Scott, Manager  
Recreation, Parks and Culture  
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---

**From:** Christine Kenzie  
**Sent:** April 29, 2011 4:05 PM  
**To:** Kay Kenny; Greg Scott; Elaine Vincent  
**Cc:** Jerry Hedlund  
**Subject:** RE: Two things

I'll put you in for May 30th - City Manager's Briefing. Will confirm time closer to the date.

**Christine Kenzie | Corporate Meeting Coordinator**  
Legislative & Governance Services | The City of Red Deer  
D 403.356.8978 | F 403.346.6195  
[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)

---

**From:** Kay Kenny  
**Sent:** April 29, 2011 2:31 PM  
**To:** Greg Scott; Christine Kenzie; Elaine Vincent  
**Cc:** Jerry Hedlund  
**Subject:** RE: Two things

I agree, Greg. Jerry and I will make sure we are ready to go.

*Kay Kenny, Recreation Superintendent*  
*City of Red Deer*  
*Recreation, Parks and Culture*  
*Phone 403.309.8418*  
[kay.kenny@reddeer.ca](mailto:kay.kenny@reddeer.ca)

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*Elaine Vincent*  
Manager, Legislative and Governance Services

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elaine.vincent@reddeer.ca

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**Subject:** Two things

1. Regarding the CAAC and the process forward Elaine supports presenting the concept model at a City Managers Briefing meeting, then when completed the same for the business plan. I do not think we need the consultants for this presentation I thought perhaps Jerry you could lead the presentation with Kay's assistance. I could introduce and speak to the overall CAAC/City relationship relating to this process and the fact at this time the facility is not a City approved project but a project being driven by CAAC. I believe you mentioned that the plan should be completed in a few weeks. Not sure Elaine when you want to schedule this for?

2. Elaine and I discussed the letter sent from Thomas Ashton to the Mayor and Councillors regarding the Lawn Bowling green. It is our feeling that a report responding the points Mr. Ashton raises needs to go to public Council on May 16th. We will need to have the report to LGS by mid next week. Kay I know you are working on this. As we discussed if the report could provide council with an overview of how we got to where we are today and outline some potential options for moving forward Council will then have to make a decision as to what they want.

Greg Scott, Manager  
Recreation, Parks and Culture  
City of Red Deer  
Box 5008, 4814-48 Ave.  
Red Deer, AB T4N 3T4  
403.342.8165  
[greg.scott@reddeer.ca](mailto:greg.scott@reddeer.ca)  
[www.reddeer.ca](http://www.reddeer.ca)



Legislative & Governance Services

**DATE:** May 25, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Change in Start Time - June 13, 2011 Council Meeting

---

Due to a large volume of items Administration is recommending that the start time for the Monday, June 13, 2011 Regular Council Meeting be changed to 1:00 P.M. from 3:00 P.M.

**Recommendation**

That Council consider changing the start time for the June 13, 2011 Council meeting to 1:00 P.M.

A handwritten signature in cursive script, appearing to read 'Elaine Vincent'.

Elaine Vincent  
Manager

**Comments:**

I support the recommendation of Administration.

“Craig Curtis”  
City Manager

**DATE:** June 2, 2011  
**TO:** Frieda McDougall, Deputy City Clerk  
**FROM:** Elaine Vincent, Legislative & Governance Services Manager  
**SUBJECT:** Change in Start Time – June 13, 2011 Regular Council Meeting

---

**Reference:**

Legislative & Governance Services Manager, dated May 25, 2011.

**Resolution:**

The following resolutions were passed during the regular Council meeting held on Monday, May 30, 2011:

**“Resolved** that Council of The City of Red Deer hereby agrees to change the start time of the June 13, 2011 Regular Council Meeting to 1:00 p.m.”

**Back to Council:** No

**Comments/Further Action:**

This office will coordinate public notification of the time change.



Elaine Vincent  
Legislative & Governance Services Manager

c Corporate Meeting Coordinator

ORIGINAL



Legislative & Governance Services

**DATE:** May 25, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Change in Start Time - June 13, 2011 Council Meeting

---

Due to a large volume of items Administration is recommending that the start time for the Monday, June 13, 2011 Regular Council Meeting be changed to 1:00 P.M. from 3:00 P.M.

**Recommendation**

That Council consider changing the start time for the June 13, 2011 Council meeting to 1:00 P.M.

A handwritten signature in cursive script, appearing to read 'Elaine Vincent'.

Elaine Vincent  
Manager



Office of The Mayor and City Manager

**Date:** May 24, 2011  
**To:** Craig Curtis, City Manager  
**From:** Lisa Perkins, Corporate Strategist  
**Subject:** Council response to Highway 2/QE II Functional Planning Study

---

**Background:**

Alberta Transportation is conducting a functional planning study for Highway 2/QE II.

Consultation between The City of Red Deer and Alberta Transportation have included written comments and a joint meeting with the consultants, Alberta Transportation and members of City and County Council. A report from Engineering Services that summarizes this consultation is attached. A summary of the key points from the joint meeting held on February 6 was reviewed by City Council on May 17, 2011 and a letter from the City Manager to the Deputy Minister of Alberta formalizing these comments was sent. This letter is also attached.

**Discussion:**

Alberta Transportation is ready to release the report signaling the consultation is complete.

Based on the February 6<sup>th</sup> meeting and the correspondence with the consultant, we recommend that Council formally acknowledge its position to Alberta Transportation..

**Recommendation:**

That Council formally approves the letter sent to Alberta Transportation and request a copy is sent to the Minister of Alberta Transportation.

Lisa M. Perkins  
Corporate Strategist  
Office of the Mayor and City Manager



**Date:** May 24, 2011

**To:** City Manager

**From:** Engineering Services Manager

**Re:** Alberta Transportation - Highway 2/ QE-II Functional Planning Study

Engineering Services has been working with Alberta Transportation (AT) to address comments from City Council regarding the Highway 2/QE-II Functional Planning Study. Comments were provided in the form of written comments in December 2010 and at a joint County/City Council Meeting of February 2011. The following is a summary of the issues and AT responses to date.

1. The two lane northbound entrance into the city from QE-II be maintained.
  - The Functional Plan shows only a single northbound lane entering the City from Highway 2 at Gaetz Avenue. The ultimate plan will allow for future expansion to two lanes as traffic volumes increase.
  - Acknowledges this as a future responsibility of the Province.
  - AT does not support advancing the construction of the two lane entrance to Gaetz Avenue. Reasons cited include the following: over building the entrance at this time will lead to operational concerns, and construction of the second access is not possible until the County undertakes improvements to its service road on the east side of Gasoline Alley.
2. Functional Plan shows a single southbound lane exiting the City from Gaetz Avenue to QE-II.
  - AT does not support constructing a second access exiting Gaetz Avenue at this time due to low traffic volumes. Currently there is only a single access.
  - AT acknowledges that the single southbound ramp exiting the City will need to be widened to two lanes at some point in the future. The flyover structure being proposed for construction will allow for future widening.
  - This will be at the expense of the Province.

3. Other modes of transportation (transit, pedestrian and other active modes of transportation) should be continued to be considered in AT's planning of the area.
  - Space for future trail connections underneath the flyovers on Highway 2A (Taylor Drive) is being allowed to accommodate alternative forms of transportation.
  - The City will be required to connect a trail from the intersection of Taylor Drive/19 Street to QE-II rights-of-way.
  - No other allowances are made on the plan as AT does not permit these other utilizations of the QE-II rights-of-way.
4. The future high speed rail corridor and a potential stop in Red Deer be considered as part of its transportation planning for the area.
  - No consideration of this is being made by AT at this time.

### **Recommendation**

At this time, Engineering Services has explored all avenues available. It is recommended that if these items are not to Council's satisfaction, they be further reviewed as an advocacy item and be pursued on that level.



Frank Colosimo, P.Eng.  
Engineering Services Manager

# HIGHWAY 2/QEII PUBLIC INVOLVEMENT PROGRAM

## MACKENZIE ROAD TO 32ND STREET

### BACKGROUND

Alberta Transportation, has retained AECOM to initiate the detailed design of the Highway 2/QEII corridor between the 32<sup>nd</sup> Street interchange on the north and the MacKenzie Road interchange on the south.

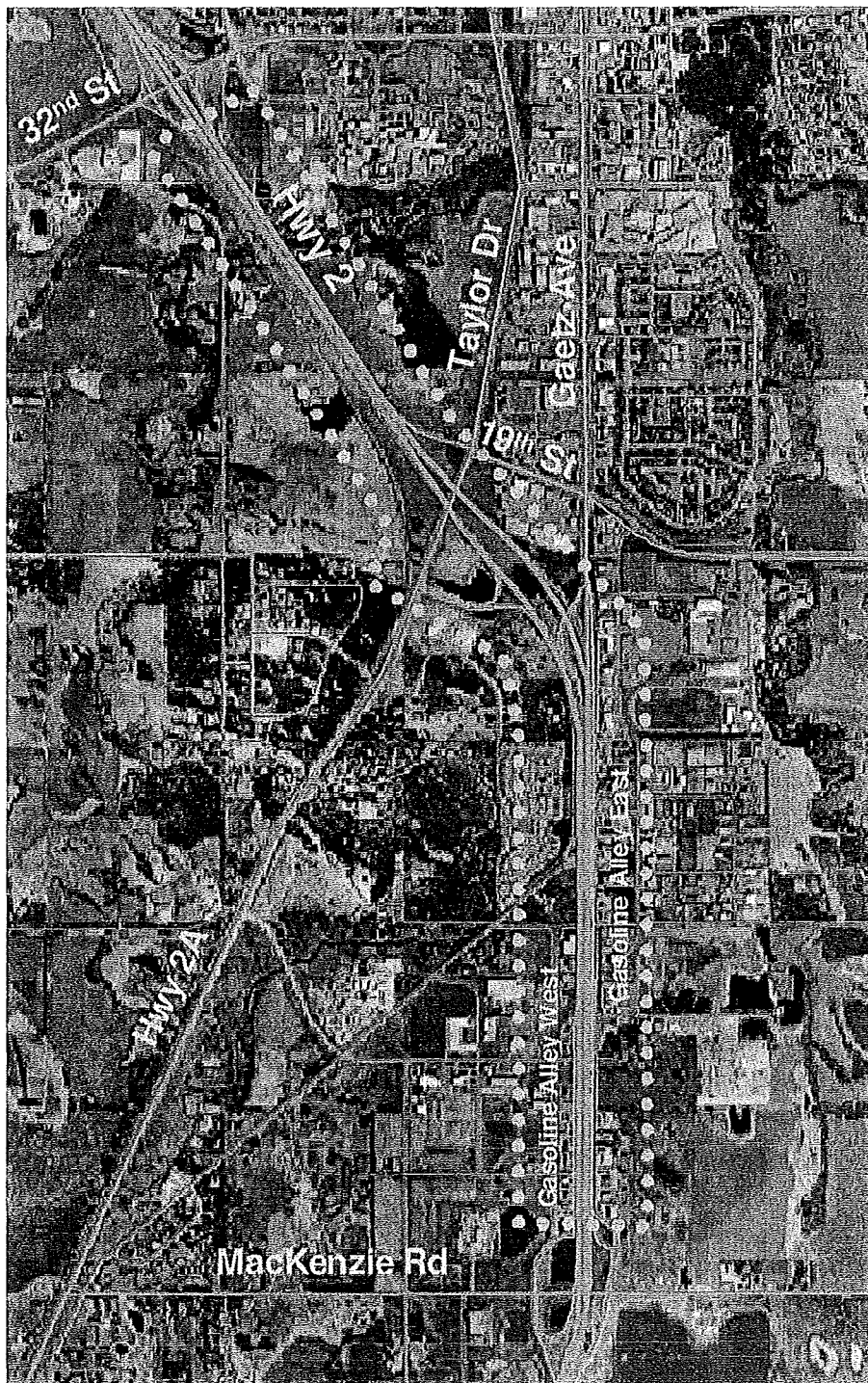
CastleGlenn Consultants has been retained to initiate a Public Involvement Program that would address the proposed improvements.

### THE EXISTING CORRIDOR

This section of Highway 2 has a posted speed of 110 kph. Current two-way traffic volumes accommodate up to 34,000 vehicles per-day. Heavy vehicle traffic, which includes trucks, singles/semis & buses, account for approximately 10% of the Highway 2 QEII traffic. The existing southbound Gaetz Avenue structure poses weaving concerns, as Red Deer local traffic mixes with QEII highway traffic.

### FORECAST TRAFFIC

Long-term traffic forecasts on this section of the QEII corridor indicate the potential to ultimately double from current levels.



**Highway 2/QEII Public Involvement Program****PROPOSED CORRIDOR IMPROVEMENTS**

The proposed improvements are intended to provide for:

- a widening of the Highway 2 QEII corridor from the existing two lane cross-section in the vicinity of the Taylor Drive/19th Avenue/Highway 2A interchange to a three-lane cross-section in each direction;
- a new Gaetz Avenue Structure that would connect directly to the Gasoline Alley West community (rather than the inside QEII lanes) that would provide a smooth transition for local traffic without having to accelerate and weave through freeway QEII traffic to reach the community;
- a new local collector roadway system serving both the northbound and southbound directions of travel to accommodate the requirements for local traffic;
- a new two lane on-ramp that connects the southbound local collector lanes to the Gasoline Alley West Community and the QEII corridor southbound lanes; and
- new northbound collector lanes that would provide access to Gaetz Avenue, the Taylor Drive/19th Avenue/Hwy 2A intersection and the QEII northbound lanes.

**BENEFITS OF THE IMPROVEMENTS**

Alberta Transportation is planning for the future by assuring that plans are in place that would permit the QEII corridor to be upgraded. The proposed improvements include:

- Enhanced Accessibility:
  - NB-Off Ramps onto the East Collector Roadway;
  - local Access to the Taylor Drive/19th Avenue/Highway 2A Loop Ramp;
  - access from/to QEII to/from Gaetz Avenue;
  - access from/to Gasoline Alley East Community to QEII NB Lanes;
  - access from/to Gasoline Alley West Community to QEII SB Lanes;
  - access from/to QEII from Hwy 2A./Taylor Drive; and
  - access from/to new Gaetz Avenue Structure to Gasoline Alley West Community.
- Smoother transitions from Local (lower speed) roadway network to QEII freeway environment.
- Current southbound weaving concerns are eliminated.

**PUBLIC INVOLVEMENT**

The study team wishes to provide Alberta Transportation with a thorough review of concerns, issues and potential suggestions related to the proposed QEII and collector-distributor roadway improvements.

Your involvement in this process is essential to the success of the project.

Please complete the comment sheet that has been provided. All comments are to be reviewed, summarized and responded to.

*The detailed design of the QEII project is to provide a construction staging strategy. A separate traffic management strategy is to addresses each sequential construction stage of the proposed Improvements.*

For more information on this planning study, please contact Mr. Arthur Gordon, Consultant Project Manager, **CastleGlenn Consultants Inc.** by phone at (780) 429-4130, by fax at (780) 429-6179, or by mail at 110/120 1710 Radisson Drive SE, Calgary AB, T2A 7E9.



OFFICE OF THE CITY MANAGER

May 24, 2011

Mr. Gary Boddez  
Deputy Minister, Alberta Transportation  
2nd Floor, Twin Atria Building  
4999 - 98 Avenue  
Edmonton, AB T6B 2X3

Dear Mr. Boddez:

**Re: Alberta Transportation – Highway 2/QE II Functional Planning Study**

---

Thank you for the opportunity to provide feedback on the Highway 2/QE II Functional Planning Study. The City understands the necessity of upgrades to Highway 2 between MacKenzie Road and 32 Street to ensure motorist safety and traffic flow through the area, and we are in support of many of the proposed changes.

On February 6, 2011, CastleGlenn Consultants Inc., on behalf of Alberta Transportation (AT), made a presentation of the study findings at a joint City/County meeting. This meeting provided an opportunity to discuss the proposed changes to Highway 2.

Subsequently, The City has been in communication with Alberta Transportation regarding our most significant concerns, which are related to the number of lanes shown in the Functional Plan entering and exiting the city at the Gaetz Avenue interchange. The following summarizes the major comments that we would like considered as the Alberta Transportation study moves into the next phases, as well as any discussion that we may have had related to these items:

1. City Council believes it to be very important for our community that the existing two lane northbound entrance into the city from Highway 2 be maintained. The Functional Plan shows only a single northbound lane entering the city from Highway 2 at Gaetz Avenue, although the plan allows for future expansion to two lanes as traffic volumes increase. This is a critical transportation connection into the city, and it is important that the two lane entry into the city be constructed as part of the initial highway upgrades and not as a future consideration.
2. City Council is concerned that the Functional Plan shows only a single southbound lane exiting the city from Gaetz Avenue. AT has indicated that the single southbound ramp exiting the city will need to be widened to two lanes at some point in the future. It is understood that only one southbound lane will be constructed at this time; however, the flyover being constructed for this lane will allow for future widening. This is acceptable to The City with the understanding that when an additional lane is required, the Alberta government will pay for the additional lane to maintain the safe and efficient operation of the highway network.

May 24, 2011

Page 2

3. City Council requests that other modes of transportation (transit, pedestrian and other active modes of transportation) continue to be considered in AT's planning of the area. City Council is pleased that space for future trail connections underneath the flyovers have been considered in the AT plan.
4. City Council requests that AT consider the future high speed rail corridor and a potential stop in Red Deer as part of its transportation planning for the area.

The City of Red Deer appreciates the consideration of our comments in your planning process. Transportation corridors, modes and connections to the city are vital to the development and growth of our city and, as such, these issues are important to our citizens and community.

Thank you again for your consideration of these comments, and we look forward to your reply.

Sincerely,

A handwritten signature in black ink, appearing to read 'Craig Curtis', with a long horizontal flourish extending to the right.

Craig Curtis  
City Manager

- c Brian Reid, Infrastructure Manager, Alberta Transportation Central Region  
Director Development Services  
Engineering Services Manager  
Corporate Strategist

Letter sent to CastleGlenn  
Consultants - Back up info re:  
Functional Planning Study

December 22, 2010

Arthur Gordon  
CastleGlenn Consultants  
222 58th Avenue SW, Suite 400  
Calgary, Alberta T2H 2S3

Sent Via Fax: 1-403-252-9331  
(hard copy to follow via regular mail)

Dear Mr. Gordon:

Re: Highway 2 / QEII Functional Planning Study

Thank you for your recent presentation to Red Deer City Council with respect to the Highway 2 / QEII Functional Planning Study. As you are aware, Council received your report as information but requested that further information be provided in a number of areas. Following is a summary of the outstanding questions:

North Highway Connector:

- Have plans for this interchange or future work of Alberta Transportation along the QEII or other corridors adjacent to the City of Red Deer taken into consideration the City of Red Deer's plans for the North Highway Connector? The City is currently acquiring rights-of-way for a future North Highway Connection and is under consideration for provincial funding. This North/South ring road on the Eastern perimeter of our community will deflect much industrial, commercial and residential traffic from the QEII, which in essence functions as a ring road in the absence of the North Highway Connector. The impact of vehicular traffic on current and projected provincial highway traffic counts & projections must be considered in the context of the approved City of Red Deer concept plans for this ring road.

Access to Gaetz Avenue

- The proposed 2<sup>nd</sup> Northbound Off-Ramp from the QEII corridor leading to the East Collector is a single lane that leads to the Gaetz Avenue/19<sup>th</sup> Street intersection, the Taylor Drive/19<sup>th</sup> Street intersection and back on to the QEII northbound lanes. Does the single lane exit mean an actual reduction in capacity entering Red Deer? Is there an opportunity to twin this access and provide enhanced access to the south side of Gaetz Avenue as required. If so, how?

High Speed Rail:

- What consideration has been made with respect to plans for this interchange or future work of Alberta Transportation along the QEII or other corridors adjacent to the City of Red Deer with respect to: 1) the right-of-ways and 2) the impact on vehicular traffic projections and 3) potential stop locations of provincial high speed rail?

## Highway 2 / QEII Functional Planning Study

December 22, 2010

Page 2

### Active Transportation/Trails:

- The proposed safety & traffic upgrades to this interchange need to make provision for various modes of more active transportation and accommodate the interests of pedestrians and cyclists in particular. The City of Red Deer has made significant investment on this front within our community, and this link with the County Development at Gasoline Alley is critical for the safety of our citizens and to ensure that our communities develop contiguously. Have alternative transportation users such as the Better Bicycling group been consulted with? How does the proposed study accommodate alternative modes of transportation?

### Linkages to Local Trail System

- The City of Red Deer recognizes a desire to develop Hwy 2A as the path/trail/cycling corridor that would connect the Red Deer community to Gasoline Alley West for non-motor-vehicular modes of travel. The need for the plan to integrate with the multi-modal objectives of the City was highlighted. Are there plans to widen Hwy 2A and if so, has thought been given to extending the pathway/trail system along the entire length of Hwy 2A corridor to assure pedestrian safety as part of the pathway system?

### Innovative Traffic Engineering:

- Red Deer City Council recently approved the Terms of Reference for a transportation "Movement Study" to plan for our community transportation holistically (i.e. to ensure that all our transportation options inform one another & integrate as seamlessly as possible), review our philosophy on transportation planning (i.e. to ensure we are incorporating innovative & best practices), and to incorporate all transportation modes & perspectives (please refer to general stakeholder list named under "public consultation" section). It is our hope that Alberta Transportation would plan this interchange and other provincial transportation corridors adjacent to the City of Red Deer by incorporating a similar philosophy and respect for all users of the road and demonstrate innovative traffic planning solutions and principles. Please comment to the Study's demonstration of innovative traffic planning solutions and principles.

### Safety:

- It is imperative that the interchange design address safety concerns for all users of the road beyond highway traffic only. Many of our citizen's walk, cycle, ride the bus and drive to Gasoline Alley. We are deeply concerned about the current weaving required for urban traffic to access Gasoline Alley as well as the lack of allocation/provision for pedestrians & cyclists who travel to and from Gasoline Alley regularly. Please comment to the proposed solutions to this issue.

## Highway 2 / QEII Functional Planning Study

December 22, 2010

Page 3

## Urban/Rural Interface:

- There is some concern that the premise of the proposed transportation design is based on a plan/vision for Gasoline Alley that has not yet been adopted by the Red Deer County and that while their intentions for the area have been outlined to Alberta Transportation, they have not formalized these through statutory legislation. Also, while we recognize the following as a broader policy conversation, the City of Red Deer has some concern of the equity of an interchange being fully paid through provincial funds because it is located between two municipalities. As an urban municipality we have some question with the equity of the City of Red Deer being expected to fund a similar interchange if it resided only within our borders. Having said that, as we currently have development immediately abutting urban borders, it is critical that the design integrate transitions between our communities as cohesively as possible. Please comment on the issue of equity and as to how transitions between Red Deer County and The City of Red Deer will be addressed.

## Public Consultation

- It is critical that all stakeholders are actively engaged in the public consultation at the outset. Key stakeholders currently identified are: City, County and Gasoline Alley businesses which is appreciated, but there is a need to proactively seek out thoughts and concerns from other stakeholders such as the Westerner (large events such as 'agri-trade' result in significant queuing at all adjacent intersections and entrances/exits), public transit (planners and users), pedestrians, cyclists (recreational and commuter), Gasoline Alley business owners, business owners impacted by traffic queuing and patterns in South Red Deer, and the general motoring public that are common users of this interchange (both QEII travelers & Red Deer citizens who travel to Gasoline Alley for work, retail or entertainment purposes). Please outline how and if a broader based public consultation will be undertaken.

As indicated by Council, these questions are reflective of general concerns with the Study as presented. We would appreciate your earliest response.

Sincerely,

Elaine Vincent  
Manager

**Comments:**

I support the recommendation of Administration to proceed with forwarding the letter to Alberta Transportation with a copy to the Minister of Alberta Transportation.

“Craig Curtis”  
City Manager

ORIGINAL



**Council Decision – May 30, 2011**

**DATE:** June 2, 2011  
**TO:** Lisa Perkins,  
Corporate Strategist, Office of the Mayor and City Manager  
**FROM:** Elaine Vincent, Legislative & Governance Services Manager  
**SUBJECT:** Alberta Transportation – Highway 2/QE II Functional Planning Study

---

**Reference:**  
Engineering Services Manager, dated May 24, 2011.

**Resolution:**

The following resolution was passed during the regular Council meeting held on Monday, May 30, 2011:

**“Resolved** that Council of The City of Red Deer having considered the report from the Corporate Strategist dated May 24, 2011 hereby agrees to endorse the principles contained in the letter to the Deputy Minister of Transportation and forward those principles to the Minister of Transportation.”

**Back to Council:** No

**Comments/Further Action:**

Administration to forward a copy of the letter sent to Alberta Transportation to the Minister of Alberta Transportation.

A handwritten signature in black ink, appearing to read 'Elaine Vincent'.

Elaine Vincent  
Legislative & Governance Services Manager

c Director of Development Services  
Engineering Services Manager

Office of The Mayor and City Manager

Date: May 24, 2011

To: Craig Curtis, City Manager

From: Lisa Perkins, Corporate Strategist

Subject: Council response to Highway 2/QE II Functional Planning Study

**Background:**

Alberta Transportation is conducting a functional planning study for Highway 2/QE II.

Consultation between The City of Red Deer and Alberta Transportation have included written comments and a joint meeting with the consultants, Alberta Transportation and members of City and County Council. A report from Engineering Services that summarizes this consultation is attached. A summary of the key points from the joint meeting held on February 6 was reviewed by City Council on May 17, 2011 and a letter from the City Manager to the Deputy Minister of Alberta formalizing these comments was sent. This letter is also attached.

**Discussion:**

Alberta Transportation is ready to release the report signaling the consultation is complete.

Based on the February 6<sup>th</sup> meeting and the correspondence with the consultant, we recommend that Council formally acknowledge its position to Alberta Transportation..

**Recommendation:**

That Council formally approves the letter sent to Alberta Transportation and request a copy is sent to the Minister of Alberta Transportation.



Lisa M. Perkins  
Corporate Strategist  
Office of the Mayor and City Manager



**Date:** May 24, 2011

**To:** City Manager

**From:** Engineering Services Manager

**Re:** Alberta Transportation - Highway 2 / QE-II Functional Planning Study

Engineering Services has been working with Alberta Transportation (AT) to address comments from City Council regarding the Highway 2/QE-II Functional Planning Study. Comments were provided in the form of written comments in December 2010 and at a joint County/City Council Meeting of February 2011. The following is a summary of the issues and AT responses to date.

1. The two lane northbound entrance into the city from QE-II be maintained.
  - The Functional Plan shows only a single northbound lane entering the City from Highway 2 at Gaetz Avenue. The ultimate plan will allow for future expansion to two lanes as traffic volumes increase.
  - Acknowledges this as a future responsibility of the Province.
  - AT does not support advancing the construction of the two lane entrance to Gaetz Avenue. Reasons cited include the following: over building the entrance at this time will lead to operational concerns, and construction of the second access is not possible until the County undertakes improvements to its service road on the east side of Gasoline Alley.
2. Functional Plan shows a single southbound lane exiting the City from Gaetz Avenue to QE-II.
  - AT does not support constructing a second access exiting Gaetz Avenue at this time due to low traffic volumes. Currently there is only a single access.
  - AT acknowledges that the single southbound ramp exiting the City will need to be widened to two lanes at some point in the future. The flyover structure being proposed for construction will allow for future widening.
  - This will be at the expense of the Province.

3. Other modes of transportation (transit, pedestrian and other active modes of transportation) should be continued to be considered in AT's planning of the area.
  - Space for future trail connections underneath the flyovers on Highway 2A (Taylor Drive) is being allowed to accommodate alternative forms of transportation.
  - The City will be required to connect a trail from the intersection of Taylor Drive/19 Street to QE-II rights-of-way.
  - No other allowances are made on the plan as AT does not permit these other utilizations of the QE-II rights-of-way.
4. The future high speed rail corridor and a potential stop in Red Deer be considered as part of its transportation planning for the area.
  - No consideration of this is being made by AT at this time.

### **Recommendation**

At this time, Engineering Services has explored all avenues available. It is recommended that if these items are not to Councils satisfaction, they be further reviewed as an advocacy item and be pursued on that level.



Frank Colosimo, P.Eng.  
Engineering Services Manager

**HIGHWAY 2/QEII PUBLIC INVOLVEMENT PROGRAM****MACKENZIE ROAD TO 32ND STREET****BACKGROUND**

Alberta Transportation, has retained AECOM to initiate the detailed design of the Highway 2/QEII corridor between the 32<sup>nd</sup> Street interchange on the north and the MacKenzie Road interchange on the south.

CastleGlenn Consultants has been retained to initiate a Public Involvement Program that would address the proposed improvements.

**THE EXISTING CORRIDOR**

This section of Highway 2 has a posted speed of 110 kph. Current two-way traffic volumes accommodate up to 34,000 vehicles per-day. Heavy vehicle traffic, which includes trucks, singles/semis & buses, account for approximately 10% of the Highway 2 QEII traffic. The existing southbound Gaetz Avenue structure poses weaving concerns, as Red Deer local traffic mixes with QEII highway traffic.

**FORECAST TRAFFIC**

Long-term traffic forecasts on this section of the QEII corridor indicate the potential to ultimately double from current levels.



### **PROPOSED CORRIDOR IMPROVEMENTS**

The proposed improvements are intended to provide for:

- a widening of the Highway 2 QEII corridor from the existing two lane cross-section in the vicinity of the Taylor Drive/19th Avenue/Highway 2A interchange to a three-lane cross-section in each direction;
- a new Gaetz Avenue Structure that would connect directly to the Gasoline Alley West community (rather than the inside QEII lanes) that would provide a smooth transition for local traffic without having to accelerate and weave through freeway QEII traffic to reach the community;
- a new local collector roadway system serving both the northbound and southbound directions of travel to accommodate the requirements for local traffic;
- a new two lane on-ramp that connects the southbound local collector lanes to the Gasoline Alley West Community and the QEII corridor southbound lanes; and
- new northbound collector lanes that would provide access to Gaetz Avenue, the Taylor Drive/19th Avenue/Hwy 2A intersection and the QEII northbound lanes.

### **BENEFITS OF THE IMPROVEMENTS**

Alberta Transportation is planning for the future by assuring that plans are in place that would permit the QEII corridor to be upgraded. The proposed improvements include:

- Enhanced Accessibility:
  - NB-Off Ramps onto the East Collector Roadway;
  - local Access to the Taylor Drive/19th Avenue/Highway 2A Loop Ramp;
  - access from/to QEII to/from Gaetz Avenue;
  - access from/to Gasoline Alley East Community to QEII NB Lanes;
  - access from/to Gasoline Alley West Community to QEII SB Lanes;
  - access from/to QEII from Hwy 2A./Taylor Drive; and
  - access from/to new Gaetz Avenue Structure to Gasoline Alley West Community.
- Smoother transitions from Local (lower speed) roadway network to QEII freeway environment.
- Current southbound weaving concerns are eliminated.

### **PUBLIC INVOLVEMENT**

The study team wishes to provide Alberta Transportation with a thorough review of concerns, issues and potential suggestions related to the proposed QEII and collector-distributor roadway improvements.

Your involvement in this process is essential to the success of the project.

Please complete the comment sheet that has been provided. All comments are to be reviewed, summarized and responded to.

*The detailed design of the QEII project is to provide a construction staging strategy. A separate traffic management strategy is to address each sequential construction stage of the proposed improvements.*

For more information on this planning study, please contact Mr. Arthur Gordon, Consultant Project Manager,  
**CastleGlenn Consultants Inc.** by phone at (780) 429-4130, by fax at (780) 429-6179,  
or by mail at 110/120 1710 Radisson Drive SE, Calgary AB, T2A 7E9.

ORIGINAL

December 22, 2010

Arthur Gordon  
CastleGlenn Consultants  
222 58th Avenue SW, Suite 400  
Calgary, Alberta T2H 2S3

Sent Via Fax: 1-403-252-9331  
(hard copy to follow via regular mail)

Dear Mr. Gordon:

Re: Highway 2 / QEII Functional Planning Study

Thank you for your recent presentation to Red Deer City Council with respect to the Highway 2 / QEII Functional Planning Study. As you are aware, Council received your report as information but requested that further information be provided in a number of areas. Following is a summary of the outstanding questions:

North Highway Connector:

- Have plans for this interchange or future work of Alberta Transportation along the QEII or other corridors adjacent to the City of Red Deer taken into consideration the City of Red Deer's plans for the North Highway Connector? The City is currently acquiring rights-of-way for a future North Highway Connection and is under consideration for provincial funding. This North/South ring road on the Eastern perimeter of our community will deflect much industrial, commercial and residential traffic from the QEII, which in essence functions as a ring road in the absence of the North Highway Connector. The impact of vehicular traffic on current and projected provincial highway traffic counts & projections must be considered in the context of the approved City of Red Deer concept plans for this ring road.

Access to Gaetz Avenue

- The proposed 2<sup>nd</sup> Northbound Off-Ramp from the QEII corridor leading to the East Collector is a single lane that leads to the Gaetz Avenue/19<sup>th</sup> Street intersection, the Taylor Drive/19<sup>th</sup> Street intersection and back on to the QEII northbound lanes. Does the single lane exit mean an actual reduction in capacity entering Red Deer? Is there an opportunity to twin this access and provide enhanced access to the south side of Gaetz Avenue required. If so, how?

High Speed Rail:

- What consideration has been made with respect to plans work of Alberta Transportation along the QEII or other corridors adjacent to the City of Red Deer with respect to: 1) the right-of-ways and 2) the traffic counts & projections and 3) potential stop locations of provincial highways?

1052814.

Active Transportation/Trails:

- The proposed safety & traffic upgrades to this interchange need to make provision for various modes of more active transportation and accommodate the interests of pedestrians and cyclists in particular. The City of Red Deer has made significant investment on this front within our community, and this link with the County Development at Gasoline Alley is critical for the safety of our citizens and to ensure that our communities develop contiguously. Have alternative transportation users such as the Better Bicycling group been consulted with? How does the proposed study accommodate alternative modes of transportation?

Linkages to Local Trail System

- The City of Red Deer recognizes a desire to develop Hwy 2A as the path/trail/cycling corridor that would connect the Red Deer community to Gasoline Alley West for non-motor-vehicular modes of travel. The need for the plan to integrate with the multi-modal objectives of the City was highlighted. Are there plans to widen Hwy 2A and if so, has thought been given to extending the pathway/trail system along the entire length of Hwy 2A corridor to assure pedestrian safety as part of the pathway system?

Innovative Traffic Engineering:

- Red Deer City Council recently approved the Terms of Reference for a transportation "Movement Study" to plan for our community transportation holistically (i.e. to ensure that all our transportation options inform one another & integrate as seamlessly as possible), review our philosophy on transportation planning (i.e. to ensure we are incorporating innovative & best practices), and to incorporate all transportation modes & perspectives (please refer to general stakeholder list named under "public consultation" section). It is our hope that Alberta Transportation would plan this interchange and other provincial transportation corridors adjacent to the City of Red Deer by incorporating a similar philosophy and respect for all users of the road and demonstrate innovative traffic planning solutions and principles. Please comment to the Study's demonstration of innovative traffic planning solutions and principles.

Safety:

- It is imperative that the interchange design address safety concerns for all users of the road beyond highway traffic only. Many of our citizen's walk, cycle, ride the bus and drive to Gasoline Alley. We are deeply concerned about the current weaving required for urban traffic to access Gasoline Alley as well as the lack of allocation/provision for pedestrians & cyclists who travel to and from Gasoline Alley regularly. Please comment to the proposed solutions to this issue.

Urban/Rural Interface:

- There is some concern that the premise of the proposed transportation design is based on a plan/vision for Gasoline Alley that has not yet been adopted by the Red Deer County and that while their intentions for the area have been outlined to Alberta Transportation, they have not formalized these through statutory legislation. Also, while we recognize the following as a broader policy conversation, the City of Red Deer has some concern of the equity of an interchange being fully paid through provincial funds because it is located between two municipalities. As an urban municipality we have some question with the equity of the City of Red Deer being expected to fund a similar interchange if it resided only within our borders. Having said that, as we currently have development immediately abutting urban borders, it is critical that the design integrate transitions between our communities as cohesively as possible. Please comment on the issue of equity and as to how transitions between Red Deer County and The City of Red Deer will be addressed.

Public Consultation

- It is critical that all stakeholders are actively engaged in the public consultation at the outset. Key stakeholders currently identified are: City, County and Gasoline Alley businesses which is appreciated, but there is a need to proactively seek out thoughts and concerns from other stakeholders such as the Westerner (large events such as 'agri-trade' result in significant queuing at all adjacent intersections and entrances/exits), public transit (planners and users), pedestrians, cyclists (recreational and commuter), Gasoline Alley business owners, business owners impacted by traffic queuing and patterns in South Red Deer, and the general motoring public that are common users of this interchange (both QEII travelers & Red Deer citizens who travel to Gasoline Alley for work, retail or entertainment purposes). Please outline how and if a broader based public consultation will be undertaken.

As indicated by Council, these questions are reflective of general concerns with the Study as presented. We would appreciate your earliest response.

Sincerely,

Elaine Vincent  
Manager

May 24, 2011

Mr. Gary Boddez  
Deputy Minister, Alberta Transportation  
2nd fl Twin Atria Building  
4999 - 98 Avenue  
Edmonton, AB  
T6B 2X3

Dear Mr. Reid:

**Re: Alberta Transportation – Highway 2/QE II Functional Planning Study**

---

Thank you for the opportunity to provide feedback on the Highway 2/QE II Functional Planning Study. The City understands the necessity of upgrades to Highway 2 between MacKenzie Road and 32 Street to ensure motorist safety and traffic flow through the area and we are in support of many of the proposed changes.

On February 6, 2011 CastleGlenn Consultants Inc., on behalf of Alberta Transportation (AT), made a presentation of the study findings at a joint City / County meeting. This meeting provided an opportunity to discuss the proposed changes to Highway 2.

Subsequently, The City has been in communication with Alberta Transportation regarding our most significant concerns, which are related to the number of lanes shown in the Functional Plan entering and exiting the city at the Gaetz Avenue interchange. The following summarizes the majority comments that we would like considered as the Alberta Transportation study moves into the next phases, as well as any discussion that we may have had related to these items:

1. City Council would like the existing two lane northbound entrance into the city from Highway 2 to be maintained. The Functional Plan shows only a single northbound lane entering the city from Highway 2 at Gaetz Avenue, although the plan allows for future expansion to two lanes as traffic volumes increase. This is a critical transportation connection into the city and it is vital that the two lane entry into the city be constructed as part of the initial highway upgrades and not as a future consideration.

2. City Council is concerned that the Functional Plan shows only a single southbound lane exiting the city from Gaetz Avenue. AT has indicated that the single southbound ramp exiting the city will need to be widened to two lanes at some point in the future. It is understood that only one southbound lane will be constructed at this time, however the flyover being constructed for this lane will allow for future widening. This is acceptable to The City with the understanding that when an additional lane is required, the Alberta government will pay for the additional lane to maintain the safe and efficient operation of the highway network.
3. City Council requests that other modes of transportation (transit, pedestrian and other active modes of transportation) continue to be considered in AT's planning of the area. City Council is pleased that space for future trail connections underneath the flyovers have been considered in the AT plan.
4. City Council requests that AT considers the future high speed rail corridor and a potential stop in Red Deer as part of its transportation planning for the area.

The City of Red Deer appreciates the consideration of our comments in your planning process. Transportation corridors, modes and connections to the city are vital to the development and growth of our city and as such, these issues are important to our citizens and community.

Thank you again for your consideration of these comments and we look forward to your reply.

Sincerely,

Craig Curtis, City Manager  
cc.

Brian Reid, Infrastructure Manager, Alberta Transportation Central Region  
Director Development Services  
Engineering Services Manager  
Corporate Strategist



THE CITY OF

Red Deer

BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

Office of The Mayor and City Manager

Date: May 24, 2011

To: Craig Curtis, City Manager

From: Lisa Perkins, Corporate Strategist

Subject: Council response to Highway 2/QE II Fu

**Background:**

Alberta Transportation is conducting a functional pl

Consultation between The City of Red Deer and Alb written comments and a joint meeting with the cons members of City and County Council. A report from summarizes this consultation is attached. A summa meeting held on February 6 was reviewed by City C from the City Manager to the Deputy Minister of Al was sent. This letter is also attached.

**Discussion:**

Alberta Transportation is ready to release the report signaling the consultation is complete.

Based on the February 6<sup>th</sup> meeting and the correspondence with the consultant, we recommend that Council formally acknowledge its position to Alberta Transportation..

**Recommendation:**

That Council formally approves the letter sent to Alberta Transportation and request a copy is sent to the Minister of Alberta Transportation.

Please review  
- Franks original report attached  
- Craig is reviewing letter.

copies for Lisa  
add to agenda.  
w/ resolution

To be signed

OFFICE OF THE CITY MANAGER

May 24, 2011

Mr. Gary Boddez  
Deputy Minister, Alberta Transportation  
2nd Floor, Twin Atria Building  
4999 - 98 Avenue  
Edmonton, AB T6B 2X3

Dear Mr. Boddez:

**Re: Alberta Transportation – Highway 2/QE II Functional Planning Study**

---

Thank you for the opportunity to provide feedback on the Highway 2/QE II Functional Planning Study. The City understands the necessity of upgrades to Highway 2 between MacKenzie Road and 32 Street to ensure motorist safety and traffic flow through the area, and we are in support of many of the proposed changes.

On February 6, 2011, CastleGlenn Consultants Inc., on behalf of Alberta Transportation (AT), made a presentation of the study findings at a joint City/County meeting. This meeting provided an opportunity to discuss the proposed changes to Highway 2.

Subsequently, The City has been in communication with Alberta Transportation regarding our most significant concerns, which are related to the number of lanes shown in the Functional Plan entering and exiting the city at the Gaetz Avenue interchange. The following summarizes the major comments that we would like considered as the Alberta Transportation study moves into the next phases, as well as any discussion that we may have had related to these items:


1. City Council believes it to be very important for our community that the existing two lane northbound entrance into the city from Highway 2 be maintained. The Functional Plan shows only a single northbound lane entering the city from Highway 2 at Gaetz Avenue, although the plan allows for future expansion to two lanes as traffic volumes increase. This is a critical transportation connection into the city, and it is important that the two lane entry into the city be constructed as part of the initial highway upgrades and not as a future consideration.
2. City Council is concerned that the Functional Plan shows only a single southbound lane exiting the city from Gaetz Avenue. AT has indicated that the single southbound ramp exiting the city will need to be widened to two lanes at some point in the future. It is understood that only one southbound lane will be constructed at this time; however, the flyover being constructed for this lane will allow for future widening. This is acceptable to The City with the understanding that when an additional lane is required, the Alberta government will pay for the additional lane to maintain the safe and efficient operation of the highway network.

3. City Council requests that other modes of transportation (transit, pedestrian and other active modes of transportation) continue to be considered in AT's planning of the area. City Council is pleased that space for future trail connections underneath the flyovers have been considered in the AT plan.
4. City Council requests that AT consider the future high speed rail corridor and a potential stop in Red Deer as part of its transportation planning for the area.

The City of Red Deer appreciates the consideration of our comments in your planning process. Transportation corridors, modes and connections to the city are vital to the development and growth of our city and, as such, these issues are important to our citizens and community.

Thank you again for your consideration of these comments, and we look forward to your reply.

Sincerely,



Craig Curtis  
City Manager

- c Brian Reid, Infrastructure Manager, Alberta Transportation Central Region  
Director Development Services  
Engineering Services Manager  
Corporate Strategist



Inspections & Licensing Department

**DATE:** May 17, 2011  
**TO:** Craig Curtis, City Manager  
**FROM:** Joyce Boon Co-Manager Inspections & Licensing  
Russ Pye Co-Manager Inspections & Licensing  
**SUBJECT:** Increase in Parking Penalties and Early Payment Reduction

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**Purpose:**

To increase the penalties within the City of Red Deer Traffic Bylaw 3186/97, as it relates to general parking requirements and in response to increased parking operating costs and revenue expectations, to ensure that parking business units remain self-supporting

**BACKGROUND**

- A. As part of the City of Red Deer 2011-2013 Budget process, Inspections & Licensing received approval through a Service Plan Funding Requirement (SPFR) for a \$200,000.00 increase in parking revenue in 2011. This was to be accomplished by reducing the early payment of parking infractions from \$20.00 to \$10.00.
- B. The Government of Alberta recently made changes to the motor vehicle fee schedule for each electronic search requested pursuant to the *Operator Licensing and Vehicle Control Regulation A.R. 320/2002*, including the addition of a \$15.00 charge per electronic search.

These fees were scheduled to take effect April 1, 2011, however AUMA has taken action to request that the Provincial Government defer these fees to allow sufficient time for provincial regulations and municipal bylaws to be adjusted.

**DISCUSSION**

**A. 2011-2013 Budget Service Plan SPFR: Early Payment Reduction**

On June 23, 2006, Council approved a greater reduction, from \$10.00 to \$20.00, for early payment of parking infractions. However, while the reduction was reflected on the parking tags, the General Penalty Bylaw No. 3036/91 was not amended to do the same. Furthermore, the General Penalty Bylaw states the following.

5(1) The penalty amount, if paid to the City cashier at City Hall within 7 days of the date of service of the tag, may be reduced by the sum of \$10.00, which reduced amount shall be accepted in satisfaction of the tag.

**Note:** Currently, parking tags allow for a \$20.00 reduction within 10 days.

(2) The penalty amount, if paid to the City cashier at City Hall within the period from 8 to 15 days of the date of service of the tag, may be reduced by the sum of \$5.00, which reduced amount shall be accepted in satisfaction of the tag.

**Note:** This has not been in effect since Council approved the change in 2006.

(3) After the expiry of 15 days from the date of service of the tag, the full penalty amount must be paid, and may be paid to the City cashier at City Hall at any time before a summons is issued.

**Note:** The current practice is to provide a reduction within 10 days of the parking tag being issued.

#### **B. Government Charges for Electronic Searches**

These charges will have a significant impact on the parking revenue of the Inspections & Licensing Department since an electronic license plate search request is made to Alberta Motor Vehicles when there is an unpaid parking violation under the Traffic Bylaw. The search is required to obtain personal information such as name and address, to notify the vehicle owner that payment of the infraction is due.

Up until now this information has been provided free however, based on 2010 records, this \$15.00 charge for each search could result in approximately \$369,750.00 increased expenses to the City (24,650 X \$15.00)

#### **IMPACT**

This means that the Inspections and Licensing Department will not only require the \$200,000.00 that was approved in the SPFR but will also require an additional \$369,750.00 in revenue to meet budget expectations.

#### **OPTIONS**

Administration has reviewed a number of options to address the above issues. The following two options have been reviewed by the Financial Services Department.

##### **Option 1:**

- a) Increase parking penalties by \$20.00 in the Traffic Bylaw No 3186/97; and,
- b) Leave the early payment reduction at \$20.00, and amend Section 5 of General Penalty Bylaw No. 3036/91 to remove Section 5(2) and amend Section 5(3).

##### **Option 2:**

- a) Increase parking penalties by \$15.00 in the Traffic Bylaw No 3186/97; and,
- b) Approve by resolution the change in the early payment reduction from \$20.00 - \$10.00, and amend Section 5, Subsections (2) and (3) of General Penalty Bylaw No. 3036/91.

## COMPARISON OF TRAFFIC BYLAW PENALTIES

Administration has completed a comparison of parking penalties with other municipalities, reflected in the following table. It should be noted that The City of Red Deer has one of the lowest penalties for an expired meter. With the early payment reduction, the fine amounts to \$10.00. Lethbridge is the only municipality with a lower fine, equaling \$6.00 with the early payment reduction.

- The proposed increase of \$20.00 (amounting to \$50.00 for an expired meter), while leaving the early payment of \$20.00, would amount to a \$30.00 parking infraction, if the penalty is paid within 10 days.
- The proposed increase of \$15.00 (amounting \$45.00 for an expired meter), while reducing the early payment to \$10.00, would amount to a \$35.00 parking infraction, if the penalty is paid within 10 days.

<b>Municipality</b>	<b>Penalty</b>	<b>Reduction</b>	<b>Total</b>
Lethbridge	\$25 - \$50 (\$25)	7 days - \$19 reduction	\$6 - \$31 (\$6)
Medicine Hat	(\$50)	7 days - \$25 reduction	(\$25)
Leduc	\$20 - \$60 (\$40)	15 days - \$10	\$10 - \$50 (\$30)
Calgary	\$75 - \$265 (\$75)	>10 days - \$35 - \$60 reduction 10 to 30 days - \$25 - \$65 reduction (\$25 - \$10)	\$40 - \$160 (\$40 - \$50)
Edmonton	\$35 - \$150 (\$50)	None	(\$50)
Red Deer	\$30 - \$150 (\$30)	\$20	\$10 - \$140 (\$10)

(\$X) = expired meters. Numbers without brackets shows the range of penalties within each municipality.

## RECOMMENDATION

Administration recommends that:

1. Council give three readings to amend the Traffic Bylaw, to increase all parking tag violations by \$20.00 (option #1).
2. Council give three readings to amend the General Penalty Bylaw, to reflect the existing practices, including the early payment reduction of \$20.00.
3. The proposed changes take effect July 18, 2011 to allow administration to roll out a communication plan and to purchase new parking tags.

Although this option results in a higher penalty for those who don't pay early, we feel this higher incentive for early payment may result in less license plate searches and administrative costs.

Respectfully submitted by,

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Joyce Boon  
Co-Manager, Inspections &  
Licensing

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Russ Pye  
Co-Manager, Inspections & Licensing

/attach.

c. Paul Meyette, Director, Planning Services

Traffic Bylaw No. 3186/97

**SCHEDULE "L"<sup>1</sup>****(OPTION 1 – INCREASING PENALTIES BY \$20.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

Page 1 of 7

<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
<b>PART 2 RIGHTS AND DUTIES OF PEDESTRIANS</b>		
14	Crossing street where sign prohibits	30.00
15	Obstructing a highway	30.00
16	Pedestrians not involved in Special Event	50.00
17	Unauthorized public meetings	35.00
19	Hitchhiking	30.00
<b>PART 3 SIDEWALKS-BICYCLE PATHS</b>		
20	Operate a motor vehicle upon a sidewalk, trail, path	<del>50.00</del> 70.00
21	Bicycles on sidewalk where prohibited	35.00
22	Skateboards on sidewalk where prohibited	35.00
22.1	<sup>1</sup> Operating bicycle, skateboard, roller blades in Transit Terminal or parkade	35.00
<b>PART 4 PARKING</b>		
23	Stopping where prohibited	<del>50.00</del> 70.00
24(a)	Park in construction area	<del>50.00</del> 70.00
24(b)	Park in bus stop	<del>50.00</del> 70.00
24(c)	Park to obstruct Fire-Emergency door	<del>60.00</del> 80.00
24(d)	Park in entrance, fire hall or hospital	<del>60.00</del> 80.00
24(e)	Park in area for special class of vehicles	<del>35.00</del> 55.00
24(f)	Parking in area signed "NO PARKING"	<del>50.00</del> 70.00
24(g)	Parking in a fire lane	<del>60.00</del> 80.00

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<sup>1</sup> 3186/A-2010

Traffic Bylaw No. 3186/97

**SCHEDULE "L"<sup>1</sup>****(OPTION 1 – INCREASING PENALTIES BY \$20.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

Page 2 of 7

<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
24.1	Park in loading or unloading zone longer than permitted	<del>50.00</del> 70.00
24.1 (a) <sup>2</sup>	Park in a Commercial loading zone without a commercial License plate or commercial signage	<del>50.00</del> 70.00
24.1 (b) <sup>2</sup>	Park in a Commercial loading zone without loading or Unloading	<del>50.00</del> 70.00
24.1 (c) <sup>2</sup>	Park in a Commercial loading zone for more than 30 minutes	<del>50.00</del> 70.00
24.2 (a) <sup>2</sup>	Park in a Public loading zone without loading or Unloading	<del>50.00</del> 70.00
24.2 (b) <sup>2</sup>	Park in a Public loading zone for more than 10 minutes	<del>50.00</del> 70.00
24.3 <sup>3</sup>	Park to obstruct sidewalk	<del>50.00</del> 70.00
25(1)	Driving a vehicle contrary to the Road Repair Sign	<del>35.00</del> 55.00
25(3)	Interfering with Road Repair Sign	<del>35.00</del> 55.00
25(4)	No Parking - street cleaning, snow removal	<del>60.00</del> 80.00
26(1)	Parking in an alley	<del>50.00</del> 70.00
27(1)	Parking longer than designated time	<del>30.00</del> 50.00
27(2)	Parking longer than designated time (second offence)	<del>35.00</del> 55.00
28(1)	Parking unattached holiday trailer on highway	<del>50.00</del> 70.00
29(1)	Parking in taxi stand	<del>35.00</del> 55.00
29(2)	Leave taxi cab unattended	<del>35.00</del> 55.00
29(3)	Park taxi in taxi stand when not for hire	<del>35.00</del> 55.00
30	Park taxi other than place allowed	<del>35.00</del> 55.00
32.1	Stopping or Parking:	<del>50.00</del> 70.00
	(a) on a sidewalk or boulevard	

<sup>2</sup> 3186/B-2006, <sup>1</sup> 3185/A-2006, <sup>3</sup> 3186/A-2008

Traffic Bylaw No. 3186/97

**SCHEDULE "L"<sup>1</sup>****(OPTION 1 – INCREASING PENALTIES BY \$20.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

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<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
	(b) on a crosswalk	
	(c) within an intersection	
	(d) at an intersection nearer than 5 metres to a curb	
	(e) within 5 metres from a stop sign	
	(g) within 1.5 metres of access to any garage, private road or vehicle access over sidewalk	
	(h) within 5 metres of a crosswalk	
	(i) stopping or parking so as to obstruct traffic	
	(j) where prohibited by a traffic control device	
	(k) beside a parked vehicle	
32.1	Stopping or Parking	<del>60.00</del> 80.00
	(f) within 5 metres from any fire hydrant	
32.2	Parallel Parking	<del>50.00</del> 70.00
32.3	Angle Parking	<del>50.00</del> 70.00
32.4	Vehicle on a Jack	<del>50.00</del> 70.00
32.5 (1)	Park in excess of 72 hours	<del>100.00</del> 120.00
32.5 (2)	Park without consent	<del>100.00</del> 120.00
32.5 (3)	Permitting a vehicle, holiday trailer or recreation vehicle to be used for sleeping accommodation	<del>250.00</del> 270.00

<sup>1</sup> 3186/A-2006

Traffic Bylaw No. 3186/97

**SCHEDULE "L"<sup>1</sup>****(OPTION 1 – INCREASING PENALTIES BY \$20.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

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<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
32.5 (4)	Park where not permitted	<del>400.00</del> 120.00
32.6	Park so as to obstruct traffic	<del>400.00</del> 120.00
34(1)	Parking in disabled space	<del>450.00</del> 170.00
34(2)	DELETED	

**PART 5 PARKING ON PRIVATE PROPERTY**

35(1)	Park on private property	<del>50.00</del> 70.00
35(2)	Park on parking lot on private land - public access	<del>50.00</del> 70.00
36	Park in a leased stall	<del>50.00</del> 70.00

**PART 6 CITY PARKING**

37	Park or operate vehicle - City owned land	<del>50.00</del> 70.00
37.2(a) <sup>2</sup>	Display goods for sale	<del>50.00</del> 70.00
37.2(b) <sup>2</sup>	Offer goods for sale on highway or boulevard	<del>50.00</del> 70.00
37.2(c) <sup>2</sup>	Sell goods on highway or boulevard	<del>50.00</del> 70.00
37.2(d) <sup>2</sup>	Park a vehicle that is being displayed for sale or that is displaying advertising directing persons to a commercial premises	<del>50.00</del> 70.00
38	Park in City employee stall	<del>50.00</del> 70.00
39(2)	Park contrary to signs - City parking lot	<del>50.00</del> 70.00

<sup>2</sup> 3186/B-2006, <sup>1</sup> 3186/A-2006

Traffic Bylaw No. 3186/97

**SCHEDULE "L"<sup>1</sup>****(OPTION 1 – INCREASING PENALTIES BY \$20.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

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<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
39(3)	<sup>3</sup> Parking in City lot or parkade	<del>35.00</del> 55.00
39(4)	<sup>4</sup> Parking prohibited in City lot or parkade in excess of 36 hours	<del>60.00</del> 80.00

**PART 7 PARKING METERS**

40	Meter violations	<del>30.00</del> 50.00
4	Meter violation - second offence	<del>35.00</del> 55.00
43.2 <sup>2</sup>	Park licensed courier/delivery vehicle over time limit	<del>30.00</del> 50.00
44	Unauthorized meter exemption sticker	<del>60.00</del> 80.00
45(a)	Not parking within lines - metered space	<del>30.00</del> 50.00
45(b)	Improper angle park - metered space	<del>30.00</del> 50.00
45(c)	Improper parallel park - metered space	<del>30.00</del> 50.00
48	Park at hooded meter	<del>60.00</del> 80.00
49	Taxi cab in metered space	<del>35.00</del> 55.00

**PART 7A TRANSIT TERMINAL**

51.1(1)	<sup>5</sup> DELETED	
51.1(2)	<sup>6</sup> Enter Transit Terminal or parkade after hours	35.00
51.1(3)	Run or walk in area for passage of motor vehicles	35.00
51.1(4)	<sup>7</sup> DELETED	
51.1(5)	<sup>8</sup> DELETED	
51.1(6)	Bring animals into Transit Terminal	35.00

<sup>2</sup> 3186/B-2006, <sup>1</sup> 3186/A-2006, <sup>3</sup> 3186/A-2010, <sup>4</sup> 3186/A-2010, <sup>5</sup> 3186/A-2010, <sup>6</sup> 3186/A-2010, <sup>7</sup> 3186/A-2010, <sup>8</sup> 3186/A-2010

Traffic Bylaw No. 3186/97

**SCHEDULE "L"<sup>1</sup>****(OPTION 1 – INCREASING PENALTIES BY \$20.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

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<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
<b>PART 8 SPECIAL CLASSES OF VEHICLES</b>		
52	Angle park vehicle exceeding 6 metres	<del>60.00</del> 80.00
53(1)	Park vehicle over 6 metres - residential district	<del>450.00</del> 170.00
53.2	Park Unattached Trailer	<del>60.00</del> 80.00
54	Residing in holiday trailer or recreation vehicle	<del>400.00</del> 120.00
55(a)	Overdimension permits	<del>400.00</del> 120.00
55(b)	Overweight permits	<del>400.00</del> 120.00
58(a)	Failure to obtain permit	<del>400.00</del> 120.00
58(b)	Violation of permit conditions	<del>400.00</del> 120.00
59	Weight limits on bridge	<del>400.00</del> 120.00
60(a)	Refusing to stop for Peace Officer	<del>400.00</del> 120.00
60(b)	Refusal to permit weighing of vehicle	<del>400.00</del> 120.00
61	Vehicle with metal lugs without permit	<del>400.00</del> 120.00
62 <sup>1</sup>	Heavy vehicle operation off truck routes	<del>400.00</del> 120.00
63 <sup>2</sup>	Heavy Vehicle parking off truck routes	<del>400.00</del> 120.00
73(1)	Overtake transit bus on right side	<del>60.00</del> 80.00
73.1	Operate a vehicle in area restricted to City transit buses only	<del>450.00</del>
170.00		
<b>PART 9 RULES FOR PARADES AND PROCESSIONS</b>		
74(1)	Hold a Special Event without a permit	60.00
74(3)	Be a member of an unauthorized Special Event	35.00

<sup>1</sup> 3186/A-2010, <sup>2</sup> 3186/A-2010,

Traffic Bylaw No. 3186/97

**SCHEDULE "L"<sup>1</sup>****(OPTION 1 – INCREASING PENALTIES BY \$20.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

Page 7 of 7

<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
<b>PART 10 MISCELLANEOUS</b>		
78	Heavy vehicle operation across sidewalks	<del>400.00</del> 120.00
79(1)	Vehicular access on sidewalk or boulevard	<del>60.00</del> 80.00
80(1)	<sup>2</sup> Failure to obey transit or parkade regulations	<del>30.00</del> 50.00
81(1)	Placing obstructions and snow on roadway	<del>35.00</del> 55.00
82(1)	Failure to clean sidewalks	35.00
83	Distraction by light or object	100.00
84	Washing vehicles - drainage to highway	<del>400.00</del> 120.00
85	Unloading across sidewalk	<del>35.00</del> 55.00
86	Placing goods on highway	<del>35.00</del> 55.00
87	Sledding behind moving vehicles	<del>35.00</del> 55.00
88	Allowing livestock to obstruct traffic	<del>35.00</del> 55.00
89	Livestock on City property	35.00
90	Damaging a roadway	<del>400.00</del> 120.00
91	Encroachment or obstruction on highway	<del>35.00</del> 55.00
92	Storing material on City property without permit	100.00
93	Placing salt on sidewalk	30.00
94	Draining radiator on roadway	<del>500.00</del> 520.00
95	Failing to trim overhanging shrubs	35.00
96	Unauthorized damage to boulevard trees	35.00
101	Dumping dangerous goods on highway	<del>500.00</del> 520.00

<sup>1</sup> 3186/A-2006, <sup>2</sup> 3186/A-2010

Traffic Bylaw No. 3186/97

**SCHEDULE "L"<sup>1</sup>****(OPTION 2 – INCREASING PENALTIES BY \$15.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

Page 1 of 7

<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
<b>PART 2 RIGHTS AND DUTIES OF PEDESTRIANS</b>		
14	Crossing street where sign prohibits	30.00
15	Obstructing a highway	30.00
16	Pedestrians not involved in Special Event	50.00
17	Unauthorized public meetings	35.00
19	Hitchhiking	30.00
<b>PART 3 SIDEWALKS-BICYCLE PATHS</b>		
20	Operate a motor vehicle upon a sidewalk, trail, path	<del>50.00</del> 65.00
21	Bicycles on sidewalk where prohibited	35.00
22	Skateboards on sidewalk where prohibited	35.00
22.1	<sup>1</sup> Operating bicycle, skateboard, roller blades in Transit Terminal or parkade	35.00
<b>PART 4 PARKING</b>		
23	Stopping where prohibited	<del>50.00</del> 65.00
24(a)	Park in construction area	<del>50.00</del> 65.00
24(b)	Park in bus stop	<del>50.00</del> 65.00
24(c)	Park to obstruct Fire-Emergency door	<del>60.00</del> 75.00
24(d)	Park in entrance, fire hall or hospital	<del>60.00</del> 75.00
24(e)	Park in area for special class of vehicles	<del>35.00</del> 50.00
24(f)	Parking in area signed "NO PARKING"	<del>50.00</del> 65.00
24(g)	Parking in a fire lane	<del>60.00</del> 75.00

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<sup>1</sup> 3186/A-2010

Traffic Bylaw No. 3186/97

**SCHEDULE "L"<sup>1</sup>****(OPTION 2 – INCREASING PENALTIES BY \$15.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

Page 2 of 7

<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
24.1	Park in loading or unloading zone longer than permitted	<del>50.00</del> 65.00
24.1 (a) <sup>2</sup>	Park in a Commercial loading zone without a commercial License plate or commercial signage	<del>50.00</del> 65.00
24.1 (b) <sup>2</sup>	Park in a Commercial loading zone without loading or Unloading	<del>50.00</del> 65.00
24.1 (c) <sup>2</sup>	Park in a Commercial loading zone for more than 30 minutes	<del>50.00</del> 65.00
24.2 (a) <sup>2</sup>	Park in a Pubic loading zone without loading or Unloading	<del>50.00</del> 65.00
24.2 (b) <sup>2</sup>	Park in a Public loading zone for more than 10 minutes	<del>50.00</del> 65.00
24.3 <sup>3</sup>	Park to obstruct sidewalk	<del>50.00</del> 65.00
25(1)	Driving a vehicle contrary to the Road Repair Sign	<del>35.00</del> 50.00
25(3)	Interfering with Road Repair Sign	<del>35.00</del> 50.00
25(4)	No Parking - street cleaning, snow removal	<del>60.00</del> 75.00
26(1)	Parking in an alley	<del>50.00</del> 65.00
27(1)	Parking longer than designated time	<del>30.00</del> 45.00
27(2)	Parking longer than designated time (second offence)	<del>35.00</del> 50.00
28(1)	Parking unattached holiday trailer on highway	<del>50.00</del> 65.00
29(1)	Parking in taxi stand	<del>35.00</del> 50.00
29(2)	Leave taxi cab unattended	<del>35.00</del> 50.00
29(3)	Park taxi in taxi stand when not for hire	<del>35.00</del> 50.00
30	Park taxi other than place allowed	<del>35.00</del> 50.00
32.1	Stopping or Parking:	<del>50.00</del> 65.00
	(a) on a sidewalk or boulevard	

<sup>2</sup> 3186/B-2006, <sup>1</sup> 3185/A-2006, <sup>3</sup> 3186/A-2008

Traffic Bylaw No. 3186/97

**SCHEDULE "L"<sup>1</sup>****(OPTION 2 – INCREASING PENALTIES BY \$15.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

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<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
	(b) on a crosswalk	
	(c) within an intersection	
	(d) at an intersection nearer than 5 metres to a curb	
	(e) within 5 metres from a stop sign	
	(g) within 1.5 metres of access to any garage, private road or vehicle access over sidewalk	
	(h) within 5 metres of a crosswalk	
	(i) stopping or parking so as to obstruct traffic	
	(j) where prohibited by a traffic control device	
	(k) beside a parked vehicle	
32.1	Stopping or Parking	<del>60.00</del> 75.00
	(f) within 5 metres from any fire hydrant	
32.2	Parallel Parking	<del>50.00</del> 65.00
32.3	Angle Parking	<del>50.00</del> 65.00
32.4	Vehicle on a Jack	<del>50.00</del> 65.00
32.5 (1)	Park in excess of 72 hours	<del>400.00</del> 115.00
32.5 (2)	Park without consent	<del>400.00</del> 115.00
32.5 (3)	Permitting a vehicle, holiday trailer or recreation vehicle to be used for sleeping accommodation	<del>250.00</del> 265.00

<sup>1</sup> 3186/A-2006

Traffic Bylaw No. 3186/97

**SCHEDULE "L"<sup>1</sup>****(OPTION 2 – INCREASING PENALTIES BY \$15.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

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<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
32.5 (4)	Park where not permitted	<del>400.00</del> 115.00
32.6	Park so as to obstruct traffic	<del>400.00</del> 115.00
34(1)	Parking in disabled space	<del>450.00</del> 165.00
34(2)	DELETED	

**PART 5 PARKING ON PRIVATE PROPERTY**

35(1)	Park on private property	<del>50.00</del> 65.00
35(2)	Park on parking lot on private land - public access	<del>50.00</del> 65.00
36	Park in a leased stall	<del>50.00</del> 65.00

**PART 6 CITY PARKING**

37	Park or operate vehicle - City owned land	<del>50.00</del> 65.00
37.2(a) <sup>2</sup>	Display goods for sale	<del>50.00</del> 65.00
37.2(b) <sup>2</sup>	Offer goods for sale on highway or boulevard	<del>50.00</del> 65.00
37.2(c) <sup>2</sup>	Sell goods on highway or boulevard	<del>50.00</del> 65.00
37.2(d) <sup>2</sup>	Park a vehicle that is being displayed for sale or that is displaying advertising directing persons to a commercial premises	<del>50.00</del> 65.00
38	Park in City employee stall	<del>50.00</del> 65.00
39(2)	Park contrary to signs - City parking lot	<del>50.00</del> 65.00

<sup>2</sup> 3186/B-2006, <sup>1</sup> 3186/A-2006

Traffic Bylaw No. 3186/97

**SCHEDULE "L"<sup>1</sup>****(OPTION 2 – INCREASING PENALTIES BY \$15.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

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<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
39(3)	<sup>3</sup> Parking in City lot or parkade	<del>35.00</del> 50.00
39(4)	<sup>4</sup> Parking prohibited in City lot or parkade in excess of 36 hours	<del>60.00</del> 75.00

**PART 7 PARKING METERS**

40	Meter violations	<del>30.00</del> 45.00
4	Meter violation - second offence	<del>35.00</del> 50.00
43.2 <sup>2</sup>	Park licensed courier/delivery vehicle over time limit	<del>30.00</del> 45.00
44	Unauthorized meter exemption sticker	<del>60.00</del> 75.00
45(a)	Not parking within lines - metered space	<del>30.00</del> 45.00
45(b)	Improper angle park - metered space	<del>30.00</del> 45.00
45(c)	Improper parallel park - metered space	<del>30.00</del> 45.00
48	Park at hooded meter	<del>60.00</del> 75.00
49	Taxi cab in metered space	<del>35.00</del> 50.00

**PART 7A TRANSIT TERMINAL**

51.1(1)	<sup>5</sup> DELETED	
51.1(2)	<sup>6</sup> Enter Transit Terminal or parkade after hours	35.00
51.1(3)	Run or walk in area for passage of motor vehicles	35.00
51.1(4)	<sup>7</sup> DELETED	
51.1(5)	<sup>8</sup> DELETED	
51.1(6)	Bring animals into Transit Terminal	35.00

<sup>2</sup> 3186/B-2006, <sup>1</sup> 3186/A-2006, <sup>3</sup> 3186/A-2010, <sup>4</sup> 3186/A-2010, <sup>5</sup> 3186/A-2010, <sup>6</sup> 3186/A-2010, <sup>7</sup> 3186/A-2010, <sup>8</sup> 3186/A-2010

Traffic Bylaw No. 3186/97

**SCHEDULE "L"<sup>1</sup>****(OPTION 2 – INCREASING PENALTIES BY \$15.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

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<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
<b>PART 8 SPECIAL CLASSES OF VEHICLES</b>		
52	Angle park vehicle exceeding 6 metres	<del>60.00</del> 75.00
53(1)	Park vehicle over 6 metres - residential district	<del>450.00</del> 165.00
53.2	Park Unattached Trailer	<del>60.00</del> 75.00
54	Residing in holiday trailer or recreation vehicle	<del>400.00</del> 115.00
55(a)	Overdimension permits	<del>400.00</del> 115.00
55(b)	Overweight permits	<del>400.00</del> 115.00
58(a)	Failure to obtain permit	<del>400.00</del> 115.00
58(b)	Violation of permit conditions	<del>400.00</del> 115.00
59	Weight limits on bridge	<del>400.00</del> 115.00
60(a)	Refusing to stop for Peace Officer	<del>400.00</del> 115.00
60(b)	Refusal to permit weighing of vehicle	<del>400.00</del> 115.00
61	Vehicle with metal lugs without permit	<del>400.00</del> 115.00
62 <sup>1</sup>	Heavy vehicle operation off truck routes	<del>400.00</del> 115.00
63 <sup>2</sup>	Heavy Vehicle parking off truck routes	<del>400.00</del> 115.00
73(1)	Overtake transit bus on right side	<del>60.00</del> 75.00
73.1	Operate a vehicle in area restricted to City transit buses only	<del>450.00</del>
165.00		
<b>PART 9 RULES FOR PARADES AND PROCESSIONS</b>		
74(1)	Hold a Special Event without a permit	60.00
74(3)	Be a member of an unauthorized Special Event	35.00

<sup>1</sup> 3186/A-2010, <sup>2</sup> 3186/A-2010,

Traffic Bylaw No. 3186/97

**SCHEDULE "L"<sup>1</sup>****(OPTION 2 – INCREASING PENALTIES BY \$15.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

Page 7 of 7

<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
<b>PART 10 MISCELLANEOUS</b>		
78	Heavy vehicle operation across sidewalks	<del>400.00</del> 115.00
79(1)	Vehicular access on sidewalk or boulevard	<del>60.00</del> 75.00
80(1)	<sup>2</sup> Failure to obey transit or parkade regulations	<del>30.00</del> 45.00
81(1)	Placing obstructions and snow on roadway	<del>35.00</del> 50.00
82(1)	Failure to clean sidewalks	35.00
83	Distraction by light or object	100.00
84	Washing vehicles - drainage to highway	<del>400.00</del> 115.00
85	Unloading across sidewalk	<del>35.00</del> 50.00
86	Placing goods on highway	<del>35.00</del> 50.00
87	Sledding behind moving vehicles	<del>35.00</del> 50.00
88	Allowing livestock to obstruct traffic	<del>35.00</del> 50.00
89	Livestock on City property	35.00
90	Damaging a roadway	<del>400.00</del> 115.00
91	Encroachment or obstruction on highway	<del>35.00</del> 50.00
92	Storing material on City property without permit	100.00
93	Placing salt on sidewalk	30.00
94	Draining radiator on roadway	<del>500.00</del> 515.00
95	Failing to trim overhanging shrubs	35.00
96	Unauthorized damage to boulevard trees	35.00
101	Dumping dangerous goods on highway	<del>500.00</del> 515.00

<sup>1</sup> 3186/A-2006, <sup>2</sup> 3186/A-2010

**Option 1**

**BYLAW NO. 3186/A-2011**

Being a Bylaw to amend Bylaw No. 3186/97 The Traffic Bylaw of the City of Red Deer.

COUNCIL OF THE CITY OF RED DEER, ALBERTA, ENACTS AS FOLLOWS:

Bylaw No. 3186/97 is hereby amended as follows:

- 1.     Schedule “L” is deleted in its entirety and replaced with the attached revised Schedule “L”.
  
- 2.     In all other respects, Bylaw No. 3186/97 is hereby ratified and confirmed.

READ A FIRST TIME IN OPEN COUNCIL this	day of	2011.
READ A SECOND TIME IN OPEN COUNCIL this	day of	2011.
READ A THIRD TIME IN OPEN COUNCIL this	day of	2011.
AND SIGNED BY THE MAYOR AND CLERK this	day of	2011.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY CLERK

Bylaw No. 3186/A-2011

**SCHEDULE "L"****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

Page 1 of 7

<b><i>Section</i></b>	<b><i>Title of Offence</i></b>	<b><i>Penalty</i></b>
<b>PART 2 RIGHTS AND DUTIES OF PEDESTRIANS</b>		
14	Crossing street where sign prohibits	30.00
15	Obstructing a highway	30.00
16	Pedestrians not involved in Special Event	50.00
17	Unauthorized public meetings	35.00
19	Hitchhiking	30.00
<b>PART 3 SIDEWALKS-BICYCLE PATHS</b>		
20	Operate a motor vehicle upon a sidewalk, trail, path	70.00
21	Bicycles on sidewalk where prohibited	35.00
22	Skateboards on sidewalk where prohibited	35.00
22.1	Operating bicycle, skateboard, roller blades in Transit Terminal or parkade	35.00
<b>PART 4 PARKING</b>		
23	Stopping where prohibited	70.00
24(a)	Park in construction area	70.00
24(b)	Park in bus stop	70.00
24(c)	Park to obstruct Fire-Emergency door	80.00
24(d)	Park in entrance, fire hall or hospital	80.00
24(e)	Park in area for special class of vehicles	55.00
24(f)	Parking in area signed "NO PARKING"	70.00
24(g)	Parking in a fire lane	80.00

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**SCHEDULE "L"****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

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<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
24.1	Park in loading or unloading zone longer than permitted	70.00
24.1 (a)	Park in a Commercial loading zone without a commercial License plate or commercial signage	70.00
24.1 (b)	Park in a Commercial loading zone without loading or Unloading	70.00
24.1 (c)	Park in a Commercial loading zone for more than 30 minutes	70.00
24.2 (a)	Park in a Public loading zone without loading or Unloading	70.00
24.2 (b)	Park in a Public loading zone for more than 10 minutes	70.00
24.3	Park to obstruct sidewalk	70.00
25(1)	Driving a vehicle contrary to the Road Repair Sign	55.00
25(3)	Interfering with Road Repair Sign	55.00
25(4)	No Parking - street cleaning, snow removal	80.00
26(1)	Parking in an alley	70.00
27(1)	Parking longer than designated time	50.00
27(2)	Parking longer than designated time (second offence)	55.00
28(1)	Parking unattached holiday trailer on highway	70.00
29(1)	Parking in taxi stand	55.00
29(2)	Leave taxi cab unattended	55.00
29(3)	Park taxi in taxi stand when not for hire	55.00
30	Park taxi other than place allowed	55.00
32.1	Stopping or Parking:	70.00
	(a) on a sidewalk or boulevard	

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**SCHEDULE "L"****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

Page 3 of 7

<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
	(b) on a crosswalk	
	(c) within an intersection	
	(d) at an intersection nearer than 5 metres to a curb	
	(e) within 5 metres from a stop sign	
	(g) within 1.5 metres of access to any garage, private road or vehicle access over sidewalk	
	(h) within 5 metres of a crosswalk	
	(i) stopping or parking so as to obstruct traffic	
	(j) where prohibited by a traffic control device	
	(k) beside a parked vehicle	
32.1	Stopping or Parking	80.00
	(f) within 5 metres from any fire hydrant	
32.2	Parallel Parking	70.00
32.3	Angle Parking	70.00
32.4	Vehicle on a Jack	70.00
32.5 (1)	Park in excess of 72 hours	120.00
32.5 (2)	Park without consent	120.00
32.5 (3)	Permitting a vehicle, holiday trailer or recreation vehicle to be used for sleeping accommodation	270.00

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**SCHEDULE "L"****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

Page 4 of 7

<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
32.5(4)	Park where not permitted	120.00
32.6	Park so as to obstruct traffic	120.00
34(1)	Parking in disabled space	170.00
34(2)	DELETED	

**PART 5 PARKING ON PRIVATE PROPERTY**

35(1)	Park on private property	70.00
35(2)	Park on parking lot on private land - public access	70.00
36	Park in a leased stall	70.00

**PART 6 CITY PARKING**

37	Park or operate vehicle - City owned land	70.00
37.2(a)	Display goods for sale	70.00
37.2(b)	Offer goods for sale on highway or boulevard	70.00
37.2(c)	Sell goods on highway or boulevard	70.00
37.2(d)	Park a vehicle that is being displayed for sale or that is displaying advertising directing persons to a commercial premises	70.00
38	Park in City employee stall	70.00
39(2)	Park contrary to signs - City parking lot	70.00

Bylaw No. 3186/A-2011

**SCHEDULE "L"****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

Page 5 of 7

<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
39(3)	Parking in City lot or parkade	55.00
39(4)	Parking prohibited in City lot or parkade in excess of 36 hours	80.00

**PART 7 PARKING METERS**

40	Meter violations	50.00
4	Meter violation - second offence	55.00
43.2	Park licensed courier/delivery vehicle over time limit	50.00
44	Unauthorized meter exemption sticker	80.00
45(a)	Not parking within lines - metered space	50.00
45(b)	Improper angle park - metered space	50.00
45(c)	Improper parallel park - metered space	50.00
48	Park at hooded meter	80.00
49	Taxi cab in metered space	55.00

**PART 7A TRANSIT TERMINAL**

51.1(1)	DELETED	
51.1(2)	Enter Transit Terminal or parkade after hours	35.00
51.1(3)	Run or walk in area for passage of motor vehicles	35.00
51.1(4)	DELETED	
51.1(5)	DELETED	
51.1(6)	Bring animals into Transit Terminal	35.00

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**SCHEDULE "L"****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

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<b><i>Section</i></b>	<b><i>Title of Offence</i></b>	<b><i>Penalty</i></b>
<b>PART 8 SPECIAL CLASSES OF VEHICLES</b>		
52	Angle park vehicle exceeding 6 metres	80.00
53(1)	Park vehicle over 6 metres - residential district	170.00
53.2	Park Unattached Trailer	80.00
54	Residing in holiday trailer or recreation vehicle	120.00
55(a)	Overdimension permits	120.00
55(b)	Overweight permits	120.00
58(a)	Failure to obtain permit	120.00
58(b)	Violation of permit conditions	120.00
59	Weight limits on bridge	120.00
60(a)	Refusing to stop for Peace Officer	120.00
60(b)	Refusal to permit weighing of vehicle	120.00
61	Vehicle with metal lugs without permit	120.00
62	Heavy vehicle operation off truck routes	120.00
63	Heavy Vehicle parking off truck routes	120.00
73(1)	Overtake transit bus on right side	80.00
73.1	Operate a vehicle in area restricted to City transit buses only	170.00
<b>PART 9 RULES FOR PARADES AND PROCESSIONS</b>		
74(1)	Hold a Special Event without a permit	60.00
74(3)	Be a member of an unauthorized Special Event	35.00

Bylaw No. 3186/A-2011

**SCHEDULE "L"****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

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<b><i>Section</i></b>	<b><i>Title of Offence</i></b>	<b><i>Penalty</i></b>
<b>PART 10 MISCELLANEOUS</b>		
78	Heavy vehicle operation across sidewalks	120.00
79(1)	Vehicular access on sidewalk or boulevard	80.00
80(1)	Failure to obey transit or parkade regulations	50.00
81(1)	Placing obstructions and snow on roadway	55.00
82(1)	Failure to clean sidewalks	35.00
83	Distraction by light or object	100.00
84	Washing vehicles - drainage to highway	120.00
85	Unloading across sidewalk	55.00
86	Placing goods on highway	55.00
87	Sledding behind moving vehicles	55.00
88	Allowing livestock to obstruct traffic	55.00
89	Livestock on City property	35.00
90	Damaging a roadway	120.00
91	Encroachment or obstruction on highway	55.00
92	Storing material on City property without permit	100.00
93	Placing salt on sidewalk	30.00
94	Draining radiator on roadway	520.00
95	Failing to trim overhanging shrubs	35.00
96	Unauthorized damage to boulevard trees	35.00
101	Dumping dangerous goods on highway	520.00

Back up reference re: General  
Penalty Bylaw Amendment  
3036/A-2011 - Options 1 or 2

**BYLAW NO. 3036/91**

Being a Bylaw to provide for a general penalty for breach of a Bylaw.

WHEREAS Section 7(i) of the Municipal Government Act provides that a Council may enact a General Penalty Bylaw for a breach of any City Bylaw;<sup>1</sup>

WHEREAS Council wishes to enact a General Penalty Bylaw to provide for penalties where any Bylaw does not so provide;

NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CITY OF RED DEER, IN THE PROVINCE OF ALBERTA, DULY ASSEMBLED, ENACTS AS FOLLOWS:

**TITLE**

1 This Bylaw may be called the "General Penalty Bylaw".

**DEFINITIONS**

2 In this Bylaw:

(a) "alleged offender" means any person to whom a tag or a summons is issued for the breach of a bylaw;

(b)<sup>2</sup> "bylaw" means any bylaw passed by the Council;

(c)<sup>3</sup> "Chief Bylaw Enforcement Officer" means the Chief of Police;

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<sup>1</sup> 3036/A-95

<sup>2</sup> 3036/A-95

<sup>3</sup> 3036/A-95

2

Bylaw No. 3036/91

(d)<sup>1</sup> DELETED

(e) "Court" means the Provincial Court of Alberta;

(f)<sup>2</sup> DELETED

(g)<sup>3</sup> DELETED

(h) "penalty amount" means the full amount of the penalty specified in a bylaw and indicated on the tag, before the application of any discount for early payment;

(i) "summons" means a summons issued under the Provincial Offences Procedure Act.

#### FORM OF TAG

3 The tag which may be issued for breach of a bylaw shall be in the form approved, from time to time, by the Chief Bylaw Enforcement Officer of the City.

#### ISSUE OF TAG - SPECIFIED PENALTIES

4 Any person who breaches any provision of a bylaw for which a penalty is specified may be issued a tag requiring payment of the penalty amount.

#### PREPAYMENT DISCOUNTS

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<sup>1</sup> 3036/A-95

<sup>2</sup> 3036/A-95

<sup>3</sup> 3036/A-95

ORIGINAL



Council Decision – May 30, 2011

**DATE:** June 2, 2011

**TO:** Joyce Boon, Co-Manager, Inspections & Licensing  
Russ Pye, Co-Manager, Inspections & Licensing

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Increase in Parking Penalties and Early Payment Reduction Traffic  
Traffic Bylaw Amendment 3186/A-2011  
General Penalty Bylaw Amendment 3036/A-2011

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**Reference Report:**

Inspection & Licensing Co-Managers, dated May 17, 2011.

**Resolution:**

The following resolution was passed during the regular Council meeting held on Monday, May 30, 2011:

**“Resolved** that Council of The City of Red Deer having considered the report from the Inspections & Licensing Co-Managers dated May 17, 2011 re: Increase in Parking Penalties and Early Payment Reduction hereby agrees to table consideration of Traffic Bylaw Amendment 3186/A-2011 and General Penalty Bylaw Amendment 3036/A-2011 for up to four weeks to allow administration to incorporate alternatives to the proposed penalty structure.”

**Report back to Council:** Yes

**Comments/Further Action:**

Administration to incorporate alternatives to the proposed penalty structure and provide a report for Council's consideration by June 27, 2011.

A handwritten signature in black ink, appearing to read 'Elaine Vincent'.

Elaine Vincent  
Legislative & Governance Services Manager

- c Director of Planning Services
- Director of Corporate Services
- Financial Services Manager
- Bylaw Research Coordinator
- Corporate Meeting Coordinator

- 5      (1)      The penalty amount, if paid to the City cashier at City Hall within 7 days of the date of service of the tag, may be reduced by the sum of \$10.00, which reduced amount shall be accepted in satisfaction of the tag.
- (2)      The penalty amount, if paid to the City cashier at City Hall within the period from 8 to 15 days of the date of service of the tag, may be reduced by the sum of \$5.00, which reduced amount shall be accepted in satisfaction of the tag.
- (3)      After the expiry of 15 days from the date of service of the tag, the full penalty amount must be paid, and may be paid to the City cashier at City Hall at any time before a summons is issued.

#### REFUND OF PAYMENT

- 6                Where an alleged offender has made payment under this bylaw and is prosecuted under a summons issued for the offence in respect of which such payment has been made, such payment will be refunded.

#### ISSUE OF SUMMONS - SPECIFIED PENALTIES

- 7      (1)      If the alleged offender does not pay the penalty amount, then such person may, by summons, be required to appear in Court and shall be liable on summary conviction to pay a minimum fine equal to the penalty amount plus Court costs.
- (2)      Any alleged offender who wishes to plead guilty may voluntarily pay the penalty amount after the date of service of a summons and on or before the initial appearance date on the summons to the Clerk of the Court at

Red Deer, Alberta.

#### ISSUE OF SUMMONS - NO SPECIFIED PENALTY

- 8<sup>1</sup> Any person who breaches a bylaw for which offence a specific penalty is not provided may by summons be required to appear in Court and shall be liable upon summary conviction to a penalty of not less than \$100.00, and not more than \$10,000.00 plus court costs and, in default thereof, for imprisonment for not more than 1 year.

#### GENERAL RIGHTS

- 9 This bylaw will not prevent:
- (a) a person from defending any alleged breach of a bylaw;
  - (b)<sup>2</sup> a Peace Officer or Bylaw Enforcement Officer from issuing a summons to any person for breach of a bylaw;
  - (c) a person from issuing a summons against any other person for breach of a bylaw.

#### YOUNG OFFENDERS

- 10<sup>3</sup> Where an alleged offender is under the age of 18 years, such person shall be liable to the penalties provided in the Youth Justice Act, RSA 2000,

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<sup>1</sup> 3036/A-95

<sup>2</sup> 3036/A-95

<sup>3</sup> 3036/A-2010

CH. Y-1.

## LICENSE FEES AND OTHER CHARGES<sup>1</sup>

- 11<sup>2</sup> Upon conviction for an offense, a Judge of a Court may impose a penalty for such offense that is in addition to a fine or imprisonment, so long as the penalty relates to the non-payment of a fee, cost, rate, toll or charge that is associated with the conduct that gave rise to the offense for which the conviction was given.

## REPEAL

- 12 Bylaw 3005/90 is repealed.

## EFFECTIVE DATE

- 13 This bylaw shall come into full force and effect upon the passage of third reading.

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<sup>1</sup> 3036/A-95

<sup>2</sup> 3036/A-95

6

Bylaw No. 3036/91

READ A FIRST TIME IN OPEN COUNCIL this 24 day of June A.D. 1991.

READ A SECOND TIME IN OPEN COUNCIL this 24 day of June A.D. 1991.

READ A THIRD TIME IN OPEN COUNCIL this 24 day of June A.D. 1991.

"R.J. McGhee"

---

MAYOR

"Kelly Kloss"

---

ASSIST. CITY CLERK

**Option 1****BYLAW NO. 3036/A-2011**

Being a Bylaw to amend Bylaw No. 3036/91 The General Penalty Bylaw of the City of Red Deer.

COUNCIL OF THE CITY OF RED DEER, ALBERTA, ENACTS AS FOLLOWS:

Bylaw No. 3036/91 is hereby amended as follows:

1. Section 5 is removed in its entirety and replaced with the following:
  - “(1) The penalty amount, if paid to the City cashier at City Hall within 10 days of the date of service of the tag, may be reduced by the sum of \$20.00, which reduced amount shall be accepted in satisfaction of the tag.
  - (2) After the expiry of 10 days from the date of service of the tag, the full penalty amount must be paid, and may be paid to the City of Red Deer at any time before a summons is issued.”
2. In all other respects, Bylaw No. 3036/91 is hereby ratified and confirmed.

READ A FIRST TIME IN OPEN COUNCIL this	day of	2011.
READ A SECOND TIME IN OPEN COUNCIL this	day of	2011.
READ A THIRD TIME IN OPEN COUNCIL this	day of	2011.
AND SIGNED BY THE MAYOR AND CLERK this	day of	2011.

---

MAYOR

---

CITY CLERK

**Option 2****BYLAW NO. 3186/A-2011**

Being a Bylaw to amend Bylaw No. 3186/97 The Traffic Bylaw of the City of Red Deer.

COUNCIL OF THE CITY OF RED DEER, ALBERTA, ENACTS AS FOLLOWS:

Bylaw No. 3186/97 is hereby amended as follows:

1. Schedule "L" is deleted in its entirety and replaced with the attached revised Schedule "L".
2. In all other respects, Bylaw No. 3186/97 is hereby ratified and confirmed.

READ A FIRST TIME IN OPEN COUNCIL this	day of	2011.
READ A SECOND TIME IN OPEN COUNCIL this	day of	2011.
READ A THIRD TIME IN OPEN COUNCIL this	day of	2011.
AND SIGNED BY THE MAYOR AND CLERK this	day of	2011.

---

MAYOR

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CITY CLERK

Bylaw No. 3186/A-2011

**SCHEDULE "L"****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

Page 1 of 7

<b><i>Section</i></b>	<b><i>Title of Offence</i></b>	<b><i>Penalty</i></b>
<b>PART 2 RIGHTS AND DUTIES OF PEDESTRIANS</b>		
14	Crossing street where sign prohibits	30.00
15	Obstructing a highway	30.00
16	Pedestrians not involved in Special Event	50.00
17	Unauthorized public meetings	35.00
19	Hitchhiking	30.00
<b>PART 3 SIDEWALKS-BICYCLE PATHS</b>		
20	Operate a motor vehicle upon a sidewalk, trail, path	65.00
21	Bicycles on sidewalk where prohibited	35.00
22	Skateboards on sidewalk where prohibited	35.00
22.1	Operating bicycle, skateboard, roller blades in Transit Terminal or parkade	35.00
<b>PART 4 PARKING</b>		
23	Stopping where prohibited	65.00
24(a)	Park in construction area	65.00
24(b)	Park in bus stop	65.00
24(c)	Park to obstruct Fire-Emergency door	75.00
24(d)	Park in entrance, fire hall or hospital	75.00
24(e)	Park in area for special class of vehicles	50.00
24(f)	Parking in area signed "NO PARKING"	65.00
24(g)	Parking in a fire lane	75.00

Bylaw No. 3186/A-2011

**SCHEDULE "L"****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

Page 2 of 7

<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
24.1	Park in loading or unloading zone longer than permitted	65.00
24.1 (a)	Park in a Commercial loading zone without a commercial License plate or commercial signage	65.00
24.1 (b)	Park in a Commercial loading zone without loading or Unloading	65.00
24.1 (c)	Park in a Commercial loading zone for more than 30 minutes	65.00
24.2 (a)	Park in a Public loading zone without loading or Unloading	65.00
24.2 (b)	Park in a Public loading zone for more than 10 minutes	65.00
24.3	Park to obstruct sidewalk	65.00
25(1)	Driving a vehicle contrary to the Road Repair Sign	50.00
25(3)	Interfering with Road Repair Sign	50.00
25(4)	No Parking - street cleaning, snow removal	75.00
26(1)	Parking in an alley	65.00
27(1)	Parking longer than designated time	45.00
27(2)	Parking longer than designated time (second offence)	50.00
28(1)	Parking unattached holiday trailer on highway	65.00
29(1)	Parking in taxi stand	50.00
29(2)	Leave taxi cab unattended	50.00
29(3)	Park taxi in taxi stand when not for hire	50.00
30	Park taxi other than place allowed	50.00
32.1	Stopping or Parking:	65.00
	(a) on a sidewalk or boulevard	

Bylaw No. 3186/A-2011

**SCHEDULE "L"****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

Page 3 of 7

<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
	(b) on a crosswalk	
	(c) within an intersection	
	(d) at an intersection nearer than 5 metres to a curb	
	(e) within 5 metres from a stop sign	
	(g) within 1.5 metres of access to any garage, private road or vehicle access over sidewalk	
	(h) within 5 metres of a crosswalk	
	(i) stopping or parking so as to obstruct traffic	
	(j) where prohibited by a traffic control device	
	(k) beside a parked vehicle	
32.1	Stopping or Parking	75.00
	(f) within 5 metres from any fire hydrant	
32.2	Parallel Parking	65.00
32.3	Angle Parking	65.00
32.4	Vehicle on a Jack	65.00
32.5 (1)	Park in excess of 72 hours	115.00
32.5 (2)	Park without consent	115.00
32.5 (3)	Permitting a vehicle, holiday trailer or recreation vehicle to be used for sleeping accommodation	265.00

Bylaw No. 3186/A-2011

**SCHEDULE "L"****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

Page 4 of 7

<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
32.5 (4)	Park where not permitted	115.00
32.6	Park so as to obstruct traffic	115.00
34(1)	Parking in disabled space	165.00
34(2)	DELETED	

**PART 5 PARKING ON PRIVATE PROPERTY**

35(1)	Park on private property	65.00
35(2)	Park on parking lot on private land - public access	65.00
36	Park in a leased stall	65.00

**PART 6 CITY PARKING**

37	Park or operate vehicle - City owned land	65.00
37.2(a)	Display goods for sale	65.00
37.2(b)	Offer goods for sale on highway or boulevard	65.00
37.2(c)	Sell goods on highway or boulevard	65.00
37.2(d)	Park a vehicle that is being displayed for sale or that is displaying advertising directing persons to a commercial premises	65.00
38	Park in City employee stall	65.00
39(2)	Park contrary to signs - City parking lot	65.00

Bylaw No. 3186/A-2011

**SCHEDULE "L"****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

Page 5 of 7

<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
39(3)	Parking in City lot or parkade	50.00
39(4)	Parking prohibited in City lot or parkade in excess of 36 hours	75.00

**PART 7 PARKING METERS**

40	Meter violations	45.00
4	Meter violation - second offence	50.00
43.2	Park licensed courier/delivery vehicle over time limit	45.00
44	Unauthorized meter exemption sticker	75.00
45(a)	Not parking within lines - metered space	45.00
45(b)	Improper angle park - metered space	45.00
45(c)	Improper parallel park - metered space	45.00
48	Park at hooded meter	75.00
49	Taxi cab in metered space	50.00

**PART 7A TRANSIT TERMINAL**

51.1(1)	DELETED	
51.1(2)	Enter Transit Terminal or parkade after hours	35.00
51.1(3)	Run or walk in area for passage of motor vehicles	35.00
51.1(4)	DELETED	
51.1(5)	DELETED	
51.1(6)	Bring animals into Transit Terminal	35.00

Bylaw No. 3186/A-2011

**SCHEDULE "L"****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

Page 6 of 7

<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
<b>PART 8 SPECIAL CLASSES OF VEHICLES</b>		
52	Angle park vehicle exceeding 6 metres	75.00
53(1)	Park vehicle over 6 metres - residential district	165.00
53.2	Park Unattached Trailer	75.00
54	Residing in holiday trailer or recreation vehicle	115.00
55(a)	Overdimension permits	115.00
55(b)	Overweight permits	115.00
58(a)	Failure to obtain permit	115.00
58(b)	Violation of permit conditions	115.00
59	Weight limits on bridge	115.00
60(a)	Refusing to stop for Peace Officer	115.00
60(b)	Refusal to permit weighing of vehicle	115.00
61	Vehicle with metal lugs without permit	115.00
62	Heavy vehicle operation off truck routes	115.00
63	Heavy Vehicle parking off truck routes	115.00
73(1)	Overtake transit bus on right side	75.00
73.1	Operate a vehicle in area restricted to City transit buses only	165.00
<b>PART 9 RULES FOR PARADES AND PROCESSIONS</b>		
74(1)	Hold a Special Event without a permit	60.00
74(3)	Be a member of an unauthorized Special Event	35.00

Bylaw No. 3186/A-2011

**SCHEDULE "L"****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

Page 7 of 7

<b><i>Section</i></b>	<b><i>Title of Offence</i></b>	<b><i>Penalty</i></b>
<b>PART 10 MISCELLANEOUS</b>		
78	Heavy vehicle operation across sidewalks	115.00
79(1)	Vehicular access on sidewalk or boulevard	75.00
80(1)	Failure to obey transit or parkade regulations	45.00
81(1)	Placing obstructions and snow on roadway	50.00
82(1)	Failure to clean sidewalks	35.00
83	Distraction by light or object	100.00
84	Washing vehicles - drainage to highway	115.00
85	Unloading across sidewalk	50.00
86	Placing goods on highway	50.00
87	Sledding behind moving vehicles	50.00
88	Allowing livestock to obstruct traffic	50.00
89	Livestock on City property	35.00
90	Damaging a roadway	115.00
91	Encroachment or obstruction on highway	50.00
92	Storing material on City property without permit	100.00
93	Placing salt on sidewalk	30.00
94	Draining radiator on roadway	515.00
95	Failing to trim overhanging shrubs	35.00
96	Unauthorized damage to boulevard trees	35.00
101	Dumping dangerous goods on highway	515.00

**Option 2****BYLAW NO. 3036/A-2011**

Being a Bylaw to amend Bylaw No. 3036/91 The General Penalty Bylaw of the City of Red Deer.

COUNCIL OF THE CITY OF RED DEER, ALBERTA, ENACTS AS FOLLOWS:

Bylaw No. 3036/91 is hereby amended as follows:

1. Section 5 is removed in its entirety and replaced with the following:
  - “(1) The penalty amount, if paid to the City cashier at City Hall within 10 days of the date of service of the tag, may be reduced by the sum of \$10.00, which reduced amount shall be accepted in satisfaction of the tag.
  - (2) After the expiry of 10 days from the date of service of the tag, the full penalty amount must be paid, and may be paid to the City of Red Deer at any time before a summons is issued.”
2. In all other respects, Bylaw No. 3036/91 is hereby ratified and confirmed.

READ A FIRST TIME IN OPEN COUNCIL this	day of	2011.
READ A SECOND TIME IN OPEN COUNCIL this	day of	2011.
READ A THIRD TIME IN OPEN COUNCIL this	day of	2011.
AND SIGNED BY THE MAYOR AND CLERK this	day of	2011.

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MAYOR

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CITY CLERK

**Comments:**

I support the recommendation of Administration to proceed with Option 1. This option provides for three readings to both the Traffic Bylaw and the General Penalties Bylaw. The General Penalties Bylaw reflects the outcomes requested by Council; the Traffic Bylaw reflects the proposed changes from the Province and the proposed implementation date allows time for us to communicate the change to the citizens.

“Craig Curtis”  
City Manager

ORIGINAL



## Submission Request For Inclusion on a Council Agenda

Requests to include a report on a Council Agenda must be received by 4:30pm on Monday (5 business days) prior to the scheduled meeting.

**PLEASE NOTE:** If reports are not received by Monday (5 business days) prior to the scheduled meeting/hearing the report may be moved to the next Agenda.

CONTACT INFORMATION			
Name of Report Writer:	Julia Townell		
Department & Telephone Number:	403-342-8185		
REPORT INFORMATION			
Preferred Date of Agenda:	May 30, 2011		
Subject of the Report (provide a brief description)	Increase in Parking Penalties and Early Payment Reduction		
Is this Time Sensitive? Why?	Yes. The Province is introducing a new administrative fee for processing tickets, which will impact The City.		
What is the Decision/Action required from Council?	Give Third Reading to the proposed bylaw amendment.		
Please describe Internal/ External Consultation, if any.	Legal Counsel, Finance, and Inspections & Licensing		
Is this an In-Camera item?	No.		
How does the Report link to the Strategic Plan and other existing Plans & Policies? Be Strategic - Ensure financial sustainability of the organization in the medium and long term Be Strategic - Increase effectiveness of decisions through the establishment of frameworks that consider strategy, capacity and risks.			
Has Legal Counsel been consulted? Are there any outstanding issues? Please describe. Yes / No outstanding issues.			
Are there any financial/budget implications? Please describe. Are there other organizational implications? Please describe. Yes. The Provincial Government has introduced new fees for processing parking tickets, billed to municipalities across Alberta. This has a significant financial impact on operations and budget.			
Presentation: (10 Min Max.)	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	Presenter Name and Contact Information:
COMMUNITY IMPACT			
Should External Stakeholder(s) be advised of the Agenda item? (e.i. Community Groups, Businesses, Community Associations) If Yes, please provide the Contact Information for the External Stakeholder(s)		<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO
External Stakeholder(s) Contact Information: (please provide, name, mailing address, telephone number and e-mail address)			
FOR LEGISLATIVE & GOVERNANCE SERVICES USE ONLY			
Has this been to CLT / City Manager Briefings/ Committees: MPC, EAC, CPAC (Please circle those that apply)			
<b>CLT</b> When/describe: _____	<b>City Manager Briefings</b> When/Describe: _____	<b>Board(s) / Committee(s)</b> When/Describe: _____	
Do we need Communications Support?			
		<input type="checkbox"/> YES	<input type="checkbox"/> NO

Please return completed form, along with report and any additional information to Legislative & Governance Services.

ORIGINAL



Inspections & Licensing Department

**DATE:** May 17, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Joyce Boon Co-Manager Inspections & Licensing  
Russ Pye Co-Manager Inspections & Licensing

**SUBJECT:** Increase in Parking Penalties and Early Payment Reduction

Recommend  
we proceed now.  
Revised rpt  
May 26.11

---

**Purpose:**

To increase the penalties within the City of Red Deer Traffic Bylaw 3186/97, as it relates to general parking requirements and in response to increased parking operating costs and revenue expectations, to ensure that parking business units remain self-supporting

**BACKGROUND**

- A. As part of the City of Red Deer 2011-2013 Budget process, Inspections & Licensing received approval through a Service Plan Funding Requirement (SPFR) for a \$200,000.00 increase in parking revenue in 2011. This was to be accomplished by reducing the early payment of parking infractions from \$20.00 to \$10.00.
- B. The Government of Alberta recently made changes to the motor vehicle fee schedule for each electronic search requested pursuant to the *Operator Licensing and Vehicle Control Regulation A.R. 320/2002*, including the addition of a \$15.00 charge per electronic search.

These fees were scheduled to take effect April 1, 2011, however AUMA has taken action to request that the Provincial Government defer these fees to allow sufficient time for provincial regulations and municipal bylaws to be adjusted.

**DISCUSSION**

**A. 2011-2013 Budget Service Plan SPFR: Early Payment Reduction**

On June 23, 2006, Council approved a greater reduction, from \$10.00 to \$20.00, for early payment of parking infractions. However, while the reduction was reflected on the parking tags, the General Penalty Bylaw No. 3036/91 was not amended to do the same. Furthermore, the General Penalty Bylaw states the following.

5(1) The penalty amount, if paid to the City cashier at City Hall within 7 days of the date of service of the tag, may be reduced by the sum of \$10.00, which reduced amount shall be accepted in satisfaction of the tag.

**Note:** Currently, parking tags allow for a \$20.00 reduction within 10 days.

(2) The penalty amount, if paid to the City cashier at City Hall within the period from 8 to 15 days of the date of service of the tag, may be reduced by the sum of \$5.00, which reduced amount shall be accepted in satisfaction of the tag.

**Note:** This has not been in effect since Council approved the change in 2006.

(3) After the expiry of 15 days from the date of service of the tag, the full penalty amount must be paid, and may be paid to the City cashier at City Hall at any time before a summons is issued.

**Note:** The current practice is to provide a reduction within 10 days of the parking tag being issued.

## **B. Government Charges for Electronic Searches**

These charges will have a significant impact on the parking revenue of the Inspections & Licensing Department since an electronic license plate search request is made to Alberta Motor Vehicles when there is an unpaid parking violation under the Traffic Bylaw. The search is required to obtain personal information such as name and address, to notify the vehicle owner that payment of the infraction is due.

Up until now this information has been provided free however, based on 2010 records, this \$15.00 charge for each search could result in approximately \$369,750.00 increased expenses to the City (24,650 X \$15.00)

## **IMPACT**

This means that the Inspections and Licensing Department will not only require the \$200,000.00 that was approved in the SPFR but will also require an additional \$369,750.00 in revenue to meet budget expectations.

## **OPTIONS**

Administration has reviewed a number of options to address the above issues. The following two options have been reviewed by the Financial Services Department.

### **Option 1:**

- a) Increase parking penalties by \$20.00 in the Traffic Bylaw No 3186/97; and,
- b) Leave the early payment reduction at \$20.00, and amend Section 5 of General Penalty Bylaw No. 3036/91 to remove Section 5(2) and amend Section 5(3).

### **Option 2:**

- a) Increase parking penalties by \$15.00 in the Traffic Bylaw No 3186/97; and,
- b) Approve by resolution the change in the early payment reduction from \$20.00 - \$10.00, and amend Section 5, Subsections (2) and (3) of General Penalty Bylaw No. 3036/91.

## COMPARISON OF TRAFFIC BYLAW PENALTIES

Administration has completed a comparison of parking penalties with other municipalities, reflected in the following table. It should be noted that The City of Red Deer has one of the lowest penalties for an expired meter. With the early payment reduction, the fine amounts to \$10.00. Lethbridge is the only municipality with a lower fine, equaling \$6.00 with the early payment reduction.

- The proposed increase of \$20.00 (amounting to \$50.00 for an expired meter), while leaving the early payment of \$20.00, would amount to a \$30.00 parking infraction, if the penalty is paid within 10 days.
- The proposed increase of \$15.00 (amounting \$45.00 for an expired meter), while reducing the early payment to \$10.00, would amount to a \$35.00 parking infraction, if the penalty is paid within 10 days.

Municipality	Penalty	Reduction	Total
Lethbridge	\$25 - \$50 (\$25)	7 days - \$19 reduction	\$6 - \$31 (\$6)
Medicine Hat	(\$50)	7 days – \$25 reduction	(\$25)
Leduc	\$20 - \$60 (\$40)	15 days - \$10	\$10 - \$50 (\$30)
Calgary	\$75 - \$265 (\$75)	>10 days - \$35 - \$60 reduction 10 to 30 days - \$25 - \$65 reduction (\$25 - \$10)	\$40 - \$160 (\$40 - \$50)
Edmonton	\$35 - \$150 (\$50)	None	(\$50)
Red Deer	\$30 - \$150 (\$30)	\$20	\$10 - \$140 (\$10)

(\$X) = expired meters. Numbers without brackets shows the range of penalties within each municipality.

## RECOMMENDATION

Administration recommends that:

1. Council give three readings to amend the Traffic Bylaw, to increase all parking tag violations by \$20.00 (option #1).
2. Council give three readings to amend the General Penalty Bylaw, to reflect the existing practices, including the early payment reduction of \$20.00.
3. The proposed changes take effect July 18, 2011 to allow administration to roll out a communication plan and to purchase new parking tags.

Although this option results in a higher penalty for those who don't pay early, we feel this higher incentive for early payment may result in less license plate searches and administrative costs.

Respectfully submitted by,

---

Joyce Boon  
Co-Manager, Inspections &  
Licensing

---

Russ Pye  
Co-Manager, Inspections & Licensing

/attach.

c. Paul Meyette, Director, Planning Services

**SCHEDULE "L"<sup>1</sup>****(OPTION 1 – INCREASING PENALTIES BY \$20.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

Page 1 of 7

<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
<b>PART 2 RIGHTS AND DUTIES OF PEDESTRIANS</b>		
14	Crossing street where sign prohibits	30.00
15	Obstructing a highway	30.00
16	Pedestrians not involved in Special Event	50.00
17	Unauthorized public meetings	35.00
19	Hitchhiking	30.00
<b>PART 3 SIDEWALKS-BICYCLE PATHS</b>		
20	Operate a motor vehicle upon a sidewalk, trail, path	<del>50.00</del> 70.00
21	Bicycles on sidewalk where prohibited	35.00
22	Skateboards on sidewalk where prohibited	35.00
22.1	<sup>1</sup> Operating bicycle, skateboard, roller blades in Transit Terminal or parkade	35.00
<b>PART 4 PARKING</b>		
23	Stopping where prohibited	<del>50.00</del> 70.00
24(a)	Park in construction area	<del>50.00</del> 70.00
24(b)	Park in bus stop	<del>50.00</del> 70.00
24(c)	Park to obstruct Fire-Emergency door	<del>60.00</del> 80.00
24(d)	Park in entrance, fire hall or hospital	<del>60.00</del> 80.00
24(e)	Park in area for special class of vehicles	<del>35.00</del> 55.00
24(f)	Parking in area signed "NO PARKING"	<del>50.00</del> 70.00
24(g)	Parking in a fire lane	<del>60.00</del> 80.00

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<sup>1</sup> 3186/A-2010

**SCHEDULE "L"<sup>1</sup>****(OPTION 1 – INCREASING PENALTIES BY \$20.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

Page 2 of 7

<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
24.1	Park in loading or unloading zone longer than permitted	<del>50.00</del> 70.00
24.1 (a) <sup>2</sup>	Park in a Commercial loading zone without a commercial License plate or commercial signage	<del>50.00</del> 70.00
24.1 (b) <sup>2</sup>	Park in a Commercial loading zone without loading or Unloading	<del>50.00</del> 70.00
24.1 (c) <sup>2</sup>	Park in a Commercial loading zone for more than 30 minutes	<del>50.00</del> 70.00
24.2 (a) <sup>2</sup>	Park in a Public loading zone without loading or Unloading	<del>50.00</del> 70.00
24.2 (b) <sup>2</sup>	Park in a Public loading zone for more than 10 minutes	<del>50.00</del> 70.00
24.3 <sup>3</sup>	Park to obstruct sidewalk	<del>50.00</del> 70.00
25(1)	Driving a vehicle contrary to the Road Repair Sign	<del>35.00</del> 55.00
25(3)	Interfering with Road Repair Sign	<del>35.00</del> 55.00
25(4)	No Parking - street cleaning, snow removal	<del>60.00</del> 80.00
26(1)	Parking in an alley	<del>50.00</del> 70.00
27(1)	Parking longer than designated time	<del>30.00</del> 50.00
27(2)	Parking longer than designated time (second offence)	<del>35.00</del> 55.00
28(1)	Parking unattached holiday trailer on highway	<del>50.00</del> 70.00
29(1)	Parking in taxi stand	<del>35.00</del> 55.00
29(2)	Leave taxi cab unattended	<del>35.00</del> 55.00
29(3)	Park taxi in taxi stand when not for hire	<del>35.00</del> 55.00
30	Park taxi other than place allowed	<del>35.00</del> 55.00
32.1	Stopping or Parking:	<del>50.00</del> 70.00
	(a) on a sidewalk or boulevard	

<sup>2</sup> 3186/B-2006, <sup>1</sup> 3185/A-2006, <sup>3</sup> 3186/A-2008

**SCHEDULE "L"<sup>1</sup>****(OPTION 1 – INCREASING PENALTIES BY \$20.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

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<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
	(b) on a crosswalk	
	(c) within an intersection	
	(d) at an intersection nearer than 5 metres to a curb	
	(e) within 5 metres from a stop sign	
	(g) within 1.5 metres of access to any garage, private road or vehicle access over sidewalk	
	(h) within 5 metres of a crosswalk	
	(i) stopping or parking so as to obstruct traffic	
	(j) where prohibited by a traffic control device	
	(k) beside a parked vehicle	
32.1	Stopping or Parking	<del>60.00</del> 80.00
	(f) within 5 metres from any fire hydrant	
32.2	Parallel Parking	<del>50.00</del> 70.00
32.3	Angle Parking	<del>50.00</del> 70.00
32.4	Vehicle on a Jack	<del>50.00</del> 70.00
32.5 (1)	Park in excess of 72 hours	<del>400.00</del> 120.00
32.5 (2)	Park without consent	<del>400.00</del> 120.00
32.5 (3)	Permitting a vehicle, holiday trailer or recreation vehicle to be used for sleeping accommodation	<del>250.00</del> 270.00

<sup>1</sup> 3186/A-2006

**SCHEDULE "L"<sup>1</sup>****(OPTION 1 – INCREASING PENALTIES BY \$20.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

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<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
32.5 (4)	Park where not permitted	<del>400.00</del> 120.00
32.6	Park so as to obstruct traffic	<del>400.00</del> 120.00
34(1)	Parking in disabled space	<del>450.00</del> 170.00
34(2)	DELETED	

**PART 5 PARKING ON PRIVATE PROPERTY**

35(1)	Park on private property	<del>50.00</del> 70.00
35(2)	Park on parking lot on private land - public access	<del>50.00</del> 70.00
36	Park in a leased stall	<del>50.00</del> 70.00

**PART 6 CITY PARKING**

37	Park or operate vehicle - City owned land	<del>50.00</del> 70.00
37.2(a) <sup>2</sup>	Display goods for sale	<del>50.00</del> 70.00
37.2(b) <sup>2</sup>	Offer goods for sale on highway or boulevard	<del>50.00</del> 70.00
37.2(c) <sup>2</sup>	Sell goods on highway or boulevard	<del>50.00</del> 70.00
37.2(d) <sup>2</sup>	Park a vehicle that is being displayed for sale or that is displaying advertising directing persons to a commercial premises	<del>50.00</del> 70.00
38	Park in City employee stall	<del>50.00</del> 70.00
39(2)	Park contrary to signs - City parking lot	<del>50.00</del> 70.00

<sup>2</sup> 3186/B-2006, <sup>1</sup> 3186/A-2006

**SCHEDULE "L"<sup>1</sup>****(OPTION 1 – INCREASING PENALTIES BY \$20.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

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<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
39(3)	<sup>3</sup> Parking in City lot or parkade	<del>35.00</del> 55.00
39(4)	<sup>4</sup> Parking prohibited in City lot or parkade in excess of 36 hours	<del>60.00</del> 80.00

**PART 7 PARKING METERS**

40	Meter violations	<del>30.00</del> 50.00
4	Meter violation - second offence	<del>35.00</del> 55.00
43.2 <sup>2</sup>	Park licensed courier/delivery vehicle over time limit	<del>30.00</del> 50.00
44	Unauthorized meter exemption sticker	<del>60.00</del> 80.00
45(a)	Not parking within lines - metered space	<del>30.00</del> 50.00
45(b)	Improper angle park - metered space	<del>30.00</del> 50.00
45(c)	Improper parallel park - metered space	<del>30.00</del> 50.00
48	Park at hooded meter	<del>60.00</del> 80.00
49	Taxi cab in metered space	<del>35.00</del> 55.00

**PART 7A TRANSIT TERMINAL**

51.1(1)	<sup>5</sup> DELETED	
51.1(2)	<sup>6</sup> Enter Transit Terminal or parkade after hours	35.00
51.1(3)	Run or walk in area for passage of motor vehicles	35.00
51.1(4)	<sup>7</sup> DELETED	
51.1(5)	<sup>8</sup> DELETED	
51.1(6)	Bring animals into Transit Terminal	35.00

<sup>2</sup> 3186/B-2006, <sup>1</sup> 3186/A-2006, <sup>3</sup> 3186/A-2010, <sup>4</sup> 3186/A-2010, <sup>5</sup> 3186/A-2010, <sup>6</sup> 3186/A-2010, <sup>7</sup> 3186/A-2010, <sup>8</sup> 3186/A-2010

**SCHEDULE "L"<sup>1</sup>****(OPTION 1 – INCREASING PENALTIES BY \$20.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
<b>PART 8 SPECIAL CLASSES OF VEHICLES</b>		
52	Angle park vehicle exceeding 6 metres	<del>60.00</del> 80.00
53(1)	Park vehicle over 6 metres - residential district	<del>150.00</del> 170.00
53.2	Park Unattached Trailer	<del>60.00</del> 80.00
54	Residing in holiday trailer or recreation vehicle	<del>400.00</del> 120.00
55(a)	Overdimension permits	<del>400.00</del> 120.00
55(b)	Overweight permits	<del>400.00</del> 120.00
58(a)	Failure to obtain permit	<del>400.00</del> 120.00
58(b)	Violation of permit conditions	<del>400.00</del> 120.00
59	Weight limits on bridge	<del>400.00</del> 120.00
60(a)	Refusing to stop for Peace Officer	<del>400.00</del> 120.00
60(b)	Refusal to permit weighing of vehicle	<del>400.00</del> 120.00
61	Vehicle with metal lugs without permit	<del>400.00</del> 120.00
62 <sup>1</sup>	Heavy vehicle operation off truck routes	<del>400.00</del> 120.00
63 <sup>2</sup>	Heavy Vehicle parking off truck routes	<del>400.00</del> 120.00
73(1)	Overtake transit bus on right side	<del>60.00</del> 80.00
73.1	Operate a vehicle in area restricted to City transit buses only	<del>150.00</del>
170.00		
<b>PART 9 RULES FOR PARADES AND PROCESSIONS</b>		
74(1)	Hold a Special Event without a permit	60.00
74(3)	Be a member of an unauthorized Special Event	35.00

<sup>1</sup> 3186/A-2010, <sup>2</sup> 3186/A-2010,

**SCHEDULE "L"<sup>1</sup>****(OPTION 1 – INCREASING PENALTIES BY \$20.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

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<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
<b>PART 10 MISCELLANEOUS</b>		
78	Heavy vehicle operation across sidewalks	<del>400.00</del> 120.00
79(1)	Vehicular access on sidewalk or boulevard	<del>60.00</del> 80.00
80(1)	<sup>2</sup> Failure to obey transit or parkade regulations	<del>30.00</del> 50.00
81(1)	Placing obstructions and snow on roadway	<del>35.00</del> 55.00
82(1)	Failure to clean sidewalks	35.00
83	Distraction by light or object	100.00
84	Washing vehicles - drainage to highway	<del>400.00</del> 120.00
85	Unloading across sidewalk	<del>35.00</del> 55.00
86	Placing goods on highway	<del>35.00</del> 55.00
87	Sledding behind moving vehicles	<del>35.00</del> 55.00
88	Allowing livestock to obstruct traffic	<del>35.00</del> 55.00
89	Livestock on City property	35.00
90	Damaging a roadway	<del>400.00</del> 120.00
91	Encroachment or obstruction on highway	<del>35.00</del> 55.00
92	Storing material on City property without permit	100.00
93	Placing salt on sidewalk	30.00
94	Draining radiator on roadway	<del>500.00</del> 520.00
95	Failing to trim overhanging shrubs	35.00
96	Unauthorized damage to boulevard trees	35.00
101	Dumping dangerous goods on highway	<del>500.00</del> 520.00

<sup>1</sup> 3186/A-2006, <sup>2</sup> 3186/A-2010

SCHEDULE "L"<sup>1</sup>**(OPTION 2 – INCREASING PENALTIES BY \$15.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

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<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
<b>PART 2 RIGHTS AND DUTIES OF PEDESTRIANS</b>		
14	Crossing street where sign prohibits	30.00
15	Obstructing a highway	30.00
16	Pedestrians not involved in Special Event	50.00
17	Unauthorized public meetings	35.00
19	Hitchhiking	30.00
<b>PART 3 SIDEWALKS-BICYCLE PATHS</b>		
20	Operate a motor vehicle upon a sidewalk, trail, path	<del>50.00</del> 65.00
21	Bicycles on sidewalk where prohibited	35.00
22	Skateboards on sidewalk where prohibited	35.00
22.1	<sup>1</sup> Operating bicycle, skateboard, roller blades in Transit Terminal or parkade	35.00
<b>PART 4 PARKING</b>		
23	Stopping where prohibited	<del>50.00</del> 65.00
24(a)	Park in construction area	<del>50.00</del> 65.00
24(b)	Park in bus stop	<del>50.00</del> 65.00
24(c)	Park to obstruct Fire-Emergency door	<del>60.00</del> 75.00
24(d)	Park in entrance, fire hall or hospital	<del>60.00</del> 75.00
24(e)	Park in area for special class of vehicles	<del>35.00</del> 50.00
24(f)	Parking in area signed "NO PARKING"	<del>50.00</del> 65.00
24(g)	Parking in a fire lane	<del>60.00</del> 75.00

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<sup>1</sup> 3186/A-2010

**SCHEDULE "L"<sup>1</sup>****(OPTION 2 – INCREASING PENALTIES BY \$15.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

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<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
24.1	Park in loading or unloading zone longer than permitted	<del>50.00</del> 65.00
24.1 (a) <sup>2</sup>	Park in a Commercial loading zone without a commercial License plate or commercial signage	<del>50.00</del> 65.00
24.1 (b) <sup>2</sup>	Park in a Commercial loading zone without loading or Unloading	<del>50.00</del> 65.00
24.1 (c) <sup>2</sup>	Park in a Commercial loading zone for more than 30 minutes	<del>50.00</del> 65.00
24.2 (a) <sup>2</sup>	Park in a Public loading zone without loading or Unloading	<del>50.00</del> 65.00
24.2 (b) <sup>2</sup>	Park in a Public loading zone for more than 10 minutes	<del>50.00</del> 65.00
24.3 <sup>3</sup>	Park to obstruct sidewalk	<del>50.00</del> 65.00
25(1)	Driving a vehicle contrary to the Road Repair Sign	<del>35.00</del> 50.00
25(3)	Interfering with Road Repair Sign	<del>35.00</del> 50.00
25(4)	No Parking - street cleaning, snow removal	<del>60.00</del> 75.00
26(1)	Parking in an alley	<del>50.00</del> 65.00
27(1)	Parking longer than designated time	<del>30.00</del> 45.00
27(2)	Parking longer than designated time (second offence)	<del>35.00</del> 50.00
28(1)	Parking unattached holiday trailer on highway	<del>50.00</del> 65.00
29(1)	Parking in taxi stand	<del>35.00</del> 50.00
29(2)	Leave taxi cab unattended	<del>35.00</del> 50.00
29(3)	Park taxi in taxi stand when not for hire	<del>35.00</del> 50.00
30	Park taxi other than place allowed	<del>35.00</del> 50.00
32.1	Stopping or Parking:	<del>50.00</del> 65.00
	(a) on a sidewalk or boulevard	

<sup>2</sup> 3186/B-2006, <sup>1</sup> 3185/A-2006, <sup>3</sup> 3186/A-2008

**SCHEDULE "L"<sup>1</sup>****(OPTION 2 – INCREASING PENALTIES BY \$15.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

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<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
	(b) on a crosswalk	
	(c) within an intersection	
	(d) at an intersection nearer than 5 metres to a curb	
	(e) within 5 metres from a stop sign	
	(g) within 1.5 metres of access to any garage, private road or vehicle access over sidewalk	
	(h) within 5 metres of a crosswalk	
	(i) stopping or parking so as to obstruct traffic	
	(j) where prohibited by a traffic control device	
	(k) beside a parked vehicle	
32.1	Stopping or Parking	<del>60.00</del> 75.00
	(f) within 5 metres from any fire hydrant	
32.2	Parallel Parking	<del>50.00</del> 65.00
32.3	Angle Parking	<del>50.00</del> 65.00
32.4	Vehicle on a Jack	<del>50.00</del> 65.00
32.5 (1)	Park in excess of 72 hours	<del>400.00</del> 115.00
32.5 (2)	Park without consent	<del>400.00</del> 115.00
32.5 (3)	Permitting a vehicle, holiday trailer or recreation vehicle to be used for sleeping accommodation	<del>250.00</del> 265.00

<sup>1</sup> 3186/A-2006

**SCHEDULE "L"<sup>1</sup>****(OPTION 2 – INCREASING PENALTIES BY \$15.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

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<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
32.5 (4)	Park where not permitted	<del>400.00</del> 115.00
32.6	Park so as to obstruct traffic	<del>400.00</del> 115.00
34(1)	Parking in disabled space	<del>450.00</del> 165.00
34(2)	DELETED	

**PART 5 PARKING ON PRIVATE PROPERTY**

35(1)	Park on private property	<del>50.00</del> 65.00
35(2)	Park on parking lot on private land - public access	<del>50.00</del> 65.00
36	Park in a leased stall	<del>50.00</del> 65.00

**PART 6 CITY PARKING**

37	Park or operate vehicle - City owned land	<del>50.00</del> 65.00
37.2(a) <sup>2</sup>	Display goods for sale	<del>50.00</del> 65.00
37.2(b) <sup>2</sup>	Offer goods for sale on highway or boulevard	<del>50.00</del> 65.00
37.2(c) <sup>2</sup>	Sell goods on highway or boulevard	<del>50.00</del> 65.00
37.2(d) <sup>2</sup>	Park a vehicle that is being displayed for sale or that is displaying advertising directing persons to a commercial premises	<del>50.00</del> 65.00
38	Park in City employee stall	<del>50.00</del> 65.00
39(2)	Park contrary to signs - City parking lot	<del>50.00</del> 65.00

<sup>2</sup> 3186/B-2006, <sup>1</sup> 3186/A-2006

**SCHEDULE "L"<sup>1</sup>****(OPTION 2 – INCREASING PENALTIES BY \$15.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

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<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
39(3)	<sup>3</sup> Parking in City lot or parkade	<del>35.00</del> 50.00
39(4)	<sup>4</sup> Parking prohibited in City lot or parkade in excess of 36 hours	<del>60.00</del> 75.00

**PART 7 PARKING METERS**

40	Meter violations	<del>30.00</del> 45.00
4	Meter violation - second offence	<del>35.00</del> 50.00
43.2 <sup>2</sup>	Park licensed courier/delivery vehicle over time limit	<del>30.00</del> 45.00
44	Unauthorized meter exemption sticker	<del>60.00</del> 75.00
45(a)	Not parking within lines - metered space	<del>30.00</del> 45.00
45(b)	Improper angle park - metered space	<del>30.00</del> 45.00
45(c)	Improper parallel park - metered space	<del>30.00</del> 45.00
48	Park at hooded meter	<del>60.00</del> 75.00
49	Taxi cab in metered space	<del>35.00</del> 50.00

**PART 7A TRANSIT TERMINAL**

51.1(1)	<sup>5</sup> DELETED	
51.1(2)	<sup>6</sup> Enter Transit Terminal or parkade after hours	35.00
51.1(3)	Run or walk in area for passage of motor vehicles	35.00
51.1(4)	<sup>7</sup> DELETED	
51.1(5)	<sup>8</sup> DELETED	
51.1(6)	Bring animals into Transit Terminal	35.00

<sup>2</sup> 3186/B-2006, <sup>1</sup> 3186/A-2006, <sup>3</sup> 3186/A-2010, <sup>4</sup> 3186/A-2010, <sup>5</sup> 3186/A-2010, <sup>6</sup> 3186/A-2010, <sup>7</sup> 3186/A-2010, <sup>8</sup> 3186/A-2010

**SCHEDULE "L"<sup>1</sup>****(OPTION 2 – INCREASING PENALTIES BY \$15.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

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<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
<b>PART 8 SPECIAL CLASSES OF VEHICLES</b>		
52	Angle park vehicle exceeding 6 metres	<del>60.00</del> 75.00
53(1)	Park vehicle over 6 metres - residential district	<del>450.00</del> 165.00
53.2	Park Unattached Trailer	<del>60.00</del> 75.00
54	Residing in holiday trailer or recreation vehicle	<del>400.00</del> 115.00
55(a)	Overdimension permits	<del>400.00</del> 115.00
55(b)	Overweight permits	<del>400.00</del> 115.00
58(a)	Failure to obtain permit	<del>400.00</del> 115.00
58(b)	Violation of permit conditions	<del>400.00</del> 115.00
59	Weight limits on bridge	<del>400.00</del> 115.00
60(a)	Refusing to stop for Peace Officer	<del>400.00</del> 115.00
60(b)	Refusal to permit weighing of vehicle	<del>400.00</del> 115.00
61	Vehicle with metal lugs without permit	<del>400.00</del> 115.00
62 <sup>1</sup>	Heavy vehicle operation off truck routes	<del>400.00</del> 115.00
63 <sup>2</sup>	Heavy Vehicle parking off truck routes	<del>400.00</del> 115.00
73(1)	Overtake transit bus on right side	<del>60.00</del> 75.00
73.1	Operate a vehicle in area restricted to City transit buses only	<del>450.00</del>
165.00		
<b>PART 9 RULES FOR PARADES AND PROCESSIONS</b>		
74(1)	Hold a Special Event without a permit	60.00
74(3)	Be a member of an unauthorized Special Event	35.00

<sup>1</sup> 3186/A-2010, <sup>2</sup> 3186/A-2010,

**SCHEDULE "L"<sup>1</sup>****(OPTION 2 – INCREASING PENALTIES BY \$15.00 – STRIKE OUT VERSION)****INDEX TO OFFENCES AND SPECIFIED PENALTIES**

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<b>Section</b>	<b>Title of Offence</b>	<b>Penalty</b>
<b>PART 10 MISCELLANEOUS</b>		
78	Heavy vehicle operation across sidewalks	<del>400.00</del> 115.00
79(1)	Vehicular access on sidewalk or boulevard	<del>60.00</del> 75.00
80(1)	<sup>2</sup> Failure to obey transit or parkade regulations	<del>30.00</del> 45.00
81(1)	Placing obstructions and snow on roadway	<del>35.00</del> 50.00
82(1)	Failure to clean sidewalks	35.00
83	Distraction by light or object	100.00
84	Washing vehicles - drainage to highway	<del>400.00</del> 115.00
85	Unloading across sidewalk	<del>35.00</del> 50.00
86	Placing goods on highway	<del>35.00</del> 50.00
87	Sledding behind moving vehicles	<del>35.00</del> 50.00
88	Allowing livestock to obstruct traffic	<del>35.00</del> 50.00
89	Livestock on City property	35.00
90	Damaging a roadway	<del>400.00</del> 115.00
91	Encroachment or obstruction on highway	<del>35.00</del> 50.00
92	Storing material on City property without permit	100.00
93	Placing salt on sidewalk	30.00
94	Draining radiator on roadway	<del>500.00</del> 515.00
95	Failing to trim overhanging shrubs	35.00
96	Unauthorized damage to boulevard trees	35.00
101	Dumping dangerous goods on highway	<del>500.00</del> 515.00

<sup>1</sup> 3186/A-2006, <sup>2</sup> 3186/A-2010

**BYLAW NO. 3036/91**

Being a Bylaw to provide for a general penalty for breach of a Bylaw.

WHEREAS Section 7(i) of the Municipal Government Act provides that a Council may enact a General Penalty Bylaw for a breach of any City Bylaw;<sup>1</sup>

WHEREAS Council wishes to enact a General Penalty Bylaw to provide for penalties where any Bylaw does not so provide;

NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CITY OF RED DEER, IN THE PROVINCE OF ALBERTA, DULY ASSEMBLED, ENACTS AS FOLLOWS:

TITLE

1           This Bylaw may be called the "General Penalty Bylaw".

DEFINITIONS

2           In this Bylaw:

(a)    "alleged offender" means any person to whom a tag or a summons is issued for the breach of a bylaw;

(b)<sup>2</sup>    "bylaw" means any bylaw passed by the Council;

(c)<sup>3</sup>    "Chief Bylaw Enforcement Officer" means the Chief of Police;

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<sup>1</sup> 3036/A-95

<sup>2</sup> 3036/A-95

<sup>3</sup> 3036/A-95

(d)<sup>1</sup> DELETED

(e) "Court" means the Provincial Court of Alberta;

(f)<sup>2</sup> DELETED

(g)<sup>3</sup> DELETED

(h) "penalty amount" means the full amount of the penalty specified in a bylaw and indicated on the tag, before the application of any discount for early payment;

(i) "summons" means a summons issued under the Provincial Offences Procedure Act.

#### FORM OF TAG

3 The tag which may be issued for breach of a bylaw shall be in the form approved, from time to time, by the Chief Bylaw Enforcement Officer of the City.

#### ISSUE OF TAG - SPECIFIED PENALTIES

4 Any person who breaches any provision of a bylaw for which a penalty is specified may be issued a tag requiring payment of the penalty amount.

#### PREPAYMENT DISCOUNTS

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<sup>1</sup> 3036/A-95

<sup>2</sup> 3036/A-95

<sup>3</sup> 3036/A-95

- 5      (1)      The penalty amount, if paid to the City cashier at City Hall within 7 days of the date of service of the tag, may be reduced by the sum of \$10.00, which reduced amount shall be accepted in satisfaction of the tag.
- (2)      The penalty amount, if paid to the City cashier at City Hall within the period from 8 to 15 days of the date of service of the tag, may be reduced by the sum of \$5.00, which reduced amount shall be accepted in satisfaction of the tag.
- (3)      After the expiry of 15 days from the date of service of the tag, the full penalty amount must be paid, and may be paid to the City cashier at City Hall at any time before a summons is issued.

#### REFUND OF PAYMENT

- 6                Where an alleged offender has made payment under this bylaw and is prosecuted under a summons issued for the offence in respect of which such payment has been made, such payment will be refunded.

#### ISSUE OF SUMMONS - SPECIFIED PENALTIES

- 7      (1)      If the alleged offender does not pay the penalty amount, then such person may, by summons, be required to appear in Court and shall be liable on summary conviction to pay a minimum fine equal to the penalty amount plus Court costs.
- (2)      Any alleged offender who wishes to plead guilty may voluntarily pay the penalty amount after the date of service of a summons and on or before the initial appearance date on the summons to the Clerk of the Court at

Red Deer, Alberta.

#### ISSUE OF SUMMONS - NO SPECIFIED PENALTY

- 8<sup>1</sup> Any person who breaches a bylaw for which offence a specific penalty is not provided may by summons be required to appear in Court and shall be liable upon summary conviction to a penalty of not less than \$100.00, and not more than \$10,000.00 plus court costs and, in default thereof, for imprisonment for not more than 1 year.

#### GENERAL RIGHTS

- 9 This bylaw will not prevent:
- (a) a person from defending any alleged breach of a bylaw;
  - (b)<sup>2</sup> a Peace Officer or Bylaw Enforcement Officer from issuing a summons to any person for breach of a bylaw;
  - (c) a person from issuing a summons against any other person for breach of a bylaw.

#### YOUNG OFFENDERS

- 10<sup>3</sup> Where an alleged offender is under the age of 18 years, such person shall be liable to the penalties provided in the Youth Justice Act, RSA 2000,

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<sup>1</sup> 3036/A-95

<sup>2</sup> 3036/A-95

<sup>3</sup> 3036/A-2010

## CH. Y-1.

LICENSE FEES AND OTHER CHARGES<sup>1</sup>

- 11<sup>2</sup> Upon conviction for an offense, a Judge of a Court may impose a penalty for such offense that is in addition to a fine or imprisonment, so long as the penalty relates to the non-payment of a fee, cost, rate, toll or charge that is associated with the conduct that gave rise to the offense for which the conviction was given.

## REPEAL

- 12 Bylaw 3005/90 is repealed.

## EFFECTIVE DATE

- 13 This bylaw shall come into full force and effect upon the passage of third reading.

---

<sup>1</sup> 3036/A-95

<sup>2</sup> 3036/A-95

READ A FIRST TIME IN OPEN COUNCIL this 24 day of June A.D. 1991.

READ A SECOND TIME IN OPEN COUNCIL this 24 day of June A.D. 1991.

READ A THIRD TIME IN OPEN COUNCIL this 24 day of June A.D. 1991.

"R.J. McGhee"

---

MAYOR

"Kelly Kloss"

---

ASSIST. CITY CLERK

---

**From:** Julia Townell  
**Sent:** May 17, 2011 12:52 PM  
**To:** Christine Kenzie  
**Subject:** Increase in Parking Penalties and Early Payment Reduction

<< File: General Penalty Bylaw - Appendix A.DOC >>

<< File: Traffic Bylaw Appendix B.DOC >> << File: Early Payment Fees May 17.DOC >> << File: Traffic Bylaw Appendix A.DOC >> << File: General Penalty Bylaw - Appendix B (2).DOC >>

**Christine Kenzie**

BACKUP INFORMATION  
~~NOT SUBMITTED TO COUNCIL~~

**From:** Christine Kenzie  
**Sent:** May 18, 2011 8:25 AM  
**To:** Julia Townell  
**Subject:** RE: Increase in Parking Penalties and Early Payment Reduction

Will see what Legal says . We can do a separate resolution to indicate that these fees would come into effect on July 18th. Council usually just passes a resolution that indicates that the bylaw was read three times.

**Christine Kenzie | Corporate Meeting Coordinator**

Legislative & Governance Services | The City of Red Deer

D 403.356.8978 | F 403.346.6195

[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)

---

**From:** Julia Townell  
**Sent:** May 18, 2011 8:18 AM  
**To:** Christine Kenzie  
**Subject:** RE: Increase in Parking Penalties and Early Payment Reduction

I'll fill out the form and get it to you this afternoon.

I can't remember if Legal has reviewed the report (they probably reviewed an earlier version). I have sent it to Legal (Jennifer) to review. She will get back to me by end of day.

Perhaps July 18, 2011 should be mentioned in the resolution? I don't think we can add it in the actual amendments, as we have to keep the old fees there until that time. What do you think?

**Julia Townell**

Bylaw Research Coordinator

Planning Department

City of Red Deer

403.356.8896

 Please consider the environment before printing this email.

---

**From:** Christine Kenzie  
**Sent:** Tuesday, May 17, 2011 1:49 PM  
**To:** Julia Townell  
**Subject:** FW: Increase in Parking Penalties and Early Payment Reduction

I will need the Submission Form for Council Agenda reports completed for this one.  
Also -- I presume the solicitor has reviewed the bylaw amendments?

In your report you are recommending that the proposed changes take effect on July 18, 2011. Should this not be mentioned in the bylaw amendments - that the bylaw changes come into effect on July 18, 2011??

**Christine Kenzie | Corporate Meeting Coordinator**

Legislative & Governance Services | The City of Red Deer

D 403.356.8978 | F 403.346.6195

[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)

**Christine Kenzie**

---

**From:** Christine Kenzie  
**Sent:** May 17, 2011 1:49 PM  
**To:** Julia Townell  
**Subject:** FW: Increase in Parking Penalties and Early Payment Reduction

**Attachments:** General Penalty Bylaw - Appendix A.DOC; Traffic Bylaw Appendix B.DOC; Early Payment Fees May 17.DOC; Traffic Bylaw Appendix A.DOC; General Penalty Bylaw - Appendix B (2).DOC

I will need the Submission Form for Council Agenda reports completed for this one.  
Also -- I presume the solicitor has reviewed the bylaw amendments?

In your report you are recommending that the proposed changes take effect on July 18, 2011. Should this not be mentioned in the bylaw amendments - that the bylaw changes come into effect on July 18, 2011??

**Christine Kenzie | Corporate Meeting Coordinator**

Legislative & Governance Services | The City of Red Deer

D 403.356.8978 | F 403.346.6195

[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)

---

**From:** Julia Townell  
**Sent:** May 17, 2011 12:52 PM  
**To:** Christine Kenzie  
**Subject:** Increase in Parking Penalties and Early Payment Reduction



General Penalty  
Bylaw - Append...



Traffic Bylaw Appendix B.DOC (... May 17.DOC ... Traffic Bylaw Appendix A.DOC (... General Penalty Bylaw - Append...

Christine Kenzie

**From:** Julia Townell  
**Sent:** May 18, 2011 11:07 AM  
**To:** Christine Kenzie  
**Subject:** FW: Review of bylaw amendments  
**Attachments:** General Penalty Bylaw - Appendix B (2).DOC; General Per  
Bylaw Appendix B.DOC; Traffic Bylaw Appendix A.DOC

Christine,

I've made a few changes (grammatical), but am wondering about Je  
Must we make two potential schedules, which is quite labour intensive, for the report? Is there a  
simpler way of doing this? Can we provide a schedule later on, based on Council's decision?

It needs to be clear exactly what the change is to Schedule L. It is not sufficient to say the fine increases  
by \$20.00 the actual new fine amount should be recorded. As well, it is not enough to list "Part X"  
without indicating all the section numbers that are included in that Part.

Rather, because of the extensive amount of fines that are changing, Schedule L should be deleted and a  
new schedule should form part of this bylaw amendment. You will need to include the entire Schedule  
in the bylaw amendment. I only have a PDF version of the schedule so I am unable to show you in the  
word document this change.

After you make the changes I have recommended please let me review your final draft before it goes to  
council.

Sincerely,

Jennifer L. Carver  
Chapman Riebeek LLP  
Barristers & Solicitors  
300, 4808 Ross Street  
Red Deer, AB T4N 1X5  
Telephone: (403) 346-6603  
Fax: (403) 340-1280  
[jcarver@chapmanriebeek.com](mailto:jcarver@chapmanriebeek.com)

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intended for the personal and confidential use of the recipient. If the reader is not the intended recipient, you are on notice that to copy,  
distribute, disclose or take any action on the contents of this email is prohibited. If you have received this email in error, please notify us  
immediately by return email or by telephone at 403-346-6603 and delete this email and any reply to it. Thank you.

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[The City of Red Deer I.T. Services asks that you please consider the environment before  
printing this e-mail.]

*Changes coming  
to the Traffic  
Bylaw Amendments  
- will include a  
revised schedule "L"  
- from Julia*

**Frieda McDougall**

---

**From:** Legislative Services  
**Sent:** May 17, 2011 10:25 AM  
**To:** Craig Curtis; Elaine Vincent; Frieda McDougall  
**Subject:** FW: Follow up on Motor Vehicle Fees  
This email has been sent for your information.

BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

**Alison Relkov | Client Services Support**  
Legislative & Governance Services | The City of Red Deer  
P 403.342.8262 | F 403.346.6195  
[alison.relkov@reddeer.ca](mailto:alison.relkov@reddeer.ca)

---

**From:** John McGowan [mailto:jmcgowan@auma.ab.ca]  
**Sent:** May 17, 2011 10:20 AM  
**Subject:** Follow up on Motor Vehicle Fees

Dear CAOs,

AUMA continues to work with various Government of Alberta departments to take action in response to the \$15 fee for motor vehicle searches. At this time, the Provincial Government is considering various legislative/regulatory changes that will enable the fee to be passed on to the ticket-recipient rather than the municipality. AUMA also continues to push for a delay in implementing this fee to September 2011. AUMA understands that many of you have received amending agreements from Service Alberta which would change your current contract with the Registrar. AUMA would ask that you do not sign these agreements at this time since negotiations are ongoing. Should Service Alberta begin to issue invoices for the \$15 fee, AUMA would also ask that you delay payment until we receive a clear response to our request for delay. AUMA has notified Service Alberta that we are encouraging our members to delay signing the amendment agreements and to delay payment on any invoices until a clear go forward plan is articulated by the Province.

I will continue to keep you updated on this important issue.

Sincerely,  
John McGowan  
AUMA CEO

---

[This message has been scanned for security content threats and viruses.]

[The City of Red Deer I.T. Services asks that you please consider the environment before printing this e-mail.]

2011/05/19

**Legislative & Governance Services**

**DATE:** May 24, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Offer to Purchase a Portion of Surplus Land Adjacent to 5016 – 55 Street  
For Future Parking  
Land Use Bylaw Amendment 3357/N-2011

---

**History:**

At the Monday, May 2, 2011 Council Meeting, Council passed a resolution approving the offer to purchase noted above and gave first reading to Land Use Bylaw Amendment 3357/N-2011.

Land Use Bylaw Amendment 3357/N-2011 provides for the rezoning of approximately 6,566 ft<sup>2</sup> (610 m<sup>2</sup>) of land from P1 Parks and Recreation District to Direct Control District DC(3). The purpose of the rezoning is to facilitate the construction of a restaurant and associated parking at 5016 – 55 Street.

**Public Consultation Process:**

A Public Hearing has been advertised for Land Use Bylaw Amendment 3357/N-2011 to be held on Monday, May 30, 2011 at 6:00 P.M. during Council's regular meeting. Advertisements were placed in the Red Deer Advocate on May 13, 2011 and May 20, 2011. The owners of the properties adjacent to the site have been notified by letter of the Public Hearing.

**Recommendation:**

That Council consider giving second and third readings to Land Use Bylaw Amendment 3357/N-2011.

Elaine Vincent  
Manager



Land & Economic Development Department

Report Presented to the  
May 2, 2011 Council  
Meeting

**DATE:** April 14, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Liz Soley, Land Services Specialist  
Jordan Furness, Planner

**SUBJECT:** OFFER TO PURCHASE A PORTION OF SURPLUS LAND ADJACENT  
TO 5016 – 55 STREET FOR FUTURE PARKING

---

*History:*

A year ago this time this Council was approached by Rivercity Developments (1228405 Alberta Ltd.) to purchase the road surrounding their newly owned property at 5016 – 55 Street in order to start a new development under the guidelines of the newly adopted Greater Downtown Action Plan. Throughout this year we have observed the rising steel on this project which welcomes you into the downtown as you cross the Red Deer River driving south.

This same developer is now asking to purchase 610 m<sup>2</sup> (6,566 ft<sup>2</sup>) of land adjacent to 5016 55 Street for parking for the proposed development on Lot 7, Plan 72NY being 5016 – 55 Street.

Schedule A identifies the excess inventory that needs to be rezoned, sold and consolidated into 1228405 Alberta Ltd.'s adjacent property.

*Planning Comments*

As part of the land sale, a portion of land is required to be rezoned from P1 – Parks and Recreation District to Direct Control (3) as shown on the accompanying Land Use Bylaw Amendment Map (8/2011) to be executed via Land Use Bylaw Amendment 3357/N-2011.

The DC(3) district was created to facilitate development of the adjacent "Elements at Rivers Edge" project which is a mixed use commercial/residential development currently under construction.

The purpose of this rezoning to DC (3) is to facilitate construction of a restaurant and associated parking. Restaurants are a permitted use in the DC (3) district.

Page 2

1228405 Alberta Ltd.

***Discussion:***

The land to be sold to 1228405 Alberta Ltd. consists of 610 m<sup>2</sup> (6,566 ft<sup>2</sup>) and is being sold at fair market value.

***Financial Implications:***

This land sale is part of the 55<sup>th</sup> Street Extension project and all proceeds and expenses for this property will be accounted for through the 55<sup>th</sup> Street Extension Project.

***Trail Linkage***

Currently a portion of trail is located on Lot 7, Plan 72NY, which is owned by the developer. The trail will be relocated further to the west onto city property and will connect to the new pedestrian crossing on 55<sup>th</sup> Street as part of the 55<sup>th</sup> Street Extension Project. As per the Greater Downtown Action Plan, the new trail location is shown on Schedule B, which comes off the foot bridge heading south, then crosses 55<sup>th</sup> Street and into a newly constructed sidewalk on the east side of 53<sup>rd</sup> Avenue.

***Recommendation:***

That City Council approves the sale and rezoning of 6,566 ft<sup>2</sup> (610 m<sup>2</sup>), more or less, being part of portion of Railway Plan C & E No. 1 subject to the following conditions:

1. The purchase price to be fair market value.
2. Consolidation by plan of survey of the City lands sold with the Developers lands.
3. All costs associated with legal survey and legal subdivision and consolidation to be the responsibility of the Developer.
4. City Council approval for the rezoning of the portion of land be rezoned to DC3 (Direct Control) accordingly.
5. Developer to confirm that there is adequate onsite storm water storage available to accommodate the additional drainage area.
6. Confirmation from ATCO gas that they do not require any portion of the site being offered for sale.
7. Approval from Environmental Services of the storm water collection infrastructure within and adjacent to this proposed land sale including manholes, catch basins, mains, lift station and outfall.

8. City Council approval for the sale of a portion of Railway Plan C & E No. 1 described as:

"ALL THAT PORTION OF:

RAILWAY PLAN C & E NO.1

RIGHT OF WAY IN TOWNSHIP 38 RANGE 27 WEST OF THE FOURTH MERIDIAN

COMPRISING PARTS OF:

(REF. TITLES)	SECTION	HECTARES (ACRES) MORE OR LESS
2120280	SE 5	6.46
2130280	NW 1	3.47
1450280	NE 18	6.76
2140280	SE 19	6.00
86P280	SE 20	6.55
1470280	SW 20	5.66
1510280	SE 30	6.07
2150280	SE 31	0.46

EXCEPTING THEREOUT:

	SECTION	HECTARES(ACRES) MORE OR LESS
A) PLAN 9322354 – SUBDIVISION	SE 19	1.002 2.48
B) PLAN 9422085 – SUBDIVISION	SE 30	2.354 5.82
C) PLAN 9422419 – SUBDIVISION	SE 19	0.535 1.32
D) PLAN 9520065 – SUBDIVISION	SW 20	0.963 2.38
E) PLAN 9523180 – SUBDIVISION	SE 20	0.450 1.11
F) PLAN 9523190 – SUBDIVISION	SE 20	0.373 0.92
G) PLAN 9524451 – ROAD	SE 31	0.056 0.138
H) PLAN 9621702 – SUBDIVISION	SE 31	0.271 0.67
I) PLAN 9720243 – SUBDIVISION	SW 20	0.652 1.61
J) PLAN 9824103 – SUBDIVISION	NE 18	0.968 2.39
K) PLAN 9926287 – SUBDIVISION	SE 20	0.776 1.92
	SW 20	0.066 0.163
	(INTO ROAD)	
L) PLAN 0823790 – SUBDIVISION	SE 20	0.568 1.40

EXCEPTING THEREOUT ALL MINES AND MINERALS

LYING WITHIN SUBDIVISION PLAN \_\_\_\_\_, AND CONTAINING  
0.061 HECTARES (0.15 ACRES) MORE OR LESS"

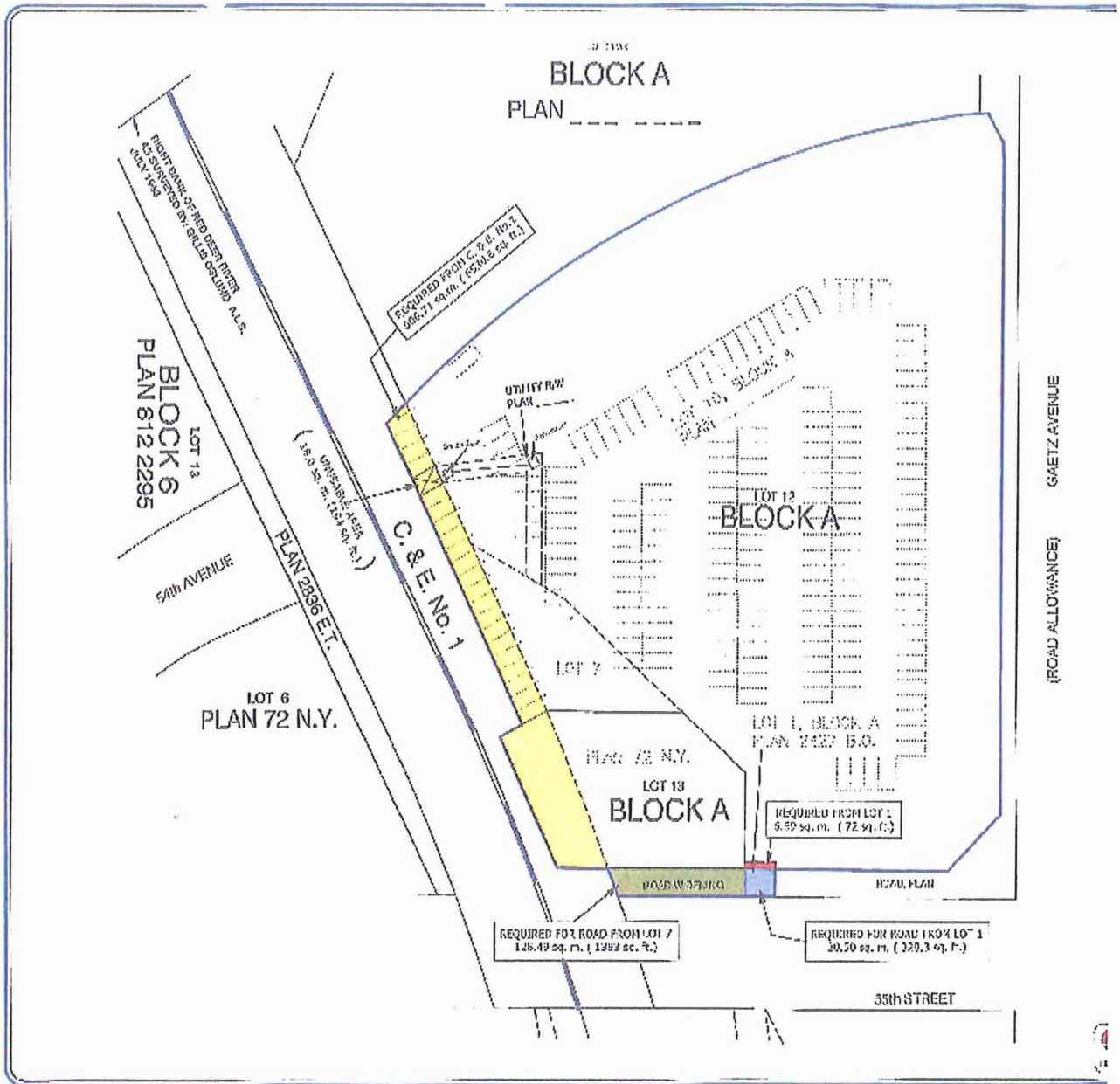
9. Right-of-way Agreement satisfactory to Engineering Services.  
10. Land Sale Agreement satisfactory to the City Solicitor.

  
Liz Soley  
Land Services Specialist

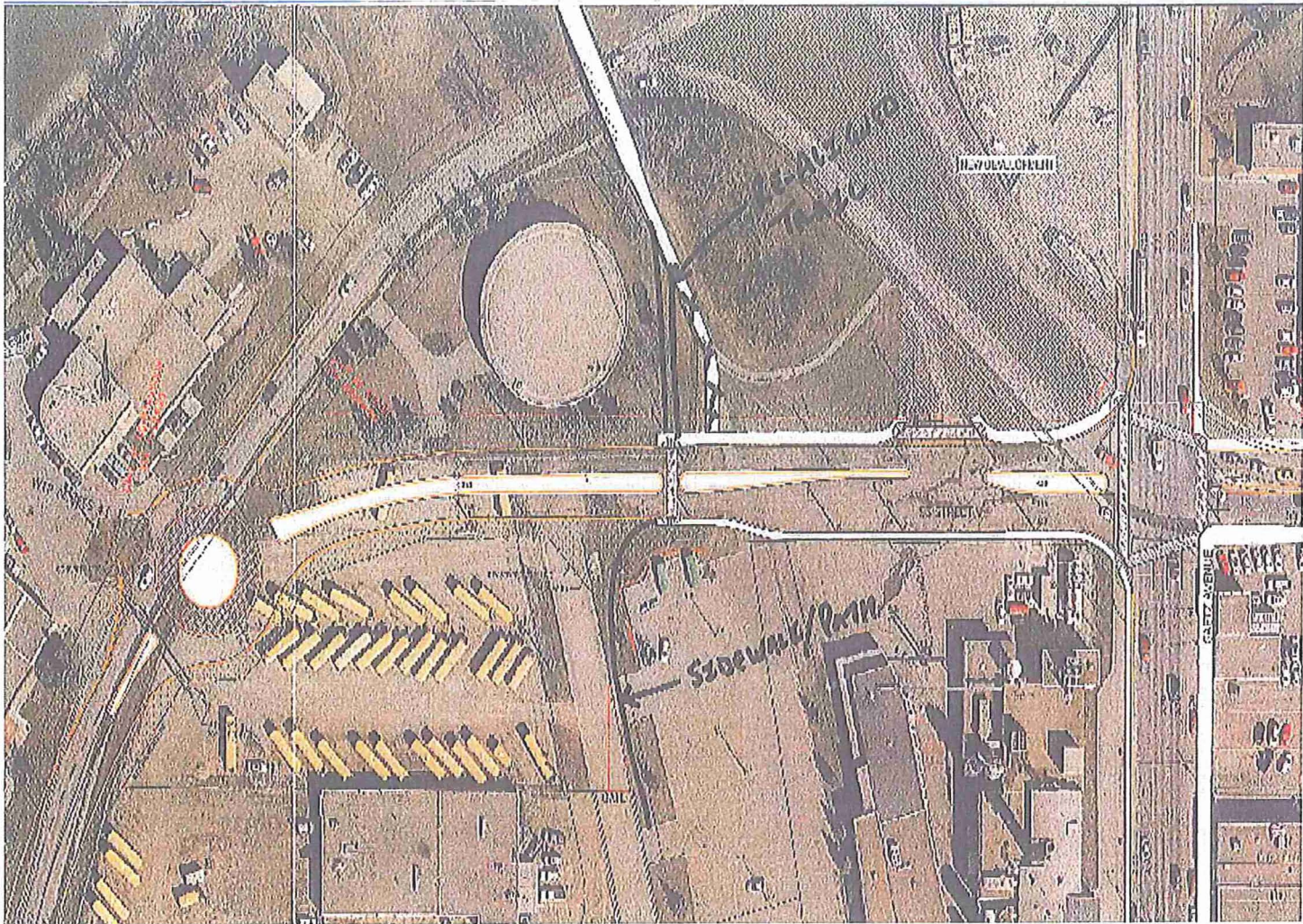
\_\_\_\_\_  
Jordan Furness  
Planner

Cc: Frank Colosimo, Engineering Services Manager  
Howard Thompson, Land & Economic Development Manager  
Paul Meyette, Planning Director  
Lorraine Poth, Director of Corporate Services

Schedule A  
Sketch of Property



Schedule B  
Sketch showing proposed new trail



**BYLAW NO. 3357/N-2011**

Being a Bylaw to amend Bylaw No. 3357/2006, the Land Use Bylaw of The City of Red Deer as described herein.

COUNCIL OF THE CITY OF RED DEER, ALBERTA, ENACTS AS FOLLOWS:

Bylaw No. 3357/2006 is hereby amended as follows:

- 1 The "Land Use District Map L15 and L16" contained in "Schedule A" of the Land Use Bylaw is hereby amended in accordance with the Land Use District Map 8-2011 attached hereto and forming part of the bylaw.

READ A FIRST TIME IN OPEN COUNCIL this        2<sup>nd</sup>        day of May    2011.

READ A SECOND TIME IN OPEN COUNCIL this        day of        2011.

READ A THIRD TIME IN OPEN COUNCIL this        day of        2011.

AND SIGNED BY THE MAYOR AND CITY CLERK this        day of        2011.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY CLERK



THE CITY OF  
**Red Deer**

## *Proposed Amendment to Land Use Bylaw 3357/2006*



### Change District from:



P1 to DC (3)



P1 to road

### Affected District:

P1 - Parks and Recreation District

DC - Direct Control District

**Proposed Amendment**

Map: **8 / 2011**

Bylaw: **3357 / N-2011**

Date: **April 20, 2011**

ORIGINAL

**Council Decision – May 30, 2011**

**DATE:** June 2, 2011

**TO:** Liz Soley, Land Services Specialist  
Jordan Furness, Planner

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Land Use Bylaw Amendment 3357/N-2011 – Rezoning Portion of  
Land Adjacent to Pedestrian Railway Bridge and 55<sup>th</sup> Street from P1  
Parks and Recreation District to Direct Control DC (3) District

---

**Reference Report**

Land Services Specialist and Planner, dated April 14, 2011.

**Bylaw Reading:**

Land Use Bylaw Amendment 3357/N-2011 – Rezoning Portion of Land Adjacent to Pedestrian Railway Bridge and 55<sup>th</sup> Street from P1 Parks and Recreation District to Direct Control DC(3) District received second and third reading. Copy of the bylaw is attached.

**Back to Council:** No

**Comments/Further Action:**

This office will amend Land Use Bylaw 3357/2006 and distribute copies in due course.



Elaine Vincent  
Legislative & Governance Manager  
/attach

cc: Development Services Director  
Corporate Services Director  
Community Services Director  
Planning Services Director  
Engineering Services Manager  
Financial Services Manager  
Client Services Support, LGS  
Corporate Meeting Coordinator

Inspections & Licensing Supervisor  
Land & Economic Development Manager  
IT Services – GIS Section  
Property Assessment Technician, D. Lake  
Revenue & Assessment Manager  
Acting Planning Services Manager



**Change District from:**



P1 to DC (3)



P1 to road

**Affected District:**

P1 - Parks and Recreation District  
DC - Direct Control District

**Proposed Amendment**

Map: **8 / 2011**

Bylaw: **3357 / N-2011**

Date: **April 20, 2011**

ORIGINAL



Legislative & Governance Services

**DATE:** May 24, 2011

**TO:** Craig Curtis, City Manager

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Offer to Purchase a Portion of Surplus Land Adjacent to 5016 – 55 Street  
For Future Parking  
Land Use Bylaw Amendment 3357/N-2011

---

***History:***

At the Monday, May 2, 2011 Council Meeting, Council passed a resolution approving the offer to purchase noted above and gave first reading to Land Use Bylaw Amendment 3357/N-2011.

Land Use Bylaw Amendment 3357/N-2011 provides for the rezoning of approximately 6,566 ft<sup>2</sup> (610 m<sup>2</sup>) of land from P1 Parks and Recreation District to Direct Control District DC(3). The purpose of the rezoning is to facilitate the construction of a restaurant and associated parking at 5016 – 55 Street.

***Public Consultation Process:***

A Public Hearing has been advertised for Land Use Bylaw Amendment 3357/N-2011 to be held on Monday, May 30, 2011 at 6:00 P.M. during Council's regular meeting. Advertisements were placed in the Red Deer Advocate on May 13, 2011 and May 20, 2011. The owners of the properties adjacent to the site have been notified by letter of the Public Hearing.

***Recommendation:***

That Council consider giving second and third readings to Land Use Bylaw Amendment 3357/N-2011.

A handwritten signature in black ink, appearing to read 'Elaine Vincent'.

Elaine Vincent  
Manager

B/F



BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

LEGISLATIVE & GOVERNANCE SERVICES

May 3, 2011

Mr. K. Wessel  
1228405 Alberta Ltd.  
72, 39200 Range Road 282  
Red Deer County, AB T4S 2C4

Dear Mr. Wessel:

**Re: Offer to Purchase a Portion of Surplus Land Adjacent to 5016 – 55 Street for Future Parking  
Land Use Bylaw Amendment 3357/N-2011 – Rezoning Portion of Land Adjacent to Pedestrian  
Railway Bridge and 55<sup>th</sup> Street**

Red Deer City Council gave first reading to *Land Use Bylaw Amendment 3357/N -2011* at the City of Red Deer's Council meeting held Monday, May 2, 2011. For your information, a copy of the bylaw is attached.

Land Use Bylaw Amendment 3357/N-2011 provides for the rezoning of approximately 6,566 ft<sup>2</sup> (610 m<sup>2</sup>) of land from PI- Parks and Recreation District to Direct Control (DC 3) District to facilitate construction of a restaurant and associated parking.

Council also passed the following resolution regarding the offer to purchase portion of surplus land adjacent to 5016 – 55 Street:

**“Resolved** that Council of The City of Red Deer having considered the report from the Land Services Specialist and Planner, dated April 14, 2011, re: Offer to Purchase a Portion of Surplus Land Adjacent to 5016 – 55 Street for Future Parking, hereby approves the sale and rezoning of 6,566 ft<sup>2</sup> (610 m<sup>2</sup>) more or less, being part of portion of Railway Plan C & E No. 1 subject to the following conditions:

1. The purchase price to be fair market value.
2. Consolidation by plan of survey of the City lands sold with the Developers lands.
3. All costs associated with legal survey and legal subdivision and consolidation to be the responsibility of the Developer.
4. City Council approval for the rezoning of the portion of land be rezoned to DC3 (Direct Control) accordingly.
5. Developer to confirm that there is adequate onsite storm water storage available to accommodate the additional drainage area.
6. Confirmation from ATCO gas that they do not require any portion of the site being offered for sale.
7. Approval from Environmental Services of the storm water collection infrastructure within and adjacent to this proposed land sale including manholes, catch basins, mains, lift station and outfall.

...2/

8. City Council approval for the sale of a portion of Railway Plan C & E No. 1 described as:

"ALL THAT PORTION OF:  
RAILWAY PLAN C & E NO. 1  
RIGHT OF WAY IN TOWNSHIP 38 RANGE 27 WEST OF THE FOURTH MERIDIAN  
COMPRISING PARTS OF:

(REF. TITLES)	SECTION	HECTARES (ACRES)	MORE OR LESS
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2140280	SE 19	6.00	
86P280	SE 20	6.55	
1470280	SW 20	5.66	
1510280	SE 30	6.07	
2150280	SE 31	0.46	

EXCEPTING THEREOUT:

	SECTION	HECTARES(ACRES)	MORE OR LESS
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C) PLAN 9422419 – SUBDIVISION	SE 19	0.535	1.32
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F) PLAN 9523190 – SUBDIVISION	SE 20	0.373	0.92
G) PLAN 9524451 – ROAD	SE 31	0.056	0.138
H) PLAN 9621702 – SUBDIVISION	SE 31	0.271	0.67
I) PLAN 9720243 – SUBDIVISION	SW 20	0.652	1.61
J) PLAN 9824103 – SUBDIVISION	NE 18	0.968	2.39
K) PLAN 9926287 – SUBDIVISION	SE 20	0.776	1.92
	SW 20	0.066	0.163
	(INTO ROAD)		
L) PLAN 0823790 – SUBDIVISION	SE 20	0.568	1.40

EXCEPTING THEREOUT ALL MINES AND MINERALS

LYING WITHIN SUBDIVISION PLAN \_\_\_\_\_, AND CONTAINING 0.061 HECTARES (0.15 ACRES) MORE OR LESS"

9. Right-of-way Agreement satisfactory to Engineering Services.  
10. Land Sale Agreement satisfactory to the City Solicitor."

...3/

Mr. K. Wessel  
May 3, 2011  
Page 3

Council must hold a Public Hearing before giving second and third readings to the bylaw. This office will now advertise for a Public Hearing to be held on Monday, May 30, 2011 at 6:00 p.m. in Council Chambers during Council's regular meeting.

You are responsible for the advertising costs and will be invoiced for this cost which we estimate to be approximately \$800.00. If you are not in agreement with paying this cost, please notify me by **10:00 A.M.** on **Tuesday, May 10<sup>th</sup>, 2011**. If you have any questions or require additional information, please contact me at 403.342.8132.

Sincerely,



Christine Kenzie  
Corporate Meeting Coordinator  
/attach.

cc: L. Soley, Land & Economic Development  
J. Furness, Planning Services

## **BYLAW NO. 3357/N-2011**

Being a Bylaw to amend Bylaw No. 3357/2006, the Land Use Bylaw of The City of Red Deer as described herein.

COUNCIL OF THE CITY OF RED DEER, ALBERTA, ENACTS AS FOLLOWS:

Bylaw No. 3357/2006 is hereby amended as follows:

- 1 The "Land Use District Map L15 and L16" contained in "Schedule A" of the Land Use Bylaw is hereby amended in accordance with the Land Use District Map 8-2011 attached hereto and forming part of the bylaw.

READ A FIRST TIME IN OPEN COUNCIL this 2<sup>nd</sup> day of May 2011.

READ A SECOND TIME IN OPEN COUNCIL this day of 2011.

READ A THIRD TIME IN OPEN COUNCIL this day of 2011.

AND SIGNED BY THE MAYOR AND CITY CLERK this day of 2011.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY CLERK



**Change District from:**



P1 to DC (3)



P1 to road

**Affected District:**

P1 - Parks and Recreation District

DC - Direct Control District

**Proposed Amendment**

**Map: 8 / 2011**

**Bylaw: 3357 / N-2011**

**Date: April 20, 2011**



Council Decision – May 2, 2011

**DATE:** May 4, 2011

**TO:** Liz Soley, Land Services Specialist  
Jordan Furness, Planner

**FROM:** Elaine Vincent, Legislative & Governance Services Manager

**SUBJECT:** Offer to Purchase a Portion of Surplus Land Adjacent to 5016-55 Street for Future Parking  
Land Use Bylaw Amendment 3357/N-2011 – Rezoning Portion of Land Adjacent to Pedestrian Railway Bridge and 55<sup>th</sup> Street from P1 Parks and Recreation District to Direct Control DC(3) District

---

**Reference Report:**

Land Services Specialist and Planner, dated April 14, 2011.

**Resolution:**

The following resolution was passed during the regular Council meeting held on Monday, May 2, 2011:

**“Resolved** that Council of The City of Red Deer having considered the report from the Land Services Specialist and Planner, dated April 14, 2011, re: Offer to Purchase a Portion of Surplus Land Adjacent to 5016 – 55 Street for Future Parking, hereby approves the sale and rezoning of 6,566 ft<sup>2</sup> (610 m<sup>2</sup>) more or less, being part of portion of Railway Plan C & E No. 1 subject to the following conditions:

1. The purchase price to be fair market value.
2. Consolidation by plan of survey of the City lands sold with the Developers lands.
3. All costs associated with legal survey and legal subdivision and consolidation to be the responsibility of the Developer.
4. City Council approval for the rezoning of the portion of land be rezoned to DC3 (Direct Control) accordingly.
5. Developer to confirm that there is adequate onsite storm water storage available to accommodate the additional drainage area.
6. Confirmation from ATCO gas that they do not require any portion of the site being offered for sale.
7. Approval from Environmental Services of the storm water collection infrastructure within and adjacent to this proposed land sale including manholes, catch basins, mains, lift station and outfall.

May 4, 2011

Offer to Purchase A portion of Surplus Land Adjacent to 5016-55 Street for Future Parking  
Land Use Bylaw Amendment 3357/N-2011 – Rezoning Portion of Land Adjacent to Pedestrian  
Railway Bridge and 55<sup>th</sup> South Street from PI Parks and Recreation District to Direct Control  
DC(3) District

8. City Council approval for the sale of a portion of Railway Plan C & E No. 1 described as:

“ALL THAT PORTION OF:  
RAILWAY PLAN C & E NO.1  
RIGHT OF WAY IN TOWNSHIP 38 RANGE 27 WEST OF THE FOURTH MERIDIAN  
COMPRISING PARTS OF:

(REF. TITLES)	SECTION	HECTARES (ACRES)	MORE OR LESS
2120280	SE 5	6.46	
2130280	NW 1	3.47	
1450280	NE 18	6.76	
2140280	SE 19	6.00	
86P280	SE 20	6.55	
1470280	SW 20	5.66	
1510280	SE 30	6.07	
2150280	SE 31	0.46	

EXCEPTING THEREOUT:

	SECTION	HECTARES(ACRES)	MORE OR LESS
A) PLAN 9322354 – SUBDIVISION	SE 19	1.002	2.48
B) PLAN 9422085 – SUBDIVISION	SE 30	2.354	5.82
C) PLAN 9422419 – SUBDIVISION	SE 19	0.535	1.32
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K) PLAN 9926287 – SUBDIVISION	SE 20	0.776	1.92
	SW 20	0.066	0.163
	(INTO ROAD)		
L) PLAN 0823790 – SUBDIVISION	SE 20	0.568	1.40

EXCEPTING THEREOUT ALL MINES AND MINERALS

LYING WITHIN SUBDIVISION PLAN \_\_\_\_\_, AND CONTAINING 0.061  
HECTARES (0.15 ACRES) MORE OR LESS”

9. Right-of-way Agreement satisfactory to Engineering Services.  
10. Land Sale Agreement satisfactory to the City Solicitor.”

Page 3

May 4, 2011

Offer to Purchase A portion of Surplus Land Adjacent to 5016-55 Street for Future Parking  
Land Use Bylaw Amendment 3357/N-2011 – Rezoning Portion of Land Adjacent to Pedestrian  
Railway Bridge and 55<sup>th</sup> South Street from PI Parks and Recreation District to Direct Control  
DC(3) District

**Bylaw Reading:**

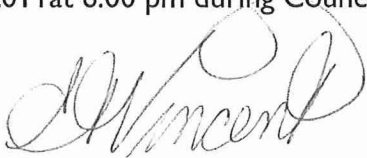
Land Use Bylaw Amendment 3357/N-2011 – Rezoning Portion of Land Adjacent to  
Pedestrian Railway Bridge and 55<sup>th</sup> Street from PI Parks and Recreation District to  
Direct Control DC(3) District received first reading. Copy of the bylaw is attached.

**Report Back to Council:** Yes

**Comments/Further Action:**

Approval of the Offer to Purchase will allow for parking for the proposed development on Lot  
7, Plan 72NY being 5016-55 Street. Also, Land Use Bylaw Amendment 3357/N-2011 –  
Rezoning Portion of Land Adjacent to Pedestrian Railway Bridge and 55<sup>th</sup> Street from PI Parks  
and Recreation District to Direct Control DC(3) District will facilitate construction of a  
restaurant and associated parking. Restaurants are a permitted use in the DC(3) district.

This office will proceed with the advertising for the public hearing to be held on May 30,  
2011 at 6:00 pm during Council's regular meeting.



Elaine Vincent  
Legislative & Governance Services Manager  
/attach

- c Director of Planning Services, Paul Meyette
- Director of Development Services, Paul Goranson
- Director of Corporate Services, Lorraine Poth
- Engineering Services Manager, Frank Colosimo
- Land & Economic Development Manager, Howard Thompson
- Corporate Meeting Coordinator

**BYLAW NO. 3357/N-2011**

Being a Bylaw to amend Bylaw No. 3357/2006, the Land Use Bylaw of The City of Red Deer as described herein.

COUNCIL OF THE CITY OF RED DEER, ALBERTA, ENACTS AS FOLLOWS:

Bylaw No. 3357/2006 is hereby amended as follows:

- 1 The "Land Use District Map L15 and L16" contained in "Schedule A" of the Land Use Bylaw is hereby amended in accordance with the Land Use District Map 8-2011 attached hereto and forming part of the bylaw.

READ A FIRST TIME IN OPEN COUNCIL this        2<sup>nd</sup>        day of May    2011.

READ A SECOND TIME IN OPEN COUNCIL this        day of        2011.

READ A THIRD TIME IN OPEN COUNCIL this        day of        2011.

AND SIGNED BY THE MAYOR AND CITY CLERK this        day of        2011.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY CLERK



**Change District from:**



P1 to DC (3)



P1 to road

**Affected District:**

P1 - Parks and Recreation District  
DC - Direct Control District

**Proposed Amendment**

Map: **8 / 2011**

Bylaw: **3357 / N-2011**

Date: **April 20, 2011**

1719560

**LAND USE BYLAW AMENDMENT 3357/N- 2011**  
**Rezoning of Land Adjacent to 5016 – 53 Street**

**DESCRIPTION:** Rezoning of 6,566 sq. ft (610 sq m) of land from P1 Parks and Recreation District to Direct Control District DC(3). The purpose of this rezoning is to facilitate the construction of a restaurant and associated parking at 5016 – 55 Street. – Elements at Rivers Edge

FIRST READING: May 2, 2011

FIRST PUBLICATION: May 13, 2011

SECOND PUBLICATION: May 20, 2011

PUBLIC HEARING & SECOND READING: May 30, 2011

THIRD READING: MAY 30, 2011

LETTERS REQUIRED TO PROPERTY OWNERS: YES ☐ ☒ NO

DEPOSIT: YES ☐ \$ \_\_\_\_\_ NO ☒

**COST OF ADVERTISING RESPONSIBILITY OF:** 1228405 Alberta Ltd.

ACTUAL COST OF ADVERTISING:

\$ 405.06 X 2

TOTAL:

\$ 810.12

MAP PREPARATION: \$ \_\_\_\_\_

TOTAL COST: \$ \_\_\_\_\_

LESS DEPOSIT RECEIVED: \$ \_\_\_\_\_

AMOUNT OWING/ (REFUND): \$ \_\_\_\_\_

INVOICE NO.: 275349

BATCH NO.: 1180706

(Advertising Revenue to 180.5901)

**Land Use Bylaw Amendment 3357/N-2011**  
**Rezoning of Land Adjacent to 5016 – 55 Street**

City Council proposes to pass Land Use Bylaw Amendment 3357/N-2011 which provides for changes to the Land Use Bylaw by rezoning approximately 6,566 ft<sup>2</sup> (610 m<sup>2</sup>) of land being part of portion of Railway Plan C & E No. 1, from PI-Parks and Recreation District to Direct Control District DC (3). The purpose of this rezoning is to facilitate the construction of a restaurant and associated parking at 5016 – 55 Street (Lot 7, Plan 72NY). – Elements at Rivers Edge. A portion of a trail which is located on Lot 7, Plan 72NY, will be relocated onto city property and will connect to the new pedestrian crossing on 55<sup>th</sup> Street as part of the 55<sup>th</sup> Street Extension Project.

(Insert Map - DM#1089281)

The proposed bylaw may be inspected at Legislative & Governance Services, 2<sup>nd</sup> Floor City Hall during regular office hours or for more details, contact City of Red Deer Planning Services at 403-406-8700.

City Council will hear from any person claiming to be affected by the proposed bylaw at a Public Hearing on **Monday, May 30, 2011** at 6:00 p.m. in Council Chambers, 2<sup>nd</sup> Floor at City Hall. If you want your letter or petition included on the Council agenda you must submit it to the Manager, Legislative & Governance Services by **Tuesday, May 24, 2011**. Otherwise, you may submit your letter or petition at the Council meeting or you can simply tell Council your views at the Public Hearing. Council's Procedure Bylaw indicates that each presentation is limited to 10 minutes. Any submission will be public information. If you have any questions regarding the use of this information please contact the Manager, Legislative & Governance Services at 403-342-8132.

(Publication Dates: May 13, 2011 and May 20, 2011)

May 3, 2011

Dear Sir/Madam:

**Re: Land Use Bylaw Amendment 3357/N-2011  
Rezoning of Land Adjacent to 5016 – 55 Street**

Red Deer City Council proposes to pass Land Use Bylaw Amendment 3357/N-2011 which provides for changes to the Land Use Bylaw by rezoning approximately 6,566 ft<sup>2</sup> (610 m<sup>2</sup>) of land being part of portion of Railway Plan C&E No. 1, from PI Parks and Recreation District to Direct Control (DC 3). The purpose of this rezoning is to facilitate the construction of a restaurant and associated parking at 5016 – 55 Street (Lot 7, Plan 72NY), Elements at Rivers Edge. A portion of a trail which is located on Lot 7, Plan 72NY, will be relocated onto city property and will connect to the new pedestrian crossing on 55<sup>th</sup> Street as part of the 55<sup>th</sup> Street Extension Project.

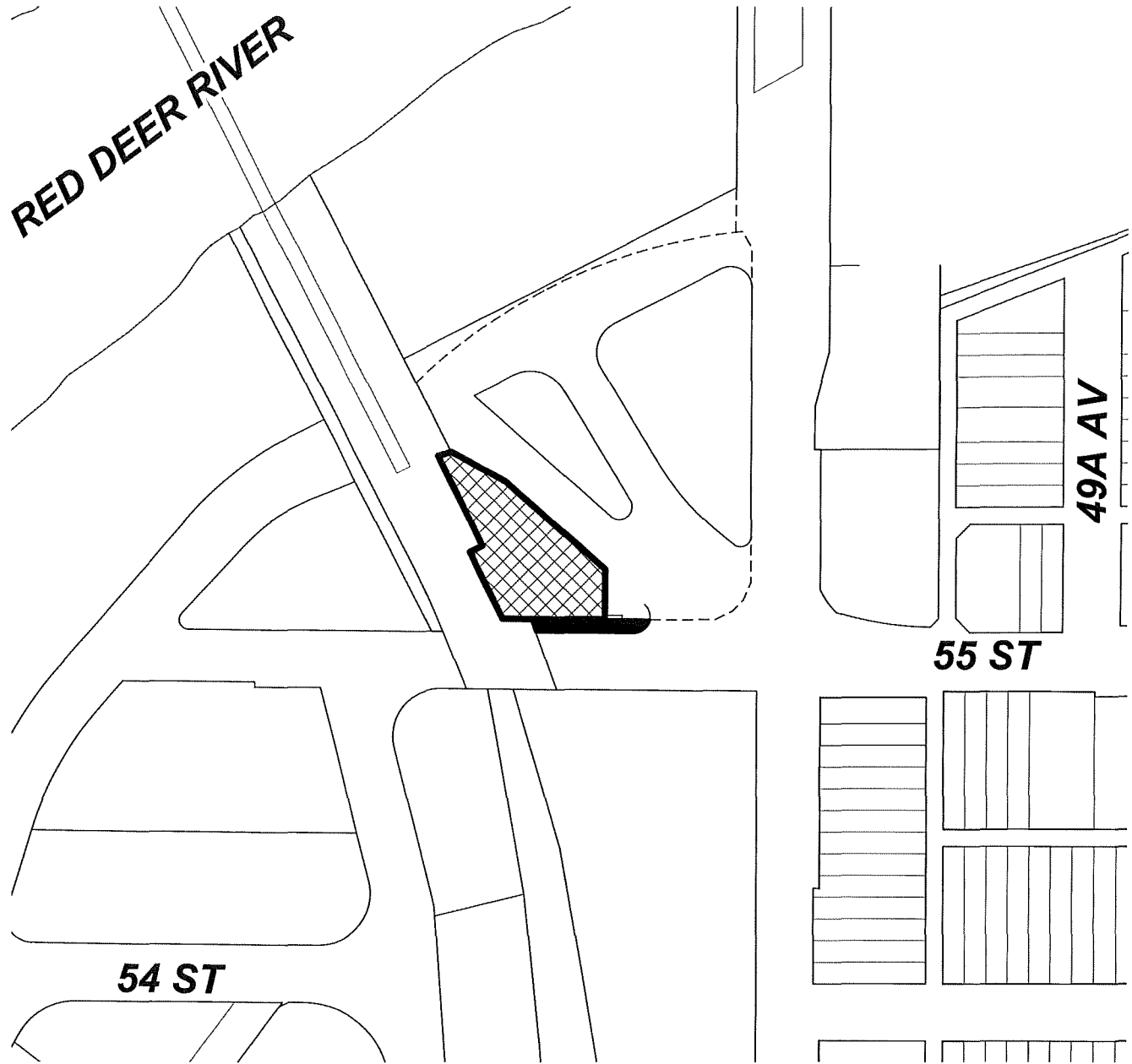
As a property owner in the area of proposed changes you have an opportunity to ask questions about the intended use and to let Council know your views. The proposed Bylaw may be inspected at Legislative & Governance Services, 2nd Floor City Hall.

City Council will hear from any person claiming to be affected by the proposed bylaw at a Public Hearing on Monday, May 30, 2011 at 6 p.m. in Council Chambers, 2<sup>nd</sup> floor City Hall. If you would like a letter or petition included on the Council agenda it must be submitted to our office by Tuesday, May 24, 2011. You may also submit your letter or petition at the Public Hearing, or you can simply tell Council your views at the Public Hearing. Council's Procedure Bylaw indicates that each presentation is limited to 10 minutes and any submission will be public information. If you have any questions regarding the use of this information, please contact Legislative & Governance Services at 403.342.8132.

Yours truly,

A handwritten signature in black ink, appearing to read 'Elaine Vincent', with a stylized flourish at the end.

Elaine Vincent  
Legislative & Governance Services Manager  
Attachment



**Change District from:**



P1 to DC (3)



P1 to road

**Affected District:**

P1 - Parks and Recreation District

DC - Direct Control District

**Proposed Amendment**

Map: **8 / 2011**

Bylaw: **3357 / N-2011**

Date: **April 20, 2011**

May 3, 2011

Dear Sir/Madam:

**Re: Land Use Bylaw Amendment 3357/N-2011  
Rezoning of Land Adjacent to 5016 – 55 Street**

Red Deer City Council proposes to pass Land Use Bylaw Amendment 3357/N-2011 which provides for changes to the Land Use Bylaw by rezoning approximately 6,566 ft<sup>2</sup> (610 m<sup>2</sup>) of land being part of portion of Railway Plan C&E No. 1, from P1 Parks and Recreation District to Direct Control (DC 3). The purpose of this rezoning is to facilitate the construction of a restaurant and associated parking at 5016 – 55 Street (Lot 7, Plan 72NY), Elements at Rivers Edge. A portion of a trail which is located on Lot 7, Plan 72NY, will be relocated onto city property and will connect to the new pedestrian crossing on 55<sup>th</sup> Street as part of the 55<sup>th</sup> Street Extension Project.

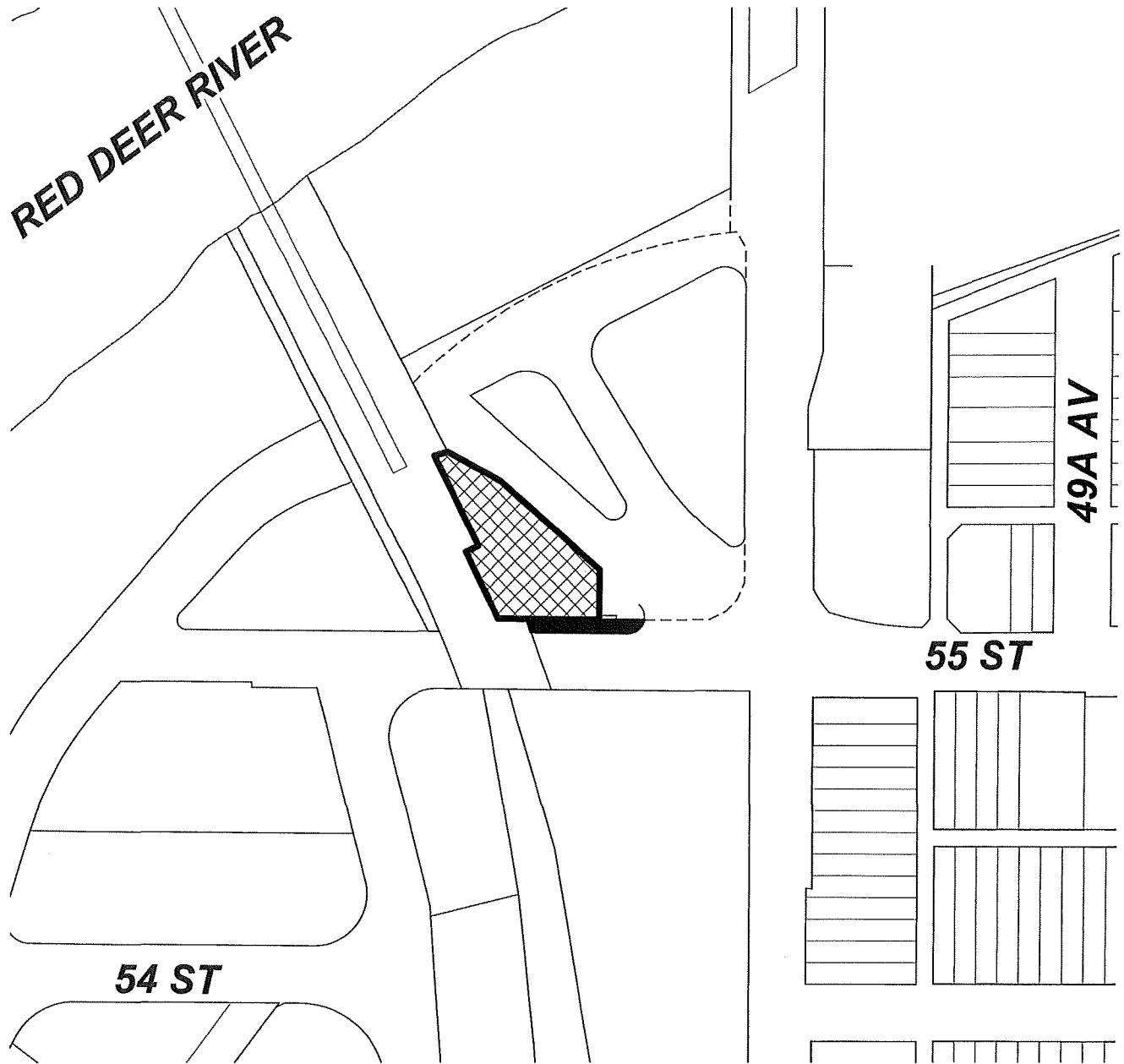
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Yours truly,



Elaine Vincent  
Legislative & Governance Services Manager  
Attachment



**Change District from:**



P1 to DC (3)

P1 to road

**Affected District:**

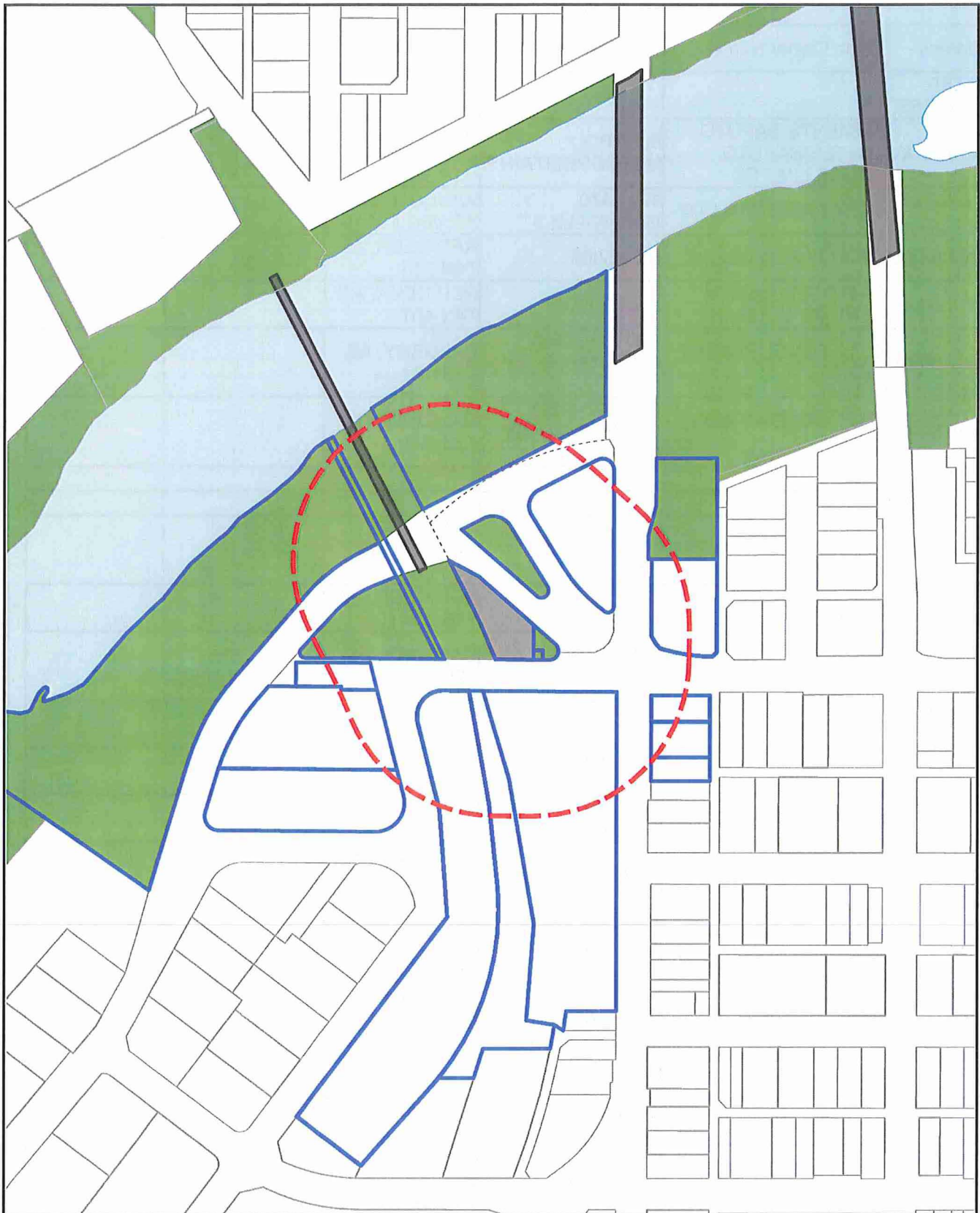
P1 - Parks and Recreation District  
DC - Direct Control District

**Proposed Amendment**

Map: **8 / 2011**

Bylaw: **3357 / N-2011**

Date: **April 20, 2011**



 Export Data To Excel

**Parcels Touching The Buffer Zone**

100 Meters Around					
Address	Prime Owner Name	Owner Address 1	Owner Address 2	Owner Address 3	Owner Address 4
FILLER ADDRESS					
5410 50 AV	ALIMENTS SAPUTO LIMITEE/SAPUTO FOODS LIMITED	6869 BOUL METROPOLITAIN E	SAINT-LEONARD, QC H1P 1X8		
G 5239 53 AV	552861 ALBERTA LTD	1011 470 GRANVILLE ST	VANCOUVER, BC V6C 1V5		
5408 54 AV	CITY OF RED DEER	BOX 5008	RED DEER, AB T4N 3T4		
5411 50 AV	RED DEER FAMILY SERVICE BUREAU	5409 50 AVE	RED DEER, AB T4N 4B7		
5417 50 AV	G.D.I. DEVELOPMENT CORP	C/O 218 -5403 CROWCHILD TR NW	CALGARY, AB T3B 4Z1		
5425 50 AV	G.D.I. DEVELOPMENT CORP	C/O 218 -5403 CROWCHILD TR NW	CALGARY, AB T3B 4Z1		
5511 50 AV					
5516 50 AV					
5518 50 AV	1228405 ALBERTA LTD	72-39200 RGE RD 282	RED DEER COUNTY, AB T4S 2C4		
5521 50 AV	THE CITY OF RED DEER	PO BOX 5008	RED DEER, AB T4N 3T4		
5310 54 ST	PACIFIC WESTERN TRANSPORTATION LTD	1857 CENTRE AVE SE	CALGARY, AB T2E 6L3		
F 5239 53 AV	552861 ALBERTA LTD	1011 470 GRANVILLE ST	VANCOUVER, BC V6C 1V5		
1 5239 53 AV	552861 ALBERTA LTD	1011 470 GRANVILLE ST	VANCOUVER, BC V6C 1V5		
3 5239 53 AV	552861 ALBERTA LTD	1011 470 GRANVILLE ST	VANCOUVER, BC V6C 1V5		
7 5239 53 AV	552861 ALBERTA LTD	1011 470 GRANVILLE ST	VANCOUVER, BC V6C 1V5		
A 5239 53 AV	552861 ALBERTA LTD	1011 470 GRANVILLE ST	VANCOUVER, BC V6C 1V5		
B 5239 53 AV	552861 ALBERTA LTD	1011 470 GRANVILLE ST	VANCOUVER, BC V6C 1V5		
C 5239 53 AV	552861 ALBERTA LTD	1011 470 GRANVILLE ST	VANCOUVER, BC V6C 1V5		
2 5425 50 AV	G.D.I. DEVELOPMENT CORP	C/O 218 -5403 CROWCHILD TR NW	CALGARY, AB T3B 4Z1		
D 5239 53 AV	552861 ALBERTA LTD	1011 470 GRANVILLE ST	VANCOUVER, BC V6C 1V5		
5 5239 53 AV	552861 ALBERTA LTD	1011 470 GRANVILLE ST	VANCOUVER, BC V6C 1V5		
7 5511 50 AV	HAMBRE ENERGY LTD	R R 2	RED DEER, AB T4N 5E2		
8 5511 50 AV	1141361 ALBERTA LTD	202-12 AVE NE	CALGARY, AB T2E 1A2		
5006 55A	CITY OF RED DEER	BOX 5008	RED DEER, AB		

ST			T4N 3T4		
E 5239 53 AV	552861 ALBERTA LTD	1011 470 GRANVILLE ST	VANCOUVER, BC V6C 1V5		
6 5511 50 AV	HAMBRE ENERGY LTD	R R 2	RED DEER, AB T4N 5E2		
1 5511 50 AV	POPEYES FITNESS SUPERSTORE LTD	C/O BRAD LATAWIEC	10802 127 ST	EDMONTON, AB T5M 0A6	
2 5511 50 AV	1072155 ALBERTA LTD	2 5511 50 AVE	RED DEER, AB T4N 4B8		
3 5511 50 AV	1335053 ALBERTA LTD	3-5511 50 AVE	RED DEER, AB T4N 4B8		
4 5511 50 AV	1335053 ALBERTA LTD	3-5511 50 AVE	RED DEER, AB T4N 4B8		
5 5511 50 AV	RYSZARD & VIOLETTA KINGA RZEPKOWSKI	5 5511 50 AVE	RED DEER, AB T4N 4B8		
6 5239 53 AV	552861 ALBERTA LTD	1011 470 GRANVILLE ST	VANCOUVER, BC V6C 1V5		
2 5239 53 AV	552861 ALBERTA LTD	1011 470 GRANVILLE ST	VANCOUVER, BC V6C 1V5		
4 5239 53 AV	552861 ALBERTA LTD	1011 470 GRANVILLE ST	VANCOUVER, BC V6C 1V5		
5450 53 AV	PACIFIC WESTERN TRANSPORTATION LTD	1857 CENTRE AVE SE	CALGARY, AB T2E 6L3		
5239 53 AV	552861 ALBERTA LTD	1011 470 GRANVILLE ST	VANCOUVER, BC V6C 1V5		
5504 54 AV	CITY OF RED DEER	BOX 5008	RED DEER, AB T4N 3T4		
5505 54 AV	CITY OF RED DEER	BOX 5008	RED DEER, AB T4N 3T4		
5520 54 AV	CITY OF RED DEER	BOX 5008	RED DEER, AB T4N 3T4		
5006 55 ST	CITY OF RED DEER	BOX 5008	RED DEER, AB T4N 3T4		
5008 55 ST	NORTHWESTERN UTILITIES	C/O A DIVISION OF ATCO GAS	AND PIPELINES LTD.	C/O PROPERTY TAX DEPARTMENT	EDMONTON, AB T5J 2V6
5016 55 ST	1228405 ALBERTA LTD	72-39200 RGE RD 282	RED DEER COUNTY, AB T4S 2C4		
5209 55 ST	552861 ALBERTA LTD	1011 470 GRANVILLE ST	VANCOUVER, BC V6C 1V5		
5304 55 ST	CITY OF RED DEER	BOX 5008	RED DEER, AB T4N 3T4		
1 5425 50 AV	G.D.I. DEVELOPMENT CORP	C/O 218 -5403 CROWCHILD TR NW	CALGARY, AB T3B 4Z1		

## LEGISLATIVE &amp; GOVERNANCE SERVICES

May 3, 2011

Mr. K. Wessel  
1228405 Alberta Ltd.  
72, 39200 Range Road 282  
Red Deer County, AB T4S 2C4

Dear Mr. Wessel:

**Re: Offer to Purchase a Portion of Surplus Land Adjacent to 5016 – 55 Street for Future Parking  
Land Use Bylaw Amendment 3357/N-2011 – Rezoning Portion of Land Adjacent to Pedestrian  
Railway Bridge and 55<sup>th</sup> Street**

Red Deer City Council gave first reading to *Land Use Bylaw Amendment 3357/N -2011* at the City of Red Deer's Council meeting held Monday, May 2, 2011. For your information, a copy of the bylaw is attached.

Land Use Bylaw Amendment 3357/N-2011 provides for the rezoning of approximately 6,566 ft<sup>2</sup> (610 m<sup>2</sup>) of land from P1- Parks and Recreation District to Direct Control (DC 3) District to facilitate construction of a restaurant and associated parking.

Council also passed the following resolution regarding the offer to purchase portion of surplus land adjacent to 5016 – 55 Street:

**“Resolved** that Council of The City of Red Deer having considered the report from the Land Services Specialist and Planner, dated April 14, 2011, re: Offer to Purchase a Portion of Surplus Land Adjacent to 5016 – 55 Street for Future Parking, hereby approves the sale and rezoning of 6,566 ft<sup>2</sup> (610 m<sup>2</sup>) more or less, being part of portion of Railway Plan C & E No. 1 subject to the following conditions:

1. The purchase price to be fair market value.
2. Consolidation by plan of survey of the City lands sold with the Developers lands.
3. All costs associated with legal survey and legal subdivision and consolidation to be the responsibility of the Developer.
4. City Council approval for the rezoning of the portion of land be rezoned to DC3 (Direct Control) accordingly.
5. Developer to confirm that there is adequate onsite storm water storage available to accommodate the additional drainage area.
6. Confirmation from ATCO gas that they do not require any portion of the site being offered for sale.
7. Approval from Environmental Services of the storm water collection infrastructure within and adjacent to this proposed land sale including manholes, catch basins, mains, lift station and outfall.

...2/

8. City Council approval for the sale of a portion of Railway Plan C & E No. 1 described as:

"ALL THAT PORTION OF:  
RAILWAY PLAN C & E NO. 1  
RIGHT OF WAY IN TOWNSHIP 38 RANGE 27 WEST OF THE FOURTH MERIDIAN  
COMPRISING PARTS OF:

(REF. TITLES)	SECTION	HECTARES (ACRES)	MORE OR LESS
2120280	SE 5	6.46	
2130280	NW 1	3.47	
1450280	NE 18	6.76	
2140280	SE 19	6.00	
86P280	SE 20	6.55	
1470280	SW 20	5.66	
1510280	SE 30	6.07	
2150280	SE 31	0.46	

EXCEPTING THEREOUT:

	SECTION	HECTARES(ACRES)	MORE OR LESS
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H) PLAN 9621702 – SUBDIVISION	SE 31	0.271	0.67
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L) PLAN 0823790 – SUBDIVISION	SE 20	0.568	1.40

EXCEPTING THEREOUT ALL MINES AND MINERALS

LYING WITHIN SUBDIVISION PLAN \_\_\_\_\_, AND CONTAINING 0.061 HECTARES (0.15 ACRES) MORE OR LESS"

9. Right-of-way Agreement satisfactory to Engineering Services.  
10. Land Sale Agreement satisfactory to the City Solicitor."

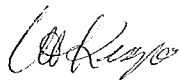
...3/

Mr. K. Wessel  
May 3, 2011  
Page 3

Council must hold a Public Hearing before giving second and third readings to the bylaw. This office will now advertise for a Public Hearing to be held on Monday, May 30, 2011 at 6:00 p.m. in Council Chambers during Council's regular meeting.

You are responsible for the advertising costs and will be invoiced for this cost which we estimate to be approximately \$800.00. If you are not in agreement with paying this cost, please notify me by **10:00 A.M.** on **Tuesday, May 10<sup>th</sup>, 2011**. If you have any questions or require additional information, please contact me at 403.342.8132.

Sincerely,



Christine Kenzie  
Corporate Meeting Coordinator  
/attach.

cc: L. Soley, Land & Economic Development  
J. Furness, Planning Services

**BYLAW NO. 3357/N-2011**

Being a Bylaw to amend Bylaw No. 3357/2006, the Land Use Bylaw of The City of Red Deer as described herein.

COUNCIL OF THE CITY OF RED DEER, ALBERTA, ENACTS AS FOLLOWS:

Bylaw No. 3357/2006 is hereby amended as follows:

- 1 The "Land Use District Map L15 and L16" contained in "Schedule A" of the Land Use Bylaw is hereby amended in accordance with the Land Use District Map 8-2011 attached hereto and forming part of the bylaw.

READ A FIRST TIME IN OPEN COUNCIL this 2<sup>nd</sup> day of May 2011.

READ A SECOND TIME IN OPEN COUNCIL this day of 2011.

READ A THIRD TIME IN OPEN COUNCIL this day of 2011.

AND SIGNED BY THE MAYOR AND CITY CLERK this day of 2011.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY CLERK



**Change District from:**



P1 to DC (3)



P1 to road

**Affected District:**

P1 - Parks and Recreation District  
DC - Direct Control District

**Proposed Amendment**

**Map: 8 / 2011**

**Bylaw: 3357 / N-2011**

**Date: April 20, 2011**



**Legislative & Governance Services**

**DATE:** May 24, 2011  
**TO:** Craig Curtis, City Manager  
**FROM:** Elaine Vincent, Legislative & Administrative Services Manager  
**SUBJECT:** Notice of Motion  
Councillor Tara Veer – 20<sup>th</sup> Avenue Intersection Options

---

***History***

At the Monday, May 16, 2011 meeting of Council, Councillor Tara Veer introduced the following Notice of Motion regarding 20<sup>th</sup> Avenue Intersection Options.

**Whereas** The City is basing planning and other decisions on the identified 20 Avenue alignment and intersection options; and

**Whereas** ring roads have the potential to move traffic in an efficient manner; and

**Whereas** many of our citizens express concern about traffic lights and the impact they have on the flow of traffic; and

**Whereas** it is preferable from a safety perspective to plan transportation corridors that reduce driver aggression; and

**Whereas** it is desirable for the city to reduce idling by ensuring efficient transportation flow;

**Therefore be it resolved that** Red Deer City Council requests a report from City administration outlining possible options to reduce the number of proposed traffic lights for the future 20 Avenue expressway with such a report to be presented by September 30, 2011.

***Recommendation***

The above Notice of Motion is submitted for Council's consideration.

Elaine Vincent  
Manager

**Comments:**

I agree that numbering, spacing and timing of the traffic lights along 20<sup>th</sup> Avenue should be reviewed. Further, I direct Administration to prepare a report of the traffic lights for Council's consideration by the beginning of August 2011.

"Craig Curtis"  
City Manager

ORIGINAL

**DATE:** June 2, 2011  
**TO:** Frank Colosimo, Engineering Services Manager  
**FROM:** Elaine Vincent, Legislative & Governance Services Manager  
**SUBJECT:** Councillor Tara Veer  
Notice of Motion – 20<sup>th</sup> Avenue Intersection Options

---

**Reference Report:**

Legislative & Governance Services Manager, dated May 24, 2011.

**Resolution:**

**Whereas** The City is basing planning and other decisions on the identified 20 Avenue alignment and intersection options; and

**Whereas** ring roads have the potential to move traffic in an efficient manner; and

**Whereas** many of our citizens express concern about traffic lights and the impact they have on the flow of traffic; and

**Whereas** it is preferable from a safety perspective to plan transportation corridors that reduce driver aggression; and

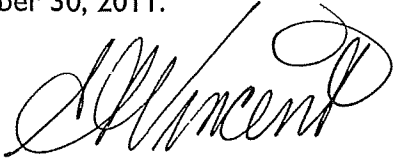
**Whereas** it is desirable for the city to reduce idling by ensuring efficient transportation flow;

**Therefore be it resolved that** Red Deer City Council requests a report from City administration outlining possible options to reduce the number of proposed traffic lights for the future 20 Avenue expressway with such a report to be presented by September 30, 2011.

**Report back to Council:** Yes

**Comments/Further Action:**

Administration to prepare a report outlining possible options to reduce the number of proposed traffic lights for the future 20 Avenue expressway for Council's consideration by September 30, 2011.

A handwritten signature in black ink, appearing to read 'Elaine Vincent', with a large, stylized 'E' and 'V'.

Elaine Vincent  
Legislative & Governance Manager

c: Councillor Tara Veer  
Director of Development Services  
Corporate Meeting Coordinator

**Council Decision – May 16, 2011**

**DATE:** May 19, 2011  
**TO:** Frieda McDougall, Deputy City Clerk  
**FROM:** Elaine Vincent, Legislative & Governance Services Manager  
**SUBJECT:** Councillor Tara Veer  
Notice of Motion – 20<sup>th</sup> Avenue Intersection Options

---

**Reference Report:**

Legislative & Governance Services Manager, dated May 10, 2011

**Notice of Motion:**

The following Notice of Motion was introduced by Councillor Tara Veer during the regular Council meeting held on Monday, May 16, 2011:

**Whereas** The City is basing planning and other decisions on the identified 20 Avenue alignment and intersection options; and

**Whereas** ring roads have the potential to move traffic in an efficient manner; and

**Whereas** many of our citizens express concern about traffic lights and the impact they have on the flow of traffic; and

**Whereas** it is preferable from a safety perspective to plan transportation corridors that reduce driver aggression; and

**Whereas** it is desirable for the city to reduce idling by ensuring efficient transportation flow;

**Therefore be it resolved that** Red Deer City Council requests a report from City administration outlining possible options to reduce the number of proposed traffic lights for the future 20 Avenue expressway with such a report to be presented by September 30, 2011.

**Report back to Council:** Yes

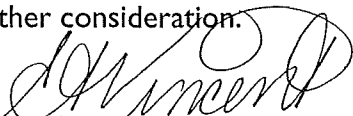
Page 2

May 19, 2011

Councillor Tara Veer – Notice of Motion – 20<sup>th</sup> Avenue Intersection Options

**Comments/Further Action:**

Administration to bring this item forward to the May 30, 2011 regular Council meeting for further consideration.

A handwritten signature in black ink, appearing to read 'Elaine Vincent', written over the printed name.

Elaine Vincent

Legislative & Governance Manager

cc: Councillor Tara Veer  
Corporate Meeting Coordinator

**Christine Kenzie**

---

**To:** Corporate Leadership Team  
**Subject:** Comments Requested Re Notice of Motion Submitted by Councillor Veer at the May 16th Council Meeting

**Attachments:** Notice of Motion From Tara Veer - 20th Ave Intersection Options.pdf



Notice of Motion  
From Tara Vee...

The attached Notice of Motion from Councillor Tara Veer -- Re 20th Avenue Intersection Options, was introduced at the May 16th Council Meeting.

This Notice of Motion will be coming back to the May 30th Council Meeting for Council consideration.

Normally, these Notice of Motions are reviewed and discussed at a meeting of CLT in order to provide input on comments the City Manager makes regarding the Notice of Motion on the upcoming Council Agenda.

As there is no CLT meeting scheduled this week, I am forwarding the attached Notice of Motion for you to provide your comments electronically.

Please provide any comments you may have, if possible, by Friday, May 20th. Agenda review for the May 30th Council Meeting with the City Manager is scheduled for Tuesday, May 24th at 9 AM.

Thanks.

**Christine Kenzie | Corporate Meeting Coordinator**

Legislative & Governance Services | The City of Red Deer

D 403.356.8978 | F 403.346.6195

[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)

## **NOTICE OF MOTION**

### **20<sup>th</sup> Avenue Intersection Options**

**Submitted by Councillor Tara Veer**

**Whereas** The City is basing planning and other decisions on the identified 20 Avenue alignment and intersection options; and

**Whereas** ring roads have the potential to move traffic in an efficient manner; and

**Whereas** many of our citizens express concern about traffic lights and the impact they have on the flow of traffic; and

**Whereas** it is preferable from a safety perspective to plan transportation corridors that reduce driver aggression; and

**Whereas** it is desirable for the city to reduce idling by ensuring efficient transportation flow;

**Therefore be it resolved that** Red Deer City Council requests a report from City administration outlining possible options to reduce the number of proposed traffic lights for the future 20 Avenue expressway with such a report to be presented by September 30, 2011.



Legislative & Governance Services

**DATE:** May 24, 2011  
**TO:** Craig Curtis, City Manager  
**FROM:** Elaine Vincent, Legislative & Administrative Services Manager  
**SUBJECT:** Notice of Motion  
Councillor Tara Veer – 20<sup>th</sup> Avenue Intersection Options

---

**History**

At the Monday, May 16, 2011 meeting of Council, Councillor Tara Veer introduced the following Notice of Motion regarding 20<sup>th</sup> Avenue Intersection Options.

**Whereas** The City is basing planning and other decisions on the identified 20 Avenue alignment and intersection options; and

**Whereas** ring roads have the potential to move traffic in an efficient manner; and

**Whereas** many of our citizens express concern about traffic lights and the impact they have on the flow of traffic; and

**Whereas** it is preferable from a safety perspective to plan transportation corridors that reduce driver aggression; and

**Whereas** it is desirable for the city to reduce idling by ensuring efficient transportation flow;

**Therefore be it resolved that** Red Deer City Council requests a report from City administration outlining possible options to reduce the number of proposed traffic lights for the future 20 Avenue expressway with such a report to be presented by September 30, 2011.

**Recommendation**

The above Notice of Motion is submitted for Council's consideration.

A handwritten signature in cursive script, appearing to read 'Elaine Vincent'.

Elaine Vincent  
Manager

July 2011

BACK UP INFORMATION  
NOT SUBMITTED TO COUNCIL

**Bev Greter**

**From:** Christine Kenzie  
**Sent:** Friday, May 20, 2011 3:26 PM  
**To:** Elaine Vincent  
**Cc:** Bev Greter  
**Subject:** Comments Re Notice of Motion from Tara Veer -- 20th Avenue Intersection Options -  
for May 30th Council Meeting

Frank Colosimo stopped by on Friday afternoon. He should have some comments ready for May 24th - Agenda Review.

**Christine Kenzie | Corporate Meeting Coordinator**  
Legislative & Governance Services | The City of Red Deer  
D 403.356.8978 | F 403.346.6195  
[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)

**DATE:** June 2, 2011  
**TO:** Frieda McDougall, Deputy City Clerk  
**FROM:** Elaine Vincent, Legislative & Governance Services Manager  
**SUBJECT:** Red Deer River Watershed Alliance Board of Directors

---

**Reference Report:**

Legislative & Governance Services Manager, dated May 30, 2011.

**Resolution:**

The following resolution was passed during the regular Council meeting held on Monday, May 30, 2011:

**“Resolved** that Council of The City of Red Deer having considered the report from the Legislative & Governance Services Manager dated May 30, 2011 re: Council Representation on the Red Deer River Watershed Alliance (RDRWA) hereby:

1. Endorses Councillor Dianne Wyntjes to stand for election on the RDRWA's Board of Directors; and
2. Assumes all costs associated with Councillor Dianne Wyntjes participation as a member of the RDRWA's Board of Directors meetings, resulting in a 2011 operating budget change in the amount of \$1,700 to be funded from the Tax Stabilization Reserve.”

**Report back to Council:** No

**Comments/Further Action:**

Administration to forward nomination papers by May 31, 2011.



Elaine Vincent  
Legislative & Governance Services Manager

c Financial Services Manager  
Administrative Assistant, LGS

**Legislative & Governance Services****DATE:** May 30, 2011**TO:** City Manager**FROM:** Legislative & Governance Services Manager**SUBJECT:** Council Representation on the Red Deer River Watershed Alliance

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**Background**

The Red Deer River Watershed Alliance (RDRWA) is an inclusive, collaborative partnership that promotes a healthy watershed to ensure a legacy of ecological integrity and economic sustainability. The goal of the RDRWA is:

1. To provide an inclusive forum for the exchange of information and collaborative dialogue for watershed protection, conservation and improvement.
2. To raise awareness on issues impacting the Red Deer River watershed.
3. To promote the use of beneficial management practices and the integrated management of land and water resources.

**Discussion**

Councillor Wyntjes has expressed an interest in and willingness to take on the responsibilities of a director on the RDRWA. The nomination of Councillor Wyntjes to the RDRWA signals The City's ongoing commitment to our waterways and overall environment.

Participation on the RDRWA board of directors requires attendance at board meetings (at least three) in addition to attendance at Regional Caucuses. The City assumes responsibility for all costs associated with these meetings. Costs to The City would be per diems for attendance at 14 full day meetings (11 board meetings and a 2 – 3 day retreat annually). As per diems are \$232/day the cost for a full year would be \$3,248. This cost would be pro-rated for 2011 with a service plan funding request to be submitted for 2012.

A Council resolution would be required to support these expenditures.

**Recommendation**

1. That Council endorses Councillor Dianne Wyntjes to stand for election on the RDRWA's Board of Directors; and
2. That Council assumes all costs associated with Councillor Dianne Wyntjes participation as a member of the RDRWA's Board of Directors meetings, resulting in a 2011 operating budget change in the amount of \$1,700 to be funded from the Tax Stabilization Reserve.



Elaine Vincent, Manager  
Legislative & Governance Services

THE CITY OF RED DEER  
DRAFT RESOLUTIONS

COUNCIL

Date: May 30, 2011

No. 13, p.

Moved by Councillor

Seconded by Councillor

**“Resolved** that Council of The City of Red Deer hereby agrees to add to the May 30, 2011 Council Agenda consideration of the following items:

- I. Consideration of nomination for Councillor Dianne Wyntjes to the Board of Director for the Red Deer River Watershed Alliance Committee.

Mulder	Stephan	Buchanan	Harris	Wyntjes	Wong	Jefferies	Veer	Flewelling
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>								
Carried	Defeated	Withdrawn	Tabled					

<input type="checkbox"/> For	<input checked="" type="checkbox"/> Against	A Absent
------------------------------	---	----------

**Bev Greter**

**From:** Bev Greter  
**Sent:** Monday, May 30, 2011 4:23 PM  
**To:** 'info@rdrwa.ca'  
**Subject:** Nomination Consent Form - Councillor Dianne Wyntjes

**Attachments:** 1097547 - May 30, 2011 - Red Deer River Watershed Alliance (RDRWA)  
Nomination Consent Form - Board of Directors - 1.PDF

Good afternoon,

Please find attached the completed and signed nomination form for Councillor Dianne Wyntjes to the Red Deer River Watershed Alliance Board of Directors.



1097547 - May 30,  
2011 - Red D...

Please don't hesitate to contact me if you have any questions.

Kind regards,

Bev Greter  
Corporate Meeting Coordinator  
Legislative & Governance Services  
Phone: 403.342.8201  
[Bev.greter@reddeer.ca](mailto:Bev.greter@reddeer.ca)  
[www.reddeer.ca](http://www.reddeer.ca)

**Red Deer River Watershed Alliance (RDRWA)  
Nomination Consent Form  
2011-2013 Board of Directors**



I, Morris Fleuwelling of The City of Red Deer  
Nominator's name - please print Municipality (inc. City/Town/County, etc.)

Telephone ( 403 ) 342-8154

Morris Fleuwelling  
Nominator's signature

hereby nominate the following person for the position of Director of the RDRWA.

Nominee's name Dianne Wyntjes  
Please print

Telephone numbers: RES ( 403 ) 347-6845 BUS. ( )

CELL ( 403 ) 505-4256 FAX ( )

E-mail address: dianne.wyntjes@reddeer.ca

Mailing Address: 14 Laird Close

Municipality Red Deer Prov. AB Postal Code T4R 3K2

The nominee will be representing: (please indicate by a check mark)

☐ His/her self (to run as an Individual / Member-at-Large)

OR

☒ An organization The City of Red Deer for one of the following categories:  
name of organization—please print

- ☐ Environmental and Stewardship
- ☐ Agriculture / Business / Industry
- ☒ Municipal Government
- ☐ Provincial / Federal / Academia
- ☐ First Nations

I, Dianne Wyntjes, consent to my  
Nominee's name - please print

nomination and hereby allow my name to stand for election to the RDRWA Board of Directors for a two-year term. I am a RDRWA member; I agree with the Vision, Mission and Goals of the Red Deer River Watershed Alliance and am prepared to be an active member of the RDRWA Board of Directors in accordance with the Board of Directors Terms of Reference.

Dianne Wyntjes Date May 30<sup>th</sup> 2011  
Nominee's signature

Please return this form on or before the 31<sup>st</sup> day of May 2011 by fax at (403) 356-9189, by E-mail to [info@rdrwa.ca](mailto:info@rdrwa.ca) or by mail or in person to 4918 59<sup>th</sup> Street, Red Deer, AB, T4N 2N1.

Notes:

- (1) To be included as part of the Nominating Committee Report the completed nomination consent form must be received by mail, fax or E-mail by 3:00 p.m. May 20<sup>th</sup>, 2011
- (2) The nominee must be a member of the Red Deer River Watershed Alliance.
- (3) The structure of the Board of Directors and the Mission, Vision and Goals of the Red Deer River Watershed Alliance are printed on the back side of this form. The Board of Directors' Terms of Reference are also included with this document.

BACKUP INFORMATION  
NOT SUBMITTED TO COUNCIL

**Bev Greter**

---

**From:** Frieda McDougall  
**Sent:** Friday, May 27, 2011 11:29 AM  
**To:** Bev Greter  
**Subject:** FW: DD Directors NominationConsentForm 2011 to 13.pdf

Frieda McDougall  
Deputy City Clerk  
Legislative & Governance Services  
Phone: 403-342-8136 Fax: 403-346-6195  
Email: frieda.mcdougall@reddeer.ca

---

**From:** Elaine Vincent  
**Sent:** May 27, 2011 11:23 AM  
**To:** Frieda McDougall  
**Subject:** RE: DD Directors NominationConsentForm 2011 to 13.pdf

Add as additional agenda..... Will we need abudget increase....

Sent from my Windows® phone.

---

**From:** Frieda McDougall <Frieda.McDougall@reddeer.ca>  
**Sent:** May 27, 2011 10:28 AM  
**To:** Elaine Vincent <Elaine.Vincent@reddeer.ca>  
**Subject:** RE: DD Directors NominationConsentForm 2011 to 13.pdf

If we're saying The City assumes all costs related to this appointment, do we need to add this to the agenda for a Council resolution?

Frieda McDougall  
Deputy City Clerk  
Legislative & Governance Services  
Phone: 403-342-8136 Fax: 403-346-6195  
Email: frieda.mcdougall@reddeer.ca

---

**From:** Elaine Vincent  
**Sent:** May 27, 2011 6:57 AM  
**To:** Frieda McDougall  
**Subject:** FW: DD Directors NominationConsentForm 2011 to 13.pdf

Sent from my Windows® phone.

---

**From:** Dianne Wyntjes <Dianne.Wyntjes@reddeer.ca>

5/27/2011

**Sent:** May 26, 2011 10:02 PM

**To:** Craig Curtis <Craig.Curtis@reddeer.ca>; Elaine Vincent <Elaine.Vincent@reddeer.ca>

**Cc:** Morris Flewwelling <Morris.Flewwelling@reddeer.ca>

**Subject:** FW: DD Directors NominationConsentForm 2011 to 13.pdf

Hello Mayor Morris and Craig,

Further to our previous email exchange on RDRWA, I met with Dale Christiansen today and based on that conversation, I am interested in submitting my name for Board consideration to the Red Deer River Watershed Alliance. It will be interesting and certainly a challenge I'm up for.

I am required to have the attached form completed by my organization/the City, and am requesting it be submitted on my behalf.

I'm also confirming that any expenses for this Board participation will be provided by the City.

Elaine, can you please have the forms submitted (I can sign on Monday before Council), so we can meet the nomination deadline of May 31st and the form is faxed or emailed to Dale.

Let's talk, if need be tomorrow. Thank you.

Dianne

5/27/2011

**DATE:** June 2, 2011  
**TO:** Frieda McDougall, Deputy City Clerk  
**FROM:** Elaine Vincent, Legislative & Governance Services Manager  
**SUBJECT:** AUMA Resolutions Submission: Vehicle Noise Attenuation

---

**Reference Report:**

Corporate Leadership Team, dated April 27, 2011.

**Resolution:**

The following resolution was passed during the regular Council meeting held on Monday, May 30, 2011:

**Vehicle Noise Attenuation**

**“WHEREAS** there are many complaints with regard to noisy vehicles and/or vehicles with modified exhaust systems throughout the province; and

**WHEREAS** municipalities are considering adopting local bylaws to address noise complaints; and

**WHEREAS** the province is responsible for establishing guidelines for controlling operational noise levels of many consumer products, equipment and vehicles; and

**WHEREAS** in a report from CBC Marketplace titled "Noise Regulations in Canada" dated November 7, 2001 (as attached) it indicates that in other municipalities and countries, measures have been taken to try to establish acceptable community noise levels;

**THEREFORE BE IT RESOLVED** that the AUMA ask the Province of Alberta to establish provincial standards with respect to noise produced in connection with a vehicle, define what constitutes an objectionable noise, and establish a method of determining or measuring noise, and prohibiting the use or operation of a vehicle that emits noise above an established regulated level.”

**Report back to Council:** No

**Comments/Further Action:**

The office will forward this resolution for consideration of the AUMA membership at the 2011 AUMA convention.

A handwritten signature in black ink, appearing to read "Elaine Vincent". The signature is fluid and cursive, with a large loop at the end.

Elaine Vincent  
Legislative & Governance Services Manager

- c      Bylaw Research Coordinator  
         Corporate Meeting Coordinator

May 26, 2011

**Monday's City Council meeting starts in camera at 3 p.m.**

(Red Deer, Alberta) – On Monday May 30, the City Council meeting will be starting with an in camera meeting at 3 p.m. Open Council is expected to start at approximately 3:15 p.m.

Agendas can be found at [www.reddeer.ca/citycouncil](http://www.reddeer.ca/citycouncil) or picked up at Legislative & Governance Services, second floor of City Hall.

- end -

For more information, please contact:

Legislative & Governance Services  
The City of Red Deer  
403-342-8132

**Bev Greter**

**From:** Bev Greter  
**Sent:** Wednesday, May 25, 2011 2:57 PM  
**To:** Jennifer Margach  
**Subject:** MN - May 30 Council meeting to start in camera

**Attachments:** 1096040 - May 25, 2011 - MN - May 30 Council starts in camera - R.DOC.DRF

Hey Jen,

Here's the MN to be sent out tomorrow for the in camera start to Monday's Council meeting.



1096040 - May 25,  
2011 - MN - ...

Thanks,  
Bev

Bev Greter  
Corporate Meeting Coordinator  
Legislative & Governance Services  
Phone: 403.342.8201  
[Bev.greter@reddeer.ca](mailto:Bev.greter@reddeer.ca)  
[www.reddeer.ca](http://www.reddeer.ca)

## Christine Kenzie

---

To: Jennifer Margach  
Cc: Bev Greter  
Subject: Media Notice for May 30th Council meeting - for In Camera

Heads Up --- we will need a Media Notice for the May 30th Council Meeting --- that there will be an In Camera Meeting --- Bev will confirm with you the time -- right now it looks like the In Camera will start at 3:00 P.M. Will have confirmation after agenda review with Mayor and City Manager on May 24th.

I am away from May 24th and back on June 13th. Bev will be your "go to" person for Council stuff.

Thanks Jennifer.

**Christine Kenzie | Corporate Meeting Coordinator**

Legislative & Governance Services | The City of Red Deer

D 403.356.8978 | F 403.346.6195

[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)

Morris wants to keep  
June 13<sup>th</sup> Council Agenda  
"Light"

→ wants to leave to  
attend Women of Excellence  
Award Dinner that  
evening

→ No Public Hearings?  
Grade Schools Schedule

## Christine Kenzie

---

**From:** Linda Rehn  
**Sent:** May 17, 2011 4:00 PM  
**To:** Christine Kenzie; Frank Colosimo  
**Cc:** Teresa Truant; Michael Williston; Lee Birn; Rebecca Clark  
**Subject:** FW: Items for May 30th Council Agenda

Please see updates from the Supervisor's meeting..

Linda  
(403) 342-8184

---

**From:** Linda Rehn  
**Sent:** May 17, 2011 8:03 AM  
**To:** Christine Kenzie  
**Subject:** RE: Items for May 30th Council Agenda

Hi Christine... These are on the "heads up" but I will know more after the Eng'g Supervisor's meeting this PM:

1. DA admin charges May 30
2. Commuter bike initiative May 30
3. borrowing bylaw amendments for sanitary and water (NHC projects, DA requirements...) June
4. 2011 capital budget revisions for DA agreements (Storm ponds and trunks in Vanier, Timberstone...) Garden Heights; Vanier - June
5. Signals 101 Rebecca will be calling Elaine re setting a date for this Workshop.
6. Highway 11 – AB Transportation Presentation – June
7. 53 Street Road Closure; Land Swap – Liz to confirm if May 30

We'll chat later today..

Linda  
(403) 342-8184

---

**From:** Christine Kenzie  
**Sent:** May 16, 2011 3:25 PM  
**To:** Linda Rehn  
**Subject:** Items for May 30th Council Agenda

I am doing some "scouting" for items that may be coming for the May 30th Council Agenda. I will be away starting on May 24th ---back on June 13th. Bev will be looking after putting the final touches on the May 30th Council Agenda as well as the June 13th Council Agenda.

Can you let me know what you might have coming for the May 30th Council Agenda -- deadline Wednesday May 18th? And if you have some idea if anything is coming for June 13th Council Agenda --- would appreciate knowing.

Thanks for your help.

**Christine Kenzie | Corporate Meeting Coordinator**  
Legislative & Governance Services | The City of Red Deer  
D 403.356.8978 | F 403.346.6195  
[christine.kenzie@reddeer.ca](mailto:christine.kenzie@reddeer.ca)

**Bev Greter**

**From:** Bev Greter  
**Sent:** Friday, May 27, 2011 10:47 AM  
**To:** Mayor and Councillors; Corporate Leadership Team; Greg Scott; Kay Kenny; Jerry Hedlund; Janet Pennington; Kristina Oberg; Dean Krejci; Frank Colosimo; Michael Williston; Angus Schaffenburg; Jordan Furness; Howard Thompson; Liz Soley; Greg Sikora; Cory Edinga; Russ Pye; Joyce Boon; Julia Townell  
**Subject:** May 30, 2011 - Regular Council Meeting Schedule

**Attachments:** 1094708 - May 30 2011 Council Meeting Schedule - 1.DOC



1094708 - May 30  
2011 Council ...

Good morning,

Attached is the proposed schedule for the Monday, May 30, 2011 Council Meeting. Please note that Council will start with an In Camera Meeting at 3 p.m., the Open Meeting is scheduled to start at approximately 3:15 p.m.

Please get back to me if you have any questions.

Bev Greter  
Corporate Meeting Coordinator  
Legislative & Governance Services  
Phone: 403.342.8201  
[Bev.greter@reddeer.ca](mailto:Bev.greter@reddeer.ca)  
[www.reddeer.ca](http://www.reddeer.ca)

**SCHEDULED ITEMS**  
**Monday, May 30, 2011**

APPROX. TIME	AGENDA ITEM NO.	PAGE NO.	RES. OR BYLAW	DESCRIPTION	PRESENTER (CITY STAFF)	GUESTS TO PRESENT
3:00 PM				<b>In Camera Meeting:</b> <b>Land Matters</b> Department: Land & Economic Development		
3:20 PM	1.1	1		<b>Open Meeting of Council</b> <b>Confirmation of Minutes of May 16, 2011 Regular Meeting of Council</b>		
	4.7	155		<b>Central Alberta Aquatics Committee update</b> Department: Recreation, Parks & Culture	Kay Kenny Jerry Hedlund	Jack Cuthbertson
	4.5	142		<b>Heritage Preservation Committee 2010 Annual Report</b> Department: Legislative & Governance Services	Janet Pennington	Sheila Bannerman Vandy Bowyer
	4.6	148	Resolution 9	<b>Lawn Bowling Club Request for Financial Assistance of Lawn Bowling Green</b> Department: Recreation, Parks & Culture	Greg Scott	
	4.4	130	Resolution 8	<b>Directional Signage for Kerry Wood Nature Centre</b> Department: Culture Services	Kristina Oberg	
	4.1	111		<b>2010 Reserve Report</b> Department: Financial Services		
	4.2	120		<b>2010 Operating Budget Variances Report</b> Department: Financial Services		
	4.3	126	Resolution 7	<b>Capital Project Information Report – for year Ended December 31, 2010</b> Department: Financial Services	Dean Krejci	
6:00 PM	6.1.a	251	Bylaw 3357/N-2011	<b>Public Hearing:</b> <b>Land Use Bylaw Amendment 3357/N-2011 – Rezoning of Portion of Land Adjacent to Pedestrian Railway Bridge and 55<sup>th</sup> Street</b> <b>Consideration of Second and Third Readings of the Bylaw</b> Department: Land & Economic Development & Engineering Services	Michael Williston	
	3.3	95	Resolutions 4 & 5	<b>Offer to Exchange a Portion of Roadway Adjacent to 5310 54 Street</b> Department: Land & Economic Development	Jordan Furness	
	3.3a	103	Bylaw 3469/2011	<b>Road Closure Bylaw 3469/2011 – Closure of Section of 53 Avenue</b> <b>Consideration of First Reading</b> Department: Land & Economic Development and Planning Services		
	3.3b	105	Bylaw 3357/M-2011	<b>Land Use Bylaw Amendment 3357/M-2011 – Rezoning of Road Closure of DC 28</b>		



**Bev Greter**

**From:** Greg Scott  
**Sent:** Friday, May 27, 2011 11:10 AM  
**To:** Jerry Hedlund; Bev Greter  
**Cc:** Kay Kenny; Elaine Vincent  
**Subject:** RE: May 30, 2011 - Regular Council Meeting Schedule

Like Jerry indicates I think it is best to just have Ted present with Jerry introducing him and the report. I see you have Jack Cuthbertson listed as Guest presenter ...has he indicated an interest to present? I think it would be best to leave it all basically to Ted.

Greg Scott, Manager  
Recreation, Parks and Culture  
City of Red Deer  
Box 5008, 4814-48 Ave.  
Red Deer, AB T4N 3T4  
403.342.8165  
[greg.scott@reddeer.ca](mailto:greg.scott@reddeer.ca)  
[www.reddeer.ca](http://www.reddeer.ca)

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**From:** Jerry Hedlund  
**Sent:** May 27, 2011 10:54 AM  
**To:** Bev Greter  
**Cc:** Kay Kenny; Greg Scott  
**Subject:** RE: May 30, 2011 - Regular Council Meeting Schedule

Hi Bev,  
Ted Watson from MacLennan Jaunkalns Miller Architects will be doing the presentation on behalf of the CAAC/CORD.

**Jerry Hedlund, C.E.T**  
Projects Superintendent  
City of Red Deer  
ph: (403)356-8911  
fax: (403)342-8306  
email: [jerry.hedlund@reddeer.ca](mailto:jerry.hedlund@reddeer.ca)

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**From:** Bev Greter  
**Sent:** May 27, 2011 10:47 AM  
**To:** Mayor and Councillors; Corporate Leadership Team; Greg Scott; Kay Kenny; Jerry Hedlund; Janet Pennington; Kristina Oberg; Dean Krejci; Frank Colosimo; Michael Williston; Angus Schaffenburg; Jordan Furness; Howard Thompson; Liz Soley; Greg Sikora; Cory Edinga; Russ Pye; Joyce Boon; Julia Townell  
**Subject:** May 30, 2011 - Regular Council Meeting Schedule

<< File: 1094708 - May 30 2011 Council Meeting Schedule - 1.DOC >>  
Good morning,

Attached is the proposed schedule for the Monday, May 30, 2011 Council Meeting. Please note that Council will start with an In Camera Meeting at 3 p.m., the Open Meeting is scheduled to start at approximately 3:15 p.m.

Please get back to me if you have any questions.

Bev Greter  
Corporate Meeting Coordinator  
Legislative & Governance Services  
Phone: 403.342.8201  
[Bev.greter@reddeer.ca](mailto:Bev.greter@reddeer.ca)  
[www.reddeer.ca](http://www.reddeer.ca)

\* \* \* Communication Result Report ( May. 27. 2011 10:54AM ) \* \* \*

1) Legislative & Administrative Ser  
2)

Date/Time: May. 27. 2011 10:24AM

BACK UP INFORMATION  
NOT SUBMITTED TO COUNCIL

File No. Mode	Destination	Pg(s)	Result	Page Not Sent
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## Reason for error

E. 1) Hang up or line fail  
E. 3) No answer  
E. 5) Exceeded max. E-mail size

E. 2) Busy  
E. 4) No facsimile connection



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www.reddeer.ca

Legislative & Governance Services 403.342.8132  
Email: legislativeservices@reddeer.ca

DATE: May 27.11

OUR FAX NO: 403.342.8195

NUMBER OF PAGES INCLUDING THIS PAGE:

FAX TO: Shaw Cable  
ATTENTION:  
FAX NO:  
FROM: Bev Greter  
DEPARTMENT: Legislative & Governance Services  
PHONE NO: 403.342.8201

MESSAGE AREA (If required):

Council Schedule for Monday, May 30, 2011.  
Bev

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Legislative & Governance Services 403.342.8132  
Email: [legislativeservices@reddeer.ca](mailto:legislativeservices@reddeer.ca)

DATE: *May 27.11*

OUR FAX NO: 403.346.6195

NUMBER OF PAGES INCLUDING THIS PAGE:

FAX TO: *Shaw Cable*

ATTENTION:

FAX NO:

FROM: *Dev Greter*

DEPARTMENT: Legislative & Governance Services

PHONE NO: *403.342.8201*

MESSAGE AREA (if required):

*Council Schedule for Monday, May 30, 2011.*

*Dev.*

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Monday, May 30, 2011

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[illegible]

Non-scheduled items do not appear in the table and will be considered as time permits.