



CITY COUNCIL

AGENDA

Monday, December 10, 2012 – Council Chambers, City Hall

Call to Order:	2:00 PM
Recess:	5:00 PM to 6:00 PM
Public Hearing(s):	6:00 PM

1. IN CAMERA MEETING

1.1. Legal Matter (*FOIP Section 25*)

2. MINUTES

2.1. Confirmation of the Minutes of the Tuesday, November 6, 2012 - 2013 Capital Budget Meeting

(Agenda Pages 1 – 45)

2.2. Confirmation of the Minutes of the Monday, November 26, 2012 Regular Council Meeting

(Agenda Pages 46 – 61)

3. POINTS OF INTEREST

4. UNFINISHED BUSINESS

4.1. Vehicle Noise Attenuation

(Agenda Pages 62 – 67)

4.1.a. Motion to Lift from the Table

4.1.b. Motion to Table

- 4.2. Smoke Free Bylaw Amendments
Smoke Free Bylaw Amendment 3345/A-2012
Consideration of First Reading of the Bylaw

(Agenda Pages 68 – 101)

- 4.3. Land Use Bylaw Amendment 3357/P-2012 Creation of a Site Exception for
Drummond Brewing Company located at 6610 - 71st Street
Consideration of First Reading of the Bylaw

(Agenda Pages 102 – 121)

4.3.a. Motion to Lift from the Table

- 4.3.b. Consideration of First Reading of Land Use Bylaw Amendment 3357/P-
2012

5. REPORTS

- 5.1. Clearview Market Concept Plan Amendment
Residential Proposal on 10 Colby Avenue

(Agenda Pages 122 – 130)

- 5.2. Request for Repeal of Council Policies

(Agenda Pages 131 – 164)

- 5.3. Ratification of Red Deer Downtown Business Association Board of Director
Appointments

(Agenda Pages 165 – 167)

6. BYLAWS

- 6.1. Waskasoo Neighbourhood Area Structure Plan
Bylaw 3217/D-2012

(Agenda Pages 168 – 236)

- 6.2. Recommendation for an Electricity Transmission Rate Rider
Electric Utility Bylaw Amendment 3273/D-2012
Changes to Appendix A - Distribution Tariff - Addition of Transmission Rate Rider
Changes to Appendix D - Regulated Rate Tariff - Effective January 1, 2013
Consideration of First Reading of the Bylaw
(Agenda Pages 237 – 279)

- 6.3. 2013 Municipal General Election Report
(Agenda Pages 280 – 319)

6.3.a. Motion to Approve

- 6.3.b. 2013 Election Bylaw - 3491/2012
Consideration of Three Readings of the Bylaw

- 6.4. Downtown Business Revitalization Zone (BRZ) Bylaw Amendment 2827/A-2012
Consideration of Three Readings of the Bylaw
(Agenda Pages 320 – 332)

- 6.5. Procedure Bylaw Amendment 3358/B-2012
Consideration of Second and Third Readings of the Bylaw
(Agenda Pages 333 – 366)

7. CORRESPONDENCE

8. PUBLIC HEARINGS

- 8.1. Land Use Bylaw Amendment within Lancaster Vanier East NASP
Rezoning from PS to R1G
Land Use Bylaw Amendment 3357/R-2012
Consideration of Second and Third Readings of the Bylaw
(Agenda Pages 367 – 371)

9. PETITIONS AND DELEGATIONS

10. NOTICES OF MOTION

- 10.1. Notice of Motion Submitted by Councillor Paul Harris Regarding the RCMP Contract
(Agenda Pages 372 – 376)

10.1.a. Motion to Lift from the Table

10.1.b. Motion to Approve

11. ADMINISTRATIVE INQUIRIES

12. REPORTS - CONTINUED

12.1. Midblock Crosswalk Requests: Orr Drive in front of Parkland CLASS Building
and on Barrett Drive at Bower Mall Entrance

(Agenda Pages 377 – 391)

12.1.a. Add to the Agenda

12.1.b. Motion to Approve

13. ADJOURNMENT



UNAPPROVED M I N U T E S

**of the CAPITAL BUDGET MEETING of RED DEER CITY COUNCIL
held on Tuesday, November 6, 2012
in the Council Chambers of City Hall,
commenced at 9:05 a.m.**

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

City Manager, Craig Curtis
Director of Community Services, Greg Scott
Director of Corporate Services, Elaine Vincent
Director of Development Services, Paul Goranson
Acting Director of Planning Services, Charity Dyke
Legislative & Governance Services Manager, Frieda McDougall
Acting Charter Strategist, Leslie Chivers
Chief Financial Officer, Dean Krejci
Engineering Services Manager, Frank Colosimo
Recreation, Parks & Culture Manager, Shelley Gagnon



I. PRESENTATIONS

I.1 City Manager's Presentation: Introduction to the 2013 Capital Budget

The City Manager provided an introduction to the 2013 Capital Budget.

I.2 Chief Financial Officer's Presentation: 2013 Capital Budget

The Chief Financial Officer provided an overview to the 2013 Capital Budget.

Council recessed at 10:25 a.m. and reconvened at 10:35 a.m.

2. REPORTS

2.1 Greening the Fleet

Moved by Councillor Cindy Jefferies, seconded by Councillor Buck Buchanan

Resolved that Council of The City of Red Deer agrees to lift from the table consideration of the report from the Public Works department, dated August 1, 2012, re: Greening the Fleet for consideration during the 2013 Capital Budget debate.

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

MOTION CARRIED

Councillor Buchanan left the Council Chambers at 10:43 a.m.

2.3 Conventional Transit Bus Purchase and Operation

Moved by Councillor Lynne Mulder, seconded by Councillor Dianne Wyntjes

Resolved that Council of The City of Red Deer hereby agrees to lift from the table consideration of the report from the Transit Department, dated October 26, 2012 and July 30, 2012, re: Conventional Transit Bus Purchases for 2013 Budget, for consideration during the 2013 Capital Budget debate.



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

ABSENT: Councillor Buck Buchanan

MOTION CARRIED

Councillor Buchanan returned to Council Chambers at 10:45 a.m.

2.4 Sunnybrook Farm Museum Request

Moved by Councillor Frank Wong, seconded by Councillor Tara Veer

Resolved that Council of The City of Red Deer hereby agrees to lift from the table consideration of the correspondence from the Sunnybrook Farm Museum dated August 24, 2012 and the report from the Recreation, Parks and Culture department, dated October 23, 2012, re: Sunnybrook Farm Museum Request for consideration during the 2013 Capital Budget debate.

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

MOTION CARRIED

2.5 Red Deer College Funding Request

Moved by Councillor Lynne Mulder, seconded by Councillor Dianne Wyntjes

Resolved that Council of The City of Red Deer hereby agrees to lift from the table consideration of the report from the Office of the Mayor and City Manager, dated October 17, 2012, re: Red Deer College Funding Request for consideration during the 2013 Capital Budget debate.

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

MOTION CARRIED

**2.7 2013 Capital Budget Debate**

Moved by Councillor Lynne Mulder, seconded by Councillor Chris Stephan

Resolved that Council of The City of Red Deer having considered the 2013 Multi-Year Capital Plan, hereby approves the following projects as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
4	ITS	Enterprise Resource Planning (ERP) System Upgrade	2,040
5	ITS	IT Technology Refresh	420
9	ITS	RedNet Construction Upgrade	704
12	ELP	EL & P Customer Servicing	2,192
13	ELP	EL & P Build New Feeders	735
14	ELP	EL & P Overhead & Underground Systems	1,754
15	ELP	EL & P Rebuild/Upgrade Capacity	420
16	ELP	EL & P Substations & SCADA	3,098
17	ELP	MV-90 Interval Meter Software Upgrade	34
23	EMR	Fire/Rescue Equipment	77
26	EMR	Station #3 Renovations – Paving	380

And the following projects as part of the 2013 Capital Plan:

Item	Department	Project Title
125	CMD	Civic Centre – Phase I
2	ITS	AS400 IT Infrastructure Upgrade
3	ITS	Citizen Relationship Management System
6	ITS	Municipal Software Suite – Upgrade/Replacement



Item	Department	Project Title
7	ITS	Payroll System Upgrade – Human Resources
8	ITS	Radio System Upgrade
11	ELP	EL & P 4kV Infrastructure Replacement
22	EMR	Emergency Medical Services Equipment
24	EMR	Fire Training Facility Upgrade
25	EMR	Planning Project – Station #3 Relocation
27	EMR	Planning Project – Station #6
28.1	ENG	Riverwalk Phase 2 & Plaza R11)

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

MOTION CARRIED

Moved by Councillor Tara Veer, seconded by Councillor Dianne Wyntjes

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
1	GEN	Capital Budget Contingency	31

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

MOTION CARRIED



Moved by Councillor Cindy Jefferies, seconded by Councillor Lynne Mulder

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Plan:

Item	Department	Project Title
10	ITS	Website Upgrade, Planning & Development

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

MOTION CARRIED

Moved by Councillor Cindy Jefferies, seconded by Councillor Dianne Wyntjes

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
18	ELP	Street Light Cable Replacement - Downtown	53

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

MOTION CARRIED

Moved by Councillor Tara Veer, seconded by Councillor Frank Wong

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:



Item	Department	Project Title	2013 Amount (in thousand of \$'s)
19	ELP	Transmission Station(s) in the New Annexed Area	5,565

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

MOTION CARRIED

Moved by Councillor Tara Veer, seconded by Councillor Cindy Jefferies

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
20	EMR	9-1-1 Emergency Communication	114

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Cindy Jefferies, 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 Chris Stephan

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
21	EMR	Emergency Medical Services Equipment	50

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Cindy Jefferies, 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 Lynne Mulder

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following projects as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
28.17	ENG	53 Ave N. of Riverlands – Sani Trunk	3,595
31.15	ENG	20 Ave from 19 St to 55 St (Preliminary development)	263
31.17	ENG	Ross St east of Rideout Av (Preliminary development)	53

And the following projects as part of the 2013 Capital Plan:

Item	Department	Project Title
28.2	ENG	Bower Ponds – Riverwalk Ph I (R I I)
28.4	ENG	Bower Ponds – Riverlands Bridge
28.7	ENG	53 Ave Enhancements
28.10	ENG	New & Improved Connections Pilot Program
28.11	ENG	Alexander Way Phase 2 Barrett to Taylor
28.12	ENG	Alexander Way Phase 3 – 54 Avenue to River Plaza
28.13	ENG	South Downtown Greenway
28.15	ENG	49 Avenue & 51 Avenue Visioning
28.16	ENG	Riverlands – District Energy



Item	Department	Project Title
31.1	ENG	West QEII Business Park – Phase 2
31.2	ENG	West QEII Business Park – Phase 3
31.3	ENG	West QEII Business Park – Phase 4
31.4	ENG	West QEII Business Park – Phase 5
31.5	ENG	West QEII Business Park – Phase 6
31.6	ENG	West QEII Business Park – Phase 7
31.7	ENG	West QE II Business Park – Phase 8
31.8	ENG	67 Str from 30 Av to Quarter Line 2 lane
31.9	ENG	67 Str from 30 Av to Quarter Line 4 lane
31.10	ENG	67 Str from Quarter Line to 20 Ave 2 lane
31.11	ENG	67 Str from Quarter Line to 20 Ave 4 lane
31.12	ENG	Ross Street (Rideout to 20 Ave) 4 lane
31.13	ENG	32 Str (Daines Av to 20 Av) 4 lane

IN FAVOUR:

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

MOTION CARRIED

Moved by Councillor Chris Stephan, seconded by Councillor Lynne Mulder

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:



Item	Department	Project Title	2013 Amount (in thousand of \$'s)
28.3	ENG	Advance Design/Preliminary Construction of Riverwalk	300

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

MOTION CARRIED

Moved by Councillor Cindy Jefferies, seconded by Councillor Paul Harris

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
28.5	ENG	Taylor Drive/Alexander Way Intersection Improvements	5,783

IN FAVOUR: Mayor Morris Flewwelling, Councillor Paul Harris, Councillor Cindy Jefferies, Councillor Lynne Mulder, Councillor Tara Veer, Councillor Dianne Wyntjes

OPPOSED: Councillor Buck Buchanan, Councillor Chris Stephan, Councillor Frank Wong

MOTION CARRIED

Moved by Councillor Dianne Wyntjes, seconded by Councillor Paul Harris

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Plan:

Item	Department	Project Title
28.6	ENG	Taylor Drive/Ross Street Intersection Improvements



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Council Capital Budget Meeting Minutes
UNAPPROVED - November 6, 2012

IN FAVOUR: Mayor Morris Flewwelling, Councillor Paul Harris, Councillor Cindy Jefferies, Councillor Lynne Mulder, Councillor Tara Veer, Councillor Dianne Wyntjes

OPPOSED: Councillor Buck Buchanan, Councillor Chris Stephan, Councillor Frank Wong

MOTION CARRIED

Moved by Councillor Tara Veer, seconded by Councillor Frank Wong

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Plan:

Item	Department	Project Title
28.8	ENG	New Pedestrian Links – various locations

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

MOTION CARRIED

Council recessed for lunch at 12:20 p.m. at reconvened at 12:55 p.m.

Moved by Councillor Lynne Mulder, seconded by Councillor Cindy Jefferies

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
28.9	ENG	GDAP Street Design Standard Development & Implementation Study	263



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Council Capital Budget Meeting Minutes
UNAPPROVED - November 6, 2012

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

OPPOSED: Councillor Chris Stephan

MOTION CARRIED

Moved by Councillor Tara Veer, seconded by Councillor Lynne Mulder

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
28.14	Eng	Sidewalk Building Program	263

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

MOTION CARRIED

Moved by Councillor Tara Veer, seconded by Councillor Cindy Jefferies

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
28	ENG	Local Improvements	735

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

MOTION CARRIED



Moved by Councillor Chris Stephan, seconded by Councillor Dianne Wyntjes

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
29	ENG	Municipal Improvements	340

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

MOTION CARRIED

Moved by Councillor Cindy Jefferies, seconded by Councillor Dianne Wyntjes

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following projects as part of the 2013 Capital Budget:

Item	Department	Project Title	2017 Amount (in thousand of \$'s)
NEW 29.1	ENG	Municipal Improvements	6,260

IN FAVOUR: Mayor Morris Flewwelling, Councillor Cindy Jefferies, Councillor Dianne Wyntjes

OPPOSED: Councillor Buck Buchanan, Councillor Paul Harris, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong,

MOTION DEFEATED

Moved by Councillor Paul Harris, seconded by Councillor Buck Buchanan

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:



Item	Department	Project Title	2013 Amount (in thousand of \$'s)
31.14	ENG	19 St (30 Av to 20 Av) 4 lanes	5,458

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

MOTION CARRIED

Moved by Councillor Cindy Jefferies, seconded by Councillor Lynne Mulder

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
31.16	ENG	32 St east of Lawford Av (Preliminary development)	53

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Cindy Jefferies, 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 Dianne Wyntjes

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following projects as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
31.18	ENG	Red Deer Development Agreement (RDDA) System Upgrade	79
34.1	ENG	Road, Sidewalk & Pathway Improvements	446
34.3	ENG	Street Light/Power Pole Relocations	146



And the following projects as part of the 2013 Capital Plan:

Item	Department	Project Title
32.1.1	ENG	Phase 1B-1 – 30 Ave 2 lane – Northland Dr to 67 St
32.1.2	ENG	Phase 1B-2 – Northland Dr – Gaetz Avenue to 49 Ave
32.1.3	ENG	Phase 1B-3 – Northland Dr from 30 Ave to 49 Ave
32.1.4	ENG	CN & River Bridges
32.1.5	ENG	2 lane 49 Ave to 78 St Cres
32.1.6	ENG	2 lane 78 St Cres to 30 Ave
32.1.7	ENG	30 Ave/67 St Conventional Intersection
32.1.8	ENG	Phase 1B-4-30 Ave 2 lane to 4 lane- Northland Dr to 67 St
32.2	ENG	Phase 2 AIT-Northland Dr from Hwy 2 to Gaetz Ave – 4 lanes
32.3	ENG	Phase 2 – CP Rail Overpass
32.4	ENG	Phase 2 – Northland Dr from Gaetz Ave to 30 Av from 2 lane to 4 lane
32.5	ENG	Phase 2 – 20 Ave from 55 St to 32 St – 2 lanes
32.6	ENG	Phase 2 – 20 Av from 67 Av to 55 St – 2 lanes
32.7	ENG	Phase 2 – 20 Ave 400 m N. of 55 St to 55 St – 2 lanes
32.8	ENG	Phase 2 – 20 Av from 32 St to 19 St – 2 lanes
32.12	ENG	Phase 2 – Northland DR (30 Av to 20 Av) – 2 lanes
33.1	ENG	Gaetz Ave (19 St to 30 St) Upgrades
33.2	ENG	Gaetz Ave (34 St to 37 St) Upgrades



Item	Department	Project Title
33.3	ENG	67 St Corridor Improvements
33.4	ENG	Gaetz Ave (67 St to Hwy 11A) Functional Design
33.5	ENG	Gaetz Ave (78 St to Hwy 11A) 6 laning
33.6	ENG	32 St/Taylor Dr Intersection Improvements
33.8	ENG	Transportation Demand Management Study
33.9	ENG	40 Ave/Ross St Intersection Improvements
33.10	ENG	Taylor Dr Improvements – from 19 St to 28 St
33.11	ENG	Gaetz Av Vision Implementations
34.4	ENG	Trails Master Plan Program

IN FAVOUR:

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

MOTION CARRIED

Moved by Councillor Paul Harris, seconded by Councillor Cindy Jefferies

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
33.7	ENG	Integrated Transportation Movement Study	470

This project was approved as a multi-year project with cash flows of \$235 in each of 2013 and 2014.



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

OPPOSED: Councillor Chris Stephan

MOTION CARRIED

Moved by Councillor Paul Harris, seconded by Councillor Lynne Mulder

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
34.2	ENG	Transit Road/Sidewalk Improvement Program	735

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

MOTION CARRIED

Moved by Councillor Cindy Jefferies, seconded by Councillor Chris Stephan

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following projects as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
35.1	ENG	Misc – Signals displays, loops, etc.	144
35.9	ENG	67 St/Carrington Dr – Full Signal	221
35.1.1	ENG	Advance Warnaing Flashers (AWF) Conversion Program	126
36.3	ENG	NW Industrial Dev – On-Site Trunks	386



Item	Department	Project Title	2013 Amount (in thousand of \$'s)
36.7	ENG	Riverside Dr Trunks	788
36.8	ENG	NHC- (EHN) Northland Dr Trunk – 30 Av – Riverside Dr	3,255
36.9	ENG	NHC – (EHN) Northland Dr Sanitary Trunk – River to 30 Ave (SRD component)	8,820
37.1	ENG	Hazlett Lake Stormwater Mgmt Study/Monitoring	11
37.4	ENG	QBP (NE35) Trunks (93c-Pond 13)	473
37.8	ENG	EHC – Timberstone East (SE23) Pond D1	2,205
37.10	ENG	EHC – Timberlands East (NE 23) – Trunk (58-59)	263

And the following projects as part of the 2013 Capital Plan:

Item	Department	Project Title
34.4.1	ENG	Ross St Sidewalk Improvement
34.4.2	ENG	Riverview Av Sidewalk Improvement
35.4	ENG	Traffic Safety Initiative Study
35.12	ENG	Transit Priority Measures
36.1	ENG	EHC-Timberlands-South Qtr Line to 67 St
36.2	ENG	EHC-30 Av Sanitary Trunk
36.4	ENG	Hwy 11A Sanitary Truck Extension (59-60)
36.5	ENG	NHC-Northland Dr. Sanitary Trunk
36.6	ENG	Sanitary Model Update
37.2	ENG	Queens Business Park (SE 36) – Pond 14



Item	Department	Project Title
37.3	ENG	QBP (NW36)-Pond I5
37.5	ENG	QBP (NE35) Pond I3
37.6	ENG	QBP (NW25) Trunk (94-95)
37.7	ENG	QBP (NW 25) Pond I6
37.9	ENG	EHC – Timberlands East (NE 23) – Pond D3
37.11	ENG	EHN – (NE 27) Pond H6 & Trunk (79-80)

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

MOTION CARRIED

Moved by Councillor Cindy Jefferies, seconded by Councillor Lynne Mulder

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
35.8	ENG	Side Road Demand Dependency	168

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Cindy Jefferies, 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 Cindy Jefferies

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following projects as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
34.5	ENG	Safe Route to School Program	221

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Cindy Jefferies, 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 Cindy Jefferies

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
35.7	ENG	Pedestrian Countdown Signal (Pilot Project)	52

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

MOTION CARRIED

Moved by Councillor Tara Veer, seconded by Councillor Cindy Jefferies

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Plan:



Item	Department	Project Title
35.2	ENG	Traffic Signal Warrant Study

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Cindy Jefferies, 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 Chris Stephan

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
35.3	ENG	Safety Initiatives at High Accident Intersections	210

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Cindy Jefferies, 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 Chris Stephan

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
35.5	ENG	22 St/Adamson Av – Full Signal	221

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Cindy Jefferies, Councillor Lynne Mulder,



Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

Moved by Councillor Tara Veer, seconded by Councillor Frank Wong

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Plan:

Item	Department	Project Title
35.6	ENG	Traffic Signals – (possibly 2 per year)

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

MOTION CARRIED

Moved by Councillor Tara Veer, seconded by Councillor Lynne Mulder

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Plan:

Item	Department	Project Title
35.10	ENG	Traffic Signals (possibly 2 per year)

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

MOTION CARRIED



Moved by Councillor Cindy Jefferies, seconded by Councillor Lynne Mulder

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following projects as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
37.23	ENG	Lancaster E – Storm Trunk (101-102)	305
37.25	ENG	NHCC (EHN) – Northland Dr Storm Trunk & Pond at River from River to 30 Ave (81-78)	1,838
39	ENV	Storm Water Infrastructure Replacement/Upgrade	1,400
40	ENV	Water Pumping Station Upgrade	263
41	ENV	Water Utility Infrastructure	4,664
42	ENV	WTP (Water Treatment Plant) Rehabilitation/Replacement	1,890
44	ENV	Wastewater Main Infrastructure	2,026
48	ENV	Waste Management Infrastructure	1,992
49	PWS	Bridge Identification Signs	79

And the following projects as part of the 2013 Capital Plan:

Item	Department	Project Title
37.12	ENG	NHC (EHN) 30 Ave Storm Trunk from Northland Dr to South Quarter Line (81-84)
37.13	ENG	EHN – (SE 27) Pond H3
37.14	ENG	EHN (N of 67 St (SW 27) – Pond H7 & Trunk (76-84)
37.15	ENG	EHN – (NW 26) Northland Dr – Pond H5 & Trunks (82-81)



Item	Department	Project Title
37.16	ENG	EHN – (NE 26) Northland Dr – Pond H4 & Trunks (82-83)
37.17	ENG	EHN – (SW 26) 71 St – Pond H2
37.18	ENG	EHN – (SW 26) 71 St. – Trunks (84-85) & (85-86)
37.19	ENG	EHN – (SW 26) 71 St – Pond H1
37.20	ENG	Sunnybrook (SE4) – Pond C6 & Trunks (46-47)
37.21	ENG	Sunnybrook (NE4) Bower quarter – Ponds B4 & Trunks (41-40)
37.22	ENG	Sunnybrook (NE4) Bower quarter – Ponds B3 & Trunks (42-43)
37.24	ENG	Lancaster E – Pond C7
38.1	ENG	Delburne Road – Bower to 40 Ave Trunk (19-33)
38.2	ENG	East Hill North – 67 St Supply Trunk (39-42)
38.3	ENG	EHN – Northeast Pump Station
38.4	ENG	EHN – Northeast Reservoir
38.5	ENG	Northwest Industrial Development – 2 nd supply line (21-55)
38.6	ENG	EHN – Supply Line from WTP to Waskasoo Creek (38)
38.7	ENG	Water Model Update
43	ENV	WTP Future Upgrade
45	ENV	WWTP Improvements
46	ENV	WWTP (Wastewater Treatment Plant) Rehabilitation/Replacement
47	ENV	WWTP Upgrade Phase 5

IN FAVOUR:

Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Cindy Jefferies, Councillor Lynne Mulder,



Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

Moved by Councillor Lynne Mulder, seconded by Councillor Paul Harris

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following projects as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
51	PWS	Civic Yards Facility Management	131
52	PWS	Developer Agreements – Sign & Pavement Markings	22
54	PWS	Fleet – Replacement Vehicles	4,277
58	PWS	Guardrail Replacement	158
62.2	LED	Industrial Subdivision Development: Edgar	105
64.4	LED	Residential: Dojahn Quarter	173
66	RPC	Alto Reste Cemetery Land & Site Work	79
67	RPC	Asphalt Court Overlays	40

And the following projects as part of the 2013 Capital Plan:

Item	Department	Project Title
55	PWS	Fleet-Replacement Shop Equipment
57	PWS	Fuel System
60	PWS	Roadway Reconstruction
61.1	LED	Commercial Subdivision Development: Timberlands



Item	Department	Project Title
62.1	LED	Industrial Subdivision Development: Queens
64.1	LED	Residential: Area A
64.3	LED	Residential: Garden Heights Ph 2
64.5	LED	Residential: Timberlands
65	PLD	Downtown Street Furniture
68	RPC	Cemetery Columbarium Construction
69	RPC	Centennial Plaza Park Fountain Replacement
70	RPC	Central Alberta Aquatics Centre

IN FAVOUR:

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

MOTION CARRIED

Moved by Councillor Chris Stephan, seconded by Councillor Cindy Jefferies

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
50	PWS	Bridge Maintenance	551

IN FAVOUR:

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

MOTION CARRIED



Moved by Councillor Tara Veer, seconded by Councillor Chris Stephan

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
53	PWS	Fleet – Growth Vehicles	1,702

IN FAVOUR: Councillor Chris Stephan, Councillor Tara Veer

OPPOSED: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Cindy Jefferies, Councillor Lynne Mulder, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION DEFEATED

Moved by Councillor Lynne Mulder, seconded by Councillor Buck Buchanan

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
53	PWS	Fleet – Growth Vehicles	2,198

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

OPPOSED: Councillor Chris Stephan, Councillor Tara Veer

MOTION CARRIED

Moved by Councillor Chris Stephan, seconded by Councillor Buck Buchanan

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:



Item	Department	Project Title	2013 Amount (in thousand of \$'s)
56	PWS	Frostboil Reconstruction	4,200

IN FAVOUR: Councillor Buck Buchanan, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong

OPPOSED: Mayor Morris Flewwelling, Councillor Paul Harris, Councillor Cindy Jefferies, Councillor Dianne Wyntjes

MOTION CARRIED

Moved by Councillor Chris Stephan, seconded by Councillor Buck Buchanan

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
59	PWS	Pavement Rehabilitation (Crown Paving)	7,560

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

MOTION CARRIED

Council recessed at 3:20 p.m. and reconvened at 3:30 p.m.

Moved by Councillor Chris Stephan, seconded by Councillor Lynne Mulder

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:



Item	Department	Project Title	2013 Amount (in thousand of \$'s)
61.2	LED	Commercial Subdivision Development: Riverlands	1,589

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

MOTION CARRIED

Moved by Councillor Paul Harris, seconded by Councillor Dianne Wyntjes

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
63	LED	Land Purchase – Future Residential	3,100

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

OPPOSED: Councillor Chris Stephan

MOTION CARRIED

Moved by Councillor Chris Stephan, seconded by Councillor Buck Buchanan

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
64.2	LED	Residential: Garden Heights Ph I	263



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

MOTION CARRIED

Moved by Councillor Chris Stephan, seconded by Councillor Buck Buchanan

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project be removed from the 2013 Capital Plan:

Item	Department	Project Title
71	RPC	Collections Storage Facility – Remove from the Plan

IN FAVOUR: Councillor Chris Stephan

OPPOSED: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Cindy Jefferies, Councillor Lynne Mulder, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION DEFEATED

Moved by Councillor Dianne Wyntjes, seconded by Councillor Lynne Mulder

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project be part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
71	RPC	Collection Storage Facility	210

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



OPPOSED: Councillor Buck Buchanan, Councillor Chris Stephan

MOTION CARRIED

Moved by Councillor Chris Stephan, seconded by Councillor Paul Harris

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
72	RPC	Collicutt Centre – 2 nd Water Feature	197

IN FAVOUR: Councillor Paul Harris, Councillor Chris Stephan

OPPOSED: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Cindy Jefferies, Councillor Lynne Mulder, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION DEFEATED

Moved by Councillor Cindy Jefferies, seconded by Councillor Frank Wong

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Plan:

Item	Department	Project Title
72	RPC	Collicutt Centre – 2 nd Water Feature

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Cindy Jefferies, 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 Cindy Jefferies

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following projects as part of the 2013 Capital Plan:

Item	Department	Project Title
73	RPC	Collicutt Centre – General Infrastructure

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Cindy Jefferies, 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 Cindy Jefferies

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following projects as part of the 2013 Capital Plan:

Item	Department	Project Title
74	RPC	Collicutt Centre – Pool Ozone Disinfection Replacement

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Cindy Jefferies, 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 Paul Harris

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following projects as part of the 2013 Capital Budget:



Item	Department	Project Title	2013 Amount (in thousand of \$'s)
80	RPC	Community Gardening Initiative	34
86	RPC	Great Chief Park Facility Improvements	232
92	RPC	Kinsmen Arena Flooring/Door Replacement	95
101	RPC	RPC Infrastructure Maintenance Funds	250
104	RPC	Recreation, Parks and Culture Sign System Update	200
106	RPC	Red Deer Arena Flooring Replacement	65
108	RPC	Parks Pedestrian Bridge Assessments	66
110	RPC	Rotary Recreation Park & South Area Initiative	79

And the following projects as part of the 2013 Capital Plan:

Item	Department	Project Title
75	RPC	Collicutt Centre – Site Development & Parking Expansion
76	RPC	Collicutt Centre – Soccer Turf (East)
78	RPC	Collicutt Centre – Water Park Acoustic Panel
79	RPC	Collicutt Centre – Water Park Natatorium Repairs
82	RPC	Former Boy Scout Site Reclamation
83	RPC	Francophone School Locate
84	RPC	GH Dawe Chiller
85	RPC	GH Dawe Parking Lot
87	RPC	Halett Lake Land Acquisition



Item	Department	Project Title
88	RPC	Heritage Ranch/Waskasoo Park Special Gathering
89	RPC	J.J. Gaetz House
90	RPC	Kinex Condenser
91	RPC	Kinex/Red Deer Arena/Curling Centre Parking Lot
93	RPC	Kinsmen Rink Board Replacement
94	RPC	Legion Track Repairs
95	RPC	Lions Campground Redevelopment
97	RPC	North RD Regional Community Centre
99	RPC	Parks Major Amenity Replacement Plan
102	RPC	Recreation Amenity Projects
103	RPC	Recreation Facilities Lighting Retrofit
105	RPC	Red Deer Arena Chiller
107	RPC	Red Deer Arena Roof
109	RPC	Riverside Meadows ARP Implementation
112	RPC	Tennis Courts Resurfacing
113	RPC	Trail Linkage McKenzie Trail to River Bend

IN FAVOUR:

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

MOTION CARRIED



Moved by Councillor Chris Stephan, seconded by Councillor Cindy Jefferies

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following projects as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
77	RPC	Collicutt Centre – Soccer Turf (West)	100

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

MOTION CARRIED

Moved by Councillor Paul Harris, seconded by Councillor Lynne Mulder

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following projects as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
81	RPC	Dog Off-Leash Park – Downtown	16

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

OPPOSED: Councillor Chris Stephan

MOTION CARRIED

Moved by Councillor Tara Veer, seconded by Councillor Dianne Wyntjes

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Plan:



Item	Department	Project Title
96	RPC	Museum/Culture Centre Planning

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

MOTION CARRIED

Moved by Councillor Tara Veer, seconded by Councillor Lynne Mulder

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following projects as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
98	RPC	Park Land Acquisition	329

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

MOTION CARRIED

Moved by Councillor Tara Veer, seconded by Councillor Paul Harris

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Plan:

Item	Department	Project Title
100	RPC	Performing Arts Centre Planning



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

OPPOSED: Councillor Chris Stephan

MOTION CARRIED

Moved by Councillor Cindy Jefferies, seconded by Councillor Tara Veer

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following projects as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
111	RPC	School Site & Recreation Land Acquisition	9,492

And agrees that the cost sharing be negotiated between the School Boards prior to the final allocation of the funds.

IN FAVOUR: Mayor Morris Flewwelling, Councillor Paul Harris, Councillor Cindy Jefferies, Councillor Lynne Mulder, Councillor Tara Veer, Councillor Dianne Wyntjes

OPPOSED: Councillor Buck Buchanan, Councillor Chris Stephan, Councillor Frank Wong,

MOTION CARRIED

Moved by Councillor Lynne Mulder, seconded by Councillor Cindy Jefferies

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following projects as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
118	RPC	WEES: Fort Normandeau Infrastructure Reports	53
120	RPC	WEES: Waskasoo Park Interpretive Master Plan & Implementation	2,000



Item	Department	Project Title	2013 Amount (in thousand of \$'s)
121	TRA	Electronic Fare Collection System	895

And the following projects as part of the 2013 Capital Plan:

Item	Department	Project Title
117	RPC	RGB&RS: Main Road Replacement
119	RPC	WEES: Gaetz Lake Sanctuary Trail Repair

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

MOTION CARRIED

Moved by Councillor Cindy Jefferies, seconded by Councillor Frank Wong

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
114	RPC	Trails Overlays/Parking Lot Overlays	100

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

MOTION CARRIED

Moved by Councillor Paul Harris, seconded by Councillor Lynne Mulder

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Plan:



Item	Department	Project Title
115	RPC	Waskasoo Park Special Gathering Place

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

MOTION CARRIED

Moved by Councillor Tara Veer, seconded by Councillor Lynne Mulder

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following projects as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
116	RPC	RBG&RS Capital Request	411

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

MOTION CARRIED

Moved by Councillor Cindy Jefferies, seconded by Councillor Chris Stephan

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following projects as part of the 2013 Operating Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
122	PWS	Pavement Rehabilitation (Preventative Maintenance)	260



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

MOTION CARRIED

Moved by Councillor Tara Veer, seconded by Councillor Buck Buchanan

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following projects as part of the 2013 Operating Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
123	RPD	2019 Winter Games Bid	200

This item to be funded as follows: \$50,000 from the Bid Reserve Fund and \$150,000 from the Capital Projects Reserve in 2013.

Prior to voting on the preceding resolution, a tabling resolution was introduced:

Moved by Councillor Chris Stephan, seconded by Councillor Frank Wong

Resolved that Council of The City of Red Deer hereby agrees to table consideration of the funding request for the 2019 Winter Games Bid in the amount of \$200,000 to the November 13, 2012 Regular Council Meeting.

IN FAVOUR: Councillor Chris Stephan, Councillor Frank Wong

OPPOSED: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Cindy Jefferies, Councillor Lynne Mulder, Councillor Tara Veer, Councillor Dianne Wyntjes

MOTION TO TABLE FAILED

As a result of the failed motion to table, the original motion was then on the floor

IN FAVOUR: Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Cindy Jefferies, Councillor Lynne Mulder, Councillor Tara Veer



OPPOSED: Councillor Chris Stephan, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

Moved by Councillor Paul Harris, seconded by Councillor Buck Buchanan

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following projects as part of the 2013 Operating Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
124	RPC	Red Deer College Anniversary Capital Initiatives	1,400

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

OPPOSED: Councillor Chris Stephan

MOTION CARRIED

Council recessed at 5:20 p.m. and reconvened at 5:48 p.m.

Moved by Councillor Buck Buchanan, seconded by Councillor Dianne Wyntjes

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
126	RPC	Sunnybrook Farm Infrastructure Repairs	54

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

OPPOSED: Councillor Cindy Jefferies

MOTION CARRIED

Moved by Councillor Lynne Mulder, seconded by Councillor Tara Veer

Resolved that Council of The City of Red Deer having considered the 2013 Multi-year Capital Plan, hereby approves the following project as part of the 2013 Capital Budget:

Item	Department	Project Title	2013 Amount (in thousand of \$'s)
126.1	RPC	Sunnybrook Farm Infrastructure Repairs	27

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

OPPOSED: Councillor Chris Stephan

MOTION CARRIED

2.8 Approval of Funding Sources

Moved by Councillor Buck Buchanan, seconded by Councillor Paul Harris

Resolved that Council of the City of Red Deer having considered the 2013 Capital Budget Projects, hereby approves the following estimated funding sources for these projects:

2013 Capital Budget & Multi-year Capital Plan Funding Sources		
Fund Report	2013 Capital Budget	Capital Budget 10 years total
Basic Municipal Transport Grant	7,589	57,372
Federal Gas Tax Fund	5,783	37,294
New Deal For Public Transit	-	-
Municipal Sustainability Initiative	9,986	127,797
Other Grants - Summary	2,226	79,708



2013 Capital Budget & Multi-year Capital Plan Funding Sources		
Capital Projects Reserve	12,576	53,464
Fleet Reserve	3,969	47,582
EL&P Capital Reserve	11,656	107,943
Solid Waste Stabilization Reserve	1,992	22,610
Water Capital Reserve	6,723	85,502
WW Capital Reserve	1,932	134,896
Other Reserves - Summary	2,960	20,665
Customer Contribution	15,083	100,345
Land Reserve	3,745	113,900
Offsite Levies	14,899	124,482
Recreation Amenity Fund	-	6,270
LT Debt - Utility Supported	-	40,545
LT Debt - Tax Supported	4,736	103,895
LT Debt - Offsite	386	58,166
Operating Budget	1,292	11,053
Total Capital Budget Funding Sources	107,533	1,333,489

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

MOTION CARRIED

3.0 BYLAWS

3.1 Borrowing Bylaw 3489/2012 53 Avenue N. of Riverlands – Sanitary Trunk

Moved by Councillor Lynne Mulder, seconded by Councillor Chris Stephan

FIRST READING: That Bylaw 3489/2012 (a borrowing bylaw for 53 Avenue N. of Riverlands – Sanitary Trunk) be read a first time.

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

MOTION CARRIED



3.2 Borrowing Bylaw Amendment 3376/A-2012 Sanitary Offsite Levy Fund

Moved by Councillor Dianne Wyntjes, seconded by Councillor Cindy Jefferies

FIRST READING: That Bylaw 3376/A-2012 (a bylaw to amend Sanitary Offsite Levy Fund Bylaw 3376-2012) be read a first time.

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

MOTION CARRIED

3.3 Borrowing Bylaw Amendment 3377/A-2012 Storm Offsite Levy Fund

Moved by Councillor Tara Veer, seconded by Councillor Frank Wong

FIRST READING: That Bylaw 3377/A-2012 (a bylaw to amend Storm Offsite Levy Fund 3377-2012) be read a first time.

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

MOTION CARRIED

3.4 Borrowing Bylaw Amendment 3459/A-2012 Water Offsite Levy Fund

Moved by Councillor Paul Harris, seconded by Buck Buchanan

FIRST READING: That Bylaw 3459/A-2012 (a bylaw to amend Water Offsite Levy Fund 3459-2012) be read a first time.

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



MOTION CARRIED

4.0 ADJOURNMENT

Moved by Councillor Buck Buchanan, seconded by Councillor Lynne Mulder

Resolved that the Thursday, November 6, 2013 Capital Budget Meeting of Red Deer City Council be adjourned at 6:25 p.m.

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

MOTION CARRIED

Mayor

City Clerk



U N A P P R O V E D -- M I N U T E S

**of the Red Deer City Council Regular Meeting
held on Monday, November 26, 2012
commenced at 2:06 P.M.**

Present:

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

City Manager, Craig Curtis
Director of Community Services, Greg Scott
Director of Development Services, Paul Goranson
Director of Corporate Services, Elaine Vincent
Director of Human Resources, Kristy Svoboda
Director of Corporate Transformation, Lisa Perkins
Acting Director of Planning Services, Charity Dyke
Acting Charter Strategist, Leslie Chivers
City Clerk, Frieda McDougall
Deputy City Clerk, Erin Stuart
Corporate Meeting Coordinator, Christine Kenzie
Recreation, Parks & Culture Manager, Shelley Gagnon
Culture Superintendent, Kristina Oberg
Parks Superintendent, Trevor Poth
City Planner, Dayna Nebozenko
Inspections & Licensing Manager, Howard Thompson
Associate City Solicitor, Michelle Baer



I. 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 on November 26, 2012 at 2:06 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 Cindy Jefferies, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

Moved by Councillor Paul Harris, seconded by Councillor Cindy Jefferies

Resolved that Council of The City of Red Deer agrees to revert to an open meeting of Council on Monday, November 26, 2012 at 3:17 p.m.

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

MOTION CARRIED

2. MINUTES

2.1. Confirmation of the Minutes of the Tuesday, November 13, 2012 Regular Council Meeting



Moved by Councillor Lynne Mulder, seconded by Councillor Chris Stephan

Resolved that the Minutes of the Tuesday, November 13, 2012 Regular Council Meeting be approved as presented.

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

MOTION CARRIED

3. POINTS OF INTEREST

Councillor Lynne Mulder, on a Point of Interest, commented on the success of the Santa Claus Parade held on November 17th and commended the volunteers, community and business community for their work in making the Parade a huge success. Councillor Mulder also commented on the Festival of Trees held this past weekend with the final amount collected not yet known. Councillor Mulder added that she was MC on the main stage on Saturday evening and enjoyed the performances.

Councillor Frank Wong, on a Point of Interest, noted he attended the North Red Deer Centennial Bench unveiling. The bench was constructed by Voyager Art and Tile and is on the North side of the pedestrian bridge.

Councillor Cindy Jefferies, on a Point of Interest, noted that Council members attended a tour of the Red Deer Regional Airport on November 14th.

Councillor Tara Veer, on a Point of Interest, attended the public launch of the Women's Security Project by the Central Alberta Women's Immigrant Association. The Red Deer College donated the space for the launch of the three year project to come up with solutions to barriers to women.

On a Point of Interest, Councillor Buck Buchanan shared that he attended the Family and Services of Alberta Conference on November 23rd as part of the Poverty Reduction. Amanda Ens, of Social Planning, made a presentation on behalf of the Central Alberta Poverty Alliance.



Councillor Buchanan noted that November 24th was “Sockey Night” at the Red Deer Rebels game – a fund raiser for the United Way and on December 3rd will be a scotch tasting fundraiser for the United Way.

Councillor Paul Harris, on a Point of Interest, provided an update on his recent trip to Ottawa to attend Federation of Canadian Municipalities Advocacy Days. It was an opportunity to talk to Members of Parliament and Senators on various issues such as the Canadian Building Fund.

Mayor Morris Flewwelling indicated he had signed one proclamation for the month of November, for National Family Violence Awareness Month.

4. UNFINISHED BUSINESS

4.1. Museum and Art Gallery

Progress Report on Permanent History Exhibit

Remarkable Red Deer - Stories from the Heart of the Parkland

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 the presentation of the Museum and Art Gallery regarding the Remarkable Red Deer, Stories from the Heart of the Parkland.

IN FAVOUR:

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

MOTION TO LIFT FROM THE TABLE CARRIED

Ms. Lorna Johnson, the Executive Director of the Red Deer Museum and Art Gallery, presented progress information on the Remarkable Red Deer, Stories from the Heart of the Parkland. Dr. Torben Andersen, the President of the Red Deer & District Museum Society, was also in attendance to answer questions.



4.2. River Bend Golf & Recreation Society Recreation Society Operational Audit Update

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 Recreation, Parks & Culture department, dated November 5, 2012 re: River Bend Golf & Recreation Society Operational Audit Final Report – Motion to Table hereby agrees to table consideration of the final report for up to 2 months to allow administration more time to prepare the report.

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

MOTION TO TABLE CARRIED

4.3. West Park Community and Area Redevelopment Plan

Moved by Councillor Dianne Wyntjes, seconded by Councillor Chris Stephan

Resolved that Council of The City of Red Deer hereby agrees to lift from the table consideration of the report from the Planning Department, dated November 6, 2012, regarding the West Park Community and Area Redevelopment Plan.

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

MOTION TO LIFT FROM THE TABLE CARRIED

Moved by Councillor Cindy Jefferies, seconded by Councillor Buck Buchanan

Resolved that Council of The City of Red Deer having considered the report from the



Planning Department, dated November 6, 2012, re: West Park Community and Area Redevelopment Plan, hereby agrees to table consideration of the West Park Community and Area Redevelopment Plan for up to 3 months to allow administration more time to receive community feedback.

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

MOTION TO TABLE CARRIED

5. REPORTS

5.1. 2019 Canada Winter Games Bid Process - Phase I Summary

Mr. Darcy Mykytyshyn, a consultant with Strategy in Action, Inc., made a presentation on the Phase I report and its findings, and was in attendance to answer any questions.

Moved by Councillor Lynne Mulder, seconded by Councillor Chris Stephan

Resolved that Council of The City of Red Deer, having considered the report from the Recreation, Parks & Culture department, dated November 13, 2012, re: 2019 Canada Winter Games Bid Process, Phase I Summary hereby agrees to proceed to Phase 2 in the evaluation of Red Deer's readiness to submit a bid for the 2019 Canada Winter Games.

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

MOTION CARRIED



6. REPORTS - ADDITIONAL AGENDA ITEM

6.1. Space Alternatives

Moved by Councillor Cindy Jefferies, seconded by Councillor Lynne Mulder

Resolved that Council of The City of Red Deer having considered the report from the Corporate Leadership Team (CLT) dated November 21, 2012, re: Space Alternatives, hereby approves the leasing of additional available office space in the Professional Building (directly adjacent to City Hall) to centralize and consolidate City staff in the downtown core with funding as follows:

1. The 2013 Operating Budget be adjusted by \$6,624 funded from the Tax Stabilization Reserve on a one-time basis.
2. The 2014 – 2022 Operating Budgets be increased on an ongoing basis as follows:

2014 - \$372,036
2015 - \$(3,633) – decrease in budget
2016 - \$(94) – decrease in budget
2017 - \$4,437
2018 - \$69,877
2019 - \$4,589
2020 - \$4,667
2021 - \$4,747
2022 - \$4,827
3. The Leasehold Improvements project for the preferred space in the amount of \$500,000 be approved in the 2013 Capital Budget with the funding source to be the operating lease.

IN FAVOUR:

Mayor Morris Flewwelling, Councillor Buck Buchanan, Councillor Paul Harris, Councillor Cindy Jefferies, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer,



Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

Moved by Councillor Lynne Mulder, seconded by Councillor Chris Stephan

FIRST READING: That Borrowing Bylaw 3490/2012 (a borrowing bylaw for the purpose of entering into a 10 year office space lease in the amount of \$6,452,756) be read a first time.

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

OPPOSED: Councillor Buck Buchanan, Councillor Paul Harris, Councillor Frank Wong

MOTION CARRIED

**8.1. Rink Request in Parkvale
Woodlea/Waskasoo Outdoor Snow Bank Rink**

Moved by Councillor Dianne Wyntjes, seconded by Councillor Frank Wong

Resolved that Council of The City of Red Deer, hereby agrees to the reconsideration of the August 20, 2012 resolution of City Council with respect to the snow bank rink closure in Woodlea.

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

MOTION TO RECONSIDER CARRIED



Moved by Councillor Cindy Jefferies, seconded by Councillor Paul Harris

Resolved that Council of The City of Red Deer having considered the report from the Recreation, Parks and Culture Department, dated November 9, 2012, re: Rink Request in Woodlea, hereby agrees to the reinstatement of the Woodlea snow bank rink with funding to the end of 2012 to be provided through the current departmental operating budget, and ongoing funding to be considered in the 2013 Operating Budget.

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

MOTION CARRIED

7. BYLAWS

7.1. Sunnybrook South Neighbourhood Area Structure Plan Bylaw Amendment 3217/G-2012

Prior to consideration of this item, Councillor Tara Veer declared a conflict of pecuniary interest as she lives in the area. Councillor Veer left Council Chambers at 5:21 p.m.

Resolved that Council of The City of Red Deer hereby agrees to lift from the table consideration of the report from the Planning Department, dated September 21, 2012, re: Proposed Amendment to Sunnybrook South NASP.

Moved by Councillor Cindy Jefferies, seconded by Councillor Dianne Wyntjes

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

ABSENT: Councillor Tara Veer

MOTION TO LIFT FROM THE TABLE CARRIED



**Consideration of First Reading of Sunnybrook South Neighbourhood
Area Structure Plan Bylaw Amendment 3217/G-2012**

Moved by Councillor Dianne Wyntjes, seconded by Councillor Cindy Jefferies

FIRST READING: That Sunnybrook South Neighbourhood Area Structure Plan Bylaw Amendment 3217/G-2012 (to amend Bylaw 3217/98 The City of Red Deer Neighbourhood Area Structure Plans) be read a first time.

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

OPPOSED: Councillor Buck Buchanan

ABSENT: Councillor Tara Veer

MOTION CARRIED

Councillor Tara Veer returned to Council Chambers at 5:30 p.m.

**7.2. EL & P's Balancing Pool Rebate for 2013
Electric Utility Bylaw Amendment 3273/C-2012
Changes to Appendix A - Effective January 1, 2013**

Moved by Councillor Frank Wong, seconded by Councillor Tara Veer

FIRST READING: That Electric Utility Bylaw Amendment 3273/C-2012 (to amend Appendix A of the Distribution Tariff effective January 1, 2013) be read a first time.

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

MOTION CARRIED



11

City Council Regular Meeting Minutes –
UNAPPROVED - Monday, November 26, 2012

Moved by Councillor Frank Wong, seconded by Councillor Tara Veer

SECOND READING: That Bylaw 3273/C-2012 be read a second time

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

MOTION CARRIED

Moved by Councillor Lynne Mulder, seconded by Councillor Buck Buchanan

Resolved that with the unanimous consent of the Council members present, Bylaw 3273/C-2012 be presented for third reading.

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

MOTION CARRIED

Moved by Councillor Frank Wong, seconded by Councillor Tara Veer

THIRD READING: That Bylaw 3273/C-2012 be read a third time.

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

MOTION CARRIED

**7.3. Procedure Bylaw Amendment 3358/B-2012**

Moved by Councillor Paul Harris, seconded by Councillor Buck Buchanan

FIRST READING: That Procedure Bylaw Amendment 3358/B-2012 (to amend Bylaw 3358/2006 The Procedure bylaw) be read a first time.

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

MOTION CARRIED

8. NOTICES OF MOTION**8.1. Notice of Motion Submitted by Councillor Paul Harris Regarding the RCMP Contract**

WHEREAS Council of The City of Red Deer through its 2011 Strategic Plan, From Strength to Strength, has provided direction to enable and promote a safer community and policing being one of six major focus areas; and

WHEREAS Red Deer City Council establishes an annual operating budget of which 9.516% is dedicated to the delivery of municipal policing services representing one of the largest expenditure of tax supported dollars; and

WHEREAS The City of Red Deer conducted a review of the delivery of policing services in October 2011 and made the decision at the City Council meeting of October 3, 2011 to maintain the Service Delivery Model through the RCMP, rather than establishing its own municipal force; and

WHEREAS the financial figures and future projections on which Council based its decision have changed substantially including changes to the RCMP contract which will require an additional taxpayer contribution of \$1,170,000; and

WHEREAS Council of The City of Red Deer has been working to define and improve



service levels in core and support services which may further increase the costs of policing;

NOW THEREFORE BE IT RESOLVED that Council of The City of Red Deer direct that a review of recommendations and outcomes of the current policing service delivery model be undertaken to determine if the model is still appropriate, cost effective, and represents the best service for the tax dollars available.

Moved by Councillor Paul Harris, seconded by Councillor Buck Buchanan

Resolved that Council of The City of Red Deer having considered the Notice of Motion submitted by Councillor Paul Harris regarding the Police Contract hereby agrees to table consideration of the Notice of Motion for two weeks.

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

OPPOSED: Councillor Cindy Jefferies, Councillor Chris Stephan, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION TO TABLE CARRIED

9. BYLAWS - ADDITIONAL AGENDA ITEM

9.1. Drinking Establishment Licensing Bylaw Amendment 3332/B-2012

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 on November 26, 2012 at 5:54 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,



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City Council Regular Meeting Minutes –
UNAPPROVED - Monday, November 26, 2012

Councillor Paul Harris, Councillor Cindy Jefferies, Councillor Lynne Mulder, Councillor Chris Stephan, Councillor Tara Veer, Councillor Frank Wong, Councillor Dianne Wyntjes

MOTION CARRIED

Moved by Councillor Lynne Mulder, seconded by Councillor Chris Stephan

Resolved that Council of The City of Red Deer agrees to revert to an open meeting of Council on Monday, November 26, 2012 at 6:06 p.m.

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

MOTION CARRIED

Moved by Councillor Lynne Mulder, seconded by Councillor Chris Stephan

FIRST READING: That Bylaw 3332/B-2012 (Amendment to include Provision of a consultation process, The Drinking Establishment Licensing Bylaw) be read a first time.

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

OPPOSED: Councillor Dianne Wyntjes

MOTION CARRIED

Moved by Councillor Lynne Mulder, seconded by Councillor Chris Stephan



SECOND READING: That Bylaw 3332/B-2012 be read a second time.

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

OPPOSED: Councillor Dianne Wyntjes

MOTION CARRIED

Moved by Councillor Chris Stephan, seconded by Councillor Tara Veer

Resolved that with the unanimous consent of the Council members present, Bylaw 3332/B-2012 be presented for third reading.

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

MOTION CARRIED

Moved by Councillor Lynne Mulder, seconded by Councillor Chris Stephan

THIRD READING: That Bylaw 3332/B-2012 be read a third time.

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

OPPOSED: Councillor Dianne Wyntjes

MOTION CARRIED



10. ADJOURNMENT

Moved by Councillor Dianne Wyntjes, seconded by Councillor Lynne Mulder

Resolved that the November 26, 2012 Regular Meeting of Red Deer City Council be adjourned at 6:09 p.m.

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

MOTION CARRIED

MAYOR

CITY CLERK



November 20, 2012

Vehicle Noise Attenuation

Division - Community Services

Report Summary & Recommendation:

Council has requested Administration to research the success of the City of Edmonton's Vehicle Noise Bylaw and to bring back a report and potential amendments of the Community Standard Bylaw. Since the original request was made the City of Calgary has initiated new technology that has a broader scope of detection than that provided by Edmonton.

Administration is recommending that Council delay amendments to the Community Standards Bylaw until the following has been completed:

- Review the success of the new technology (Noise Snare) being tested by City of Calgary
- Review City of Calgary assessment and evaluation of the equipment
- Review the costs of purchase and implementation of the new equipment

Administration to bring a report back to Council in 6 months time

City Manager Comments:

I support the recommendation of Administration that a report be brought back to Council in 6 months time.

Craig Curtis
City Manager

Proposed Resolution

Resolved that Council of The City of Red Deer, hereby agrees to lift from the table consideration of the report from Community Services Division regarding Vehicle Noise Attenuation.

Resolved that Council of The City of Red Deer, having considered the report from Community Services, dated November 20, 2012, re: Vehicle Noise Attenuation, tables consideration of the report for up to 6 months to allow for administration to review the success of the noise snare technology being tested by The City of Calgary.



Report Details

Background:

On June 14, 2010, a Notice of Motion was put forth by Councillors Jefferies, Pimm, 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 recommending 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. The October 4, 2010 resolution of Council was:

Resolved that Council of the City of Red Dee having considered the report from the Bylaw Research coordinator dated September 24, 2012 re: Vehicle Noise Attenuation hereby agrees to delay making any amendment 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 by November 1, 2011.

The preparation of the report in the timeline noted above has been delayed due to staffing changes staffing shortages and resulting reassignment of bylaw responsibilities. This item has been tabled to allow administration additional time to prepare the report.

Discussion:

Administration has contacted both the Edmonton Police Service (EPS) and the Calgary Police Service regarding the equipment and enforcement of vehicle noise.

The equipment EPS purchased at the time of the roll out of its program was capable of measuring the decibel level of motorcycles only. The only way they could test other vehicles required the use of a sound room.

EPS's first year (2010) of enforcement of their Noise Bylaw was directed enforcement involving "checkstops" specific to the bylaw. In 2011, the enforcement became less directed and was blended in with other bylaw enforcement. There was a feeling of some Edmonton citizens that this bylaw was discriminatory in nature as it targeted motorcycles only.

EPS conducted clinics at various locations in the spring of 2010 where bikes could be tested. Last year the numbers dropped dramatically and the clinics were not offered in the spring of 2012.



During the first year of implementation, 115 tickets were issued under the bylaw. In 2011, there were 79 tickets issued, 14 were paid, 3 were quashed and 7 were either dismissed or withdrawn. The remaining tickets are currently outstanding.

One of the tickets was disputed and a hearing was held. The commissioner conducting the hearing dismissed the ticket. His decision was based on lack of evidence collected by the officers. Police only follow the criteria the city felt was important for measuring sound, i.e. how far the device should be placed from the exhaust pipe. The commissioner noted that there is a longer list of criteria to take into account, distance from test site to other buildings, officer training, wind speed and time sound measured. The city disagreed with the ruling and initially decided to appeal but later dropped the appeal. The city lawyer stated they did not have proper evidence in this case but did not feel it would have any impact on future trials.

Our Edmonton contact indicated that he personally felt the noise enforcement program was successful as they are continuing to use the equipment and issue tickets to violators.

EPS is currently looking at a system being tested by Calgary City Police called the “Noise Snare”.

Enforcement of Bylaws within the City of Calgary falls to both Calgary City Animal and Bylaw Services (CCABS) and Calgary Police Service (CPS).

In 2010, Calgary City Council directed CCABS through a Notice of Motion to investigate excessive vehicle noise. The focus was on excessive noise from all types of vehicles in motion. They were tasked to investigate technology that identified excessive noise from all vehicles, including sound from vehicle stereos. Through their research they identified a product called a “Noise Snare”, manufactured by Street Noise Reduction Systems Ltd. based out of Edmonton. This system apparently makes it possible to measure the noise level of any vehicle as it passes a stationary unit, producing a video image, complete with sound and decibel readings.

In December of 2011, as a result of all information gathered through their research and public surveys, Council directed CCABS to explore further the “Noise Snare” to address excessive vehicle noise.

In June of 2012, CCABS began deploying the “Noise Snare” for an initial warning period till July 31 2012. Deployment was based on a number of excessive noise complaints received for each area. A noise level of 96 decibels or greater resulted in the vehicle owner being contacted by bylaw enforcement officers and given a warning.

They are currently conducting a review of the data and results of the test period. Street Noise Reduction Systems Ltd. was contacted and advised that the cost of the Noise Snare is \$112,000 per unit.

**Analysis:**

In the review the equipment used by Edmonton and Calgary it would appear that the equipment used by Calgary focuses on all types of vehicle noise and is not limited to motorcycles only. The “Noise Snare” employed by Calgary appears to be a more effective option in addressing all vehicle noise but further research into the equipment, how effective it is and what the requirements might be for Red Deer would still need to be determined. It should also be noted that Part I – Noise section of the current Community Standards Bylaw identifies areas of noise disruption that can be enforced. (See Attachment I attached to this report)

Appendix 1 - Excerpt from the
Community Standards Bylaw
3383/2007

2

Bylaw No. 3383/2007

“Youth” means an individual 12 to 17 years of age;

“Social Planning Manager” means the person acting in the position of Social Planning Manager for the City of Red Deer or a person designated to act on the Manager’s behalf.

Part 1 – 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.
 - (3) No person shall yell, scream, or swear in any public place.
 - (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.
 - (5) No drinking establishment shall permit any noise to emanate from the premises of such drinking establishment such that it annoys or disturbs any person outside the boundary of the drinking establishment. Section 3 (4) of this Bylaw applies to this provision.
- 4
- (1) Where an area is designated by signs or other means as being a Hospital District, no person shall:
 - (a) carry on any noise-making activity in the area unless it cannot be carried on in some other area; or
 - (b) make or continue any noise or loud sound within the area.
- 5
- No person may activate or apply engine retarder brakes in the City of Red Deer except City of Red Deer Emergency Services Vehicles in the course of responding to an emergency situation or to train drivers in the use of retarder brakes.

Industrial/Construction Noise

- 6 ¹(1) Nothing in this bylaw shall prevent the continual operation or carrying on of an industrial activity where the activity is one which:
- (a) is a permitted use; or
 - (b) is an approved discretionary use; or
 - (c) is a non-conforming, but not illegal, use as defined in the *Municipal Government Act*.
- (2) In the operation or carrying on of an industrial activity, the person operating or carrying on that activity shall make no more noise than is necessary in the normal method of performing or carrying on that activity.
- 7 With the exception of the activities referred to in section 6 herein, unless permission from the Development Authority is first obtained, no person shall use, operate or allow to be used or operated any tools, machinery or equipment so as to create a noise, or disturbance which may be heard in a residential building between the hours of ten o'clock in the evening and seven o'clock in the morning of any day.

Exceptions

- 8 These provisions do not apply to work carried on by The City, or by a contractor carrying out the instructions of The City.
- 9 These provisions do not apply to contractors carrying out snow removal from commercial or industrial site which are not adjacent to residential districts.
- 10 In the case of snow removal from commercial or industrial sites located adjacent to residential districts, and where in the reasonable opinion of the Development Authority it is necessary to do so to ensure the peace and quiet of residents, the Development Authority may require noise abatement practices including one or both of the following conditions:
- (a) a requirement that snow not be removed between 12:00 a.m. and 6:00 a.m.
 - (b) a requirement that snow be removed from a site in a sequence which is least disruptive to the peace and quiet of residents.

¹ 3383/A-2011

FILE COPY



Council Decision – December 10, 2012

DATE: December 12, 2012
TO: Greg Scott, Director of Community Services
FROM: Frieda McDougall, Legislative Services Manager
SUBJECT: Vehicle Noise Attenuation

Reference Report:

Community Services department, dated November 20, 2012

Resolution:

The following resolution was passed during the Regular Council meeting held on Monday, December 10, 2012:

Resolved that Council of The City of Red Deer, having considered the report from Community Services, dated November 20, 2012, re: Vehicle Noise Attenuation, tables consideration of the report for up to 6 months to allow administration to consider all options.

Report back to Council: Yes, within 6 months.

Comments/Further Action:

Administration to prepare a summary report of actions taken regarding vehicle noise attenuation to be emailed to Council for their information.

A handwritten signature in blue ink, appearing to read 'Frieda McDougall'.

Frieda McDougall
Legislative Services Manager

c: Inspections & Licensing Manager
Divisional Strategist, Community Services
Corporate Meeting Coordinator



November 15, 2012

Smoke Free Bylaw Amendments

Division - Community Services

Report Summary & Recommendation:

Council requested that Administration provide a report on the impacts of expanding a smoking ban to include outdoor spaces/facilities, particularly places children frequent.

Administration has provided a draft amended Smoke Free Bylaw for Council's consideration.

City Manager Comments:

I support the recommendation of Administration that Council consider first reading of Smoke Free Bylaw Amendment 3345/A-2012.

Craig Curtis
City Manager

Proposed Resolution

That Council consider first reading of Smoke Free Bylaw Amendment 3345/A-2012.



Report Details

Background:

The City has received three requests for a ban on smoking outdoors as follows:

1. where food is provided and/or where children are likely to be present (farmer's markets, street festival, sporting events)
2. in all outdoor places frequented by children (playgrounds, sport fields, outdoor facilities)

At the July 16, 2012 meeting of the Governance and Policy Committee, Council discussed the expanding of the ban of public smoking and directed administration to prepare a report outlining the impacts to changes in policy based on the following principles:

1. That the ban on public smoking be expanded
2. That select outdoor places/facilities in the outdoors, particularly places children frequent, be the object of the ban; and
3. That the regular council meeting process will provide the necessary public consultation

Further to this discussion the following notice of motion was introduced by Councilor Tara Veer and approved at the October 15th Council to include cannabis, hashish, crack cocaine, heroin, methamphetamine PCP/phencyclidine and herbal products as additional sources of second-hand smoke that are a health hazard and cause discomfort for many persons:

"Whereas Council deems it beneficial and appropriate to limit the effects of second hand tobacco smoke for residents of and visitors to the City of Red Deer; and

Whereas The City of Red Deer has an existing Smoke Free Bylaw which focuses on the safety, health and welfare of people and the protection of people and property; and

Whereas it has been determined in the Smoke Free Bylaw that second-hand smoke (exhaled smoke and the smoke from idling cigarettes, cigars and pipes) is a health hazard or discomfort for many persons; and

Whereas the existing City of Red Deer Smoke Free Bylaw does not include exposure to other sources of second hand smoke such as cannabis, hashish, crack cocaine, heroin, methamphetamine, PCP/phencyclidine and herbal products which have also been found to have the same harmful effects as tobacco and tobacco related products; and

Whereas the illegal use of the above noted drugs is enforced through the Criminal Code of Canada and the Controlled Drugs and Substances Act and is not an area of jurisdiction for cities; and

Whereas members of Council have received public feedback and complaints about the exposure to second hand smoke from illegal drugs and herbal products; and



Whereas cities can impose regulations that support or increase standards imposed by other levels of government and that the regulation of second-hand smoke is an area of local jurisdiction; and

Whereas just as positive social behaviour can be modeled, specifically to children and youth, through the restriction of areas to which people are subjected to the smoking of tobacco products and second hand tobacco smoke; this same modeling can apply to other sources of second hand smoke.

Therefore be it resolved that City of Red Deer Council consider amending the Smoke Free Bylaw to include cannabis, hashish, crack cocaine, heroin, methamphetamine, PCP/phencyclidine and herbal products as additional sources of second-hand smoke that are a health hazard and cause discomfort for many persons and that Council directs administration to consider this in conjunction with the report currently developed respecting smoking as specified in outdoor spaces.”

This notice of motion was referred to administration to take into consideration in tandem with the above direction of the Governance and Policy Committee.

Discussion:

A number of municipalities across Canada have made changes to their bylaws that take into consideration outdoor facilities recognizing the use of these facilities by children and youth. In April of this year The City of Edmonton Council approved a bylaw to ban smoking within 10 metres of a playgrounds, sports fields, seasonal skating rinks, spray parks and skate parks. Other jurisdictions such as Vancouver ban smoking in all parks. Other areas have a ban on smoking at public outdoor events such as markets, concerts and festivals.

A number of the bylaws reviewed included a definition of smoke or smoking that was not specific to tobacco and also included lighted smoking equipment that burns tobacco or other weed or substance. A revised definition of smoking would address the notice of motion currently before Council.

The Red Deer Public School Board has policy that prohibits the use of tobacco on all District property which would include a number of the playground spaces in the community.

Should Council wish to move forward with amendments to the bylaw there are three areas that there are potential impacts: signage costs, making the community aware of the new legislation and enforcement:

1) Signage

Based on the breath of the proposed bylaw and the indent of which signage was posted there could be significant financial investment required. If every playground and sports field was signed it is estimated that the cost would be approximately \$90,000 (1200 signs @\$75/ sign) plus the ongoing maintenance. The current Parks practice is that signs are only installed on as a needed basis which could drop that number to an



amount considerably less. Administration could also replace alternative sign design which may help reduce costs.

2) Community Awareness

The success of the bylaw amendments will require a high level of voluntary compliance on the part of the public. In order for the public to be aware of the need to comply, a public awareness strategy will need to be implemented. The methods used to inform the public would include the social media avenues such as Facebook, Twitter, and City webpage as well as advertising on the radio, newspaper and Activity Guide. The estimated cost would be approximately \$5,000.

3) Enforcement

From an enforcement perspective, the bylaw offence of smoking within an established ten metre setback to designated areas is considered transient in nature therefore making it challenging to enforce. Responding in a reactive manner is difficult as offenders would be gone or have quit the activity by the time enforcement personnel arrive.

Analysis:

The options for Council's consideration are

- 1) Status quo and not entertain amendments to the Smoke Free Bylaw
- 2) Change the definition of smoking to include tobacco and other substances
- 3) Provide for a ban on smoking within 10 metres of playgrounds, sports fields, spray parks, seasonal skating rinks, and skate parks
- 4) Provide for a ban on smoking at public outdoor events such as markets, concerts and festivals.
- 5) A combination of 2, 3, and/or 4 above.

From an administrative perspective the primary concern is the ability of The City to enforce the bylaw at outdoor spaces, in terms of actually catching someone smoking due to the transient nature of the offence and the resources required for proactive enforcement. A recommended strategy would be the development of a proactive education and enforcement of a program to increase the awareness of the changes to the bylaw. This would need to coincide with a public awareness campaign.

In the long term it is anticipated that by the presence of the bylaw there will be voluntary compliance and self policing of smoking behaviors' in restricted areas as has been the case with smoking in indoor public spaces.

From: Ron Baugh

Sent: May 17, 2012 3:08 PM

To: MayorMailbox

Cc: Buck Buchanan; Chris Stephan; Cindy Jefferies; Dianne Wyntjes; Frank Wong; Lynne Mulder; Paul Harris; Tara Veer;

Subject: Modification to Red Deer's Smoke Free Bylaw

Your Worship:

I would like to ask you to bring before council a change to our current Smoke Free Bylaw on behalf of myself and other concerned citizens of Red Deer.

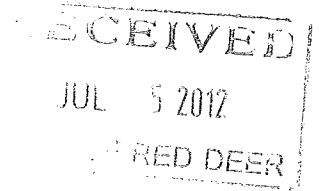
Recently I asked Councillor Harris to investigate if either the Alberta Tobacco Reduction Act or the City's Smoke Free Bylaw prohibited smoking at such events as the Farmer's Market. Councillor Harris passed my query on to Legislative Services and much to my dismay I was informed that there is no such prohibition. Even though there are numerous food vendors and patio type food services at these events and in spite of the fact there are children of all ages present there, there is no prohibition because both laws focus only on those facilities that are attached to "other" associated premises. I believe that this loophole should be closed. It is a ludicrous situation where I can sit on a patio attached to a bar or restaurant and be assured that it is smoke free but any person can stroll around a children's street festival or farmer's market while trailing a stream of noxious smoke. The law should be modified such that any venue where there are food services provides, including street vendor type kiosks, or where children are likely to be present, be that at a farmer's market, street festival, sporting event or any other public gathering place, be covered by the same smoke free regulations.

RSVP

Ron Baugh

"A good education is no substitute for intelligence"

Jenean Johnson



June 27, 2012

City Administration
The City of Red Deer
Box 5008
Red Deer, AB, Canada
T4N 3T4

Dear City Administrators:

It has come to my attention that a private citizen has approached City Counsel with a request to extend the no-smoking by-law to include all outdoor spaces where children gather.

As a citizen of Red Deer, and a parent of two, I strongly support counsel adopting this amendment.

If we can't use common sense and courtesy to protect the next generation from avoidable exposure to carcinogens, then we must legislate it.

Thank-you for your time in this matter.

Yours truly,

A handwritten signature in cursive script that reads "Jenean Johnson".

Jenean Johnson



Box 4500, Station S.
Edmonton, Alberta T6E 6K2
Phone: 780-426-7867
Fax: 780-426-7872

Mayor Morris Flewwelling
City of Red Deer
PO Box 5008
Red Deer AB T4N 3T4

May 14, 2012

Dear Mayor Flewwelling and Council Members;

Subject: Outdoor smoking bans can help reduce tobacco use among youth.

Action: Please table this letter at your next council meeting.

Last month, Edmonton City Council approved a bylaw to ban smoking at playgrounds, sports fields and outdoor facilities frequented by children. Although dozens of communities across Canada have passed similar bylaws, the Edmonton bylaw is the strongest in the province and we hope that your community will consider approving a similar bylaw.

The main objectives of such bylaws are to promote healthy smoke-free behaviour to children and adolescents and to help youth remain tobacco-free for life. Young people are very impressionable and they take their cues from adults as primary role models. As a society we need to send a strong message that smoking in public is not acceptable and we need to promote non-smoking as the norm if we want to drive down youth smoking.

Alberta's youth are particularly at risk. Smoking rates among our young people remains unacceptably high and we are not meeting our provincial youth smoking target. In 2010, 13 percent of Alberta youth aged 12-19 were current smokers according to the Canadian Community Health Survey. The provincial target set by Alberta Health and Wellness was 10 percent. Some 50,000 Alberta youth between the ages of 12 and 19 are current smokers according to the Canadian Community Health Survey. Obviously, more needs to be done to drive down smoking rates among impressionable adolescents.

Recently, the Alberta Legislative Assembly passed a bill to ban smoking in motor vehicles containing children under the age of 18. Municipalities can go one step further by providing youth with smoke-free outdoor spaces to complement the new provincial law.

Public smoking restrictions are a proven strategy to help discourage tobacco use and to reduce smoking onset by adolescents. The recent U.S. Surgeon General's Report on *Reducing Tobacco Use Among Youth and Young Adults* concludes that smoke-free laws contribute to reduced tobacco use among youth.

.../2

-2-

Public support for smoke-free outdoor spaces is very high. A 2010 telephone survey of 1,203 Albertans conducted by the University of Alberta Population Research Lab found that 69 percent of respondents supported smoking bans at all outdoor public spaces.

Alberta kids deserve first-class protection from tobacco use and outdoor smoking restrictions will help to achieve these objectives.

Based on the information provided above, we ask your council to seriously consider a bylaw to create more smoke-free outdoor spaces in your community.

If you need any further information, please free to contact myself or ' at 7 or . Please find attached a detailed brief on outdoor smoking bans prepared by the Campaign for a Smoke-Free Alberta—a coalition of prominent health organizations that are working together to reduce tobacco use in Alberta (www.smokefreealberta.com).

Thank you for considering our request.

Sincerely,

CAMPAIGN FOR A
SMOKE-FREE ALBERTA 

Select Outdoor Smoking Restrictions: Smoke-Free Parks and Playgrounds

Action on Smoking & Health (ASH) • Canadian Cancer Society, Alberta/NWT Division •
Heart and Stroke Foundation of Alberta, NWT and Nunavut • The Lung Association – Alberta/NWT •
• Alberta Public Health Association • Alberta Health Services •
Alberta Policy Coalition for Cancer Prevention

Smoke-free Parks and Playgrounds



Parks and playgrounds are common places for everyone to access and enjoy. They are important spaces for children to participate in healthy and enjoyable outdoor activities. These spaces belong to everyone and everyone has the right to enjoy them safely.

Parks and playgrounds generally have rules and restrictions to enhance public safety and enjoyment. Across Canada and around the world, policies are being enacted to restrict or ban smoking in outdoor environments where the public may gather, especially in spaces that are frequented by children such as parks, areas around playgrounds, sports fields and public events. These policies are consistent with other outdoor smoking restrictions such as smoke-free policies for school properties. Most smokers and non-smokers agree, smoking and children do not mix¹ – and it makes sense to have policies that protect children from exposure to tobacco use.

Implementing smoking restrictions in select outdoor areas creates positive health messaging and modelling and helps decrease youth uptake of tobacco by reducing youth exposure to adult smoking. Other benefits include reducing exposure to secondhand tobacco smoke and reducing smoking related litter, which can be harmful to the environment.

Alberta municipalities have illustrated tremendous leadership on issues related to public health and safety and continue to do so by supporting measures that focus on chronic disease and cancer prevention. Implementing smoking restrictions in select outdoor areas will illustrate how municipalities continue to lead the way.

This brief provides background information on the health effects of exposure to secondhand tobacco smoke outdoors, the impact of outdoor smoking on the environment, how adult smoking behaviours influence youth uptake of tobacco and information on public support and policy implementation and enforcement. The brief concludes with specific policy recommendations.

Protecting Public Health:

Secondhand tobacco smoke is a major, preventable contributor to acute and chronic adverse health outcomes that affect all Albertans. There is no risk-free level of exposure to secondhand tobacco smoke² and children are especially sensitive to the respiratory effects of secondhand tobacco smoke, even outdoors.³

1. Kennedy, R.D., Fong, G.T., Thompson, M.E., Kaufman, P.K., Ferrence, R., Schwartz, R., "Evaluation of a Comprehensive Outdoor Smoking Bylaw - A Longitudinal Study of Smokers and Non-Smokers in the Canadian City of Woodstock", poster presentation 6th National Conference on Tobacco or Health, November 2009.

2. US Department of Health and Human Services. "The Health Consequences of Involuntary Exposure to Tobacco Smoke: A Report of the Surgeon General". Washington: US Department of Health and Human Services, 2006.
<http://www.surgeongeneral.gov/library/secondhandsmoke/report/index.html>.

3. California Environmental Protection Agency. "Proposed Identification of Environmental Tobacco Smoke as Toxic Air Contaminant". P. ES- 15

Smoke-free Parks and Playgrounds



Some people believe that exposure to secondhand tobacco smoke outdoors poses no health risk because the smoke quickly dissipates. This belief is **NOT** supported by scientific research. Tobacco smoke pollution outdoors is determined by the density and distribution of smokers, wind velocity (direction and speed) and the stability of the atmosphere. High smoker density, low wind velocities, and stable atmospheric conditions produce high secondhand tobacco smoke concentrations that can equal levels found indoors.⁴ Being within a few feet of a person who uses cigarettes outdoors may expose you to secondhand tobacco smoke levels equal to those measured in homes and bars where smoking is allowed.⁵ When there is a breeze, cigarette smoke will spread in various directions, and will expose non-smokers down-wind.⁶ Generally the smoke from a single cigarette can be detected between 7-10 metres (25-30 feet approximately) away. This measurement easily encompasses the area/distance between people at a crowded beach, park or playground.

Scientific support for outdoor bans is based on evidence including the *2006 Surgeon Generals Report and the California Environmental Protection Agency's Air Resources Board Report* declaring secondhand smoke to be a Toxic Air Contaminant.⁷

Protecting the Environment:

Over 4.5 trillion cigarettes are discarded worldwide each year and are the most littered item in the world.⁸ Composed of cellulose acetate, a form of plastic, cigarette butts can persist in the environment for years. The plastic package wrapper and cigarette butts do not biodegrade; they only break down into smaller components.⁹ The distinction is important as wrappers and cigarette butts end up as a plastic residue that contaminates ecosystems for decades. This is unlike biodegradable material, such as plant or animal matter, which is neutralized by enzymes or sunlight. In other words, cigarette butts are an increasing and ongoing threat to the health and natural beauty of our green spaces, parks and other outdoor areas.¹⁰

Prohibiting smoking in outdoor locations would dramatically reduce the number of discarded cigarette butts. The City of Edmonton's 2010 litter audit found that smoking related litter was the largest identifiable sub-category of litter: 10.4% of all large litter and 46.9% of all small litter in 2010. Smoking related litter has increased proportionately since 2007. However, actual counts of cigarette butts have decreased thanks to the 2009 Cigarette Butt Litter Reduction Campaign.¹¹ Restricting smoking in select outdoor areas would likely equal even greater decreases in smoking related litter in Edmonton parks.

4. Repace J. "Benefits of smoke-free regulations in outdoor settings: beaches, golf courses, parks, patios, and in motor vehicles". William Mitchell Law Review. 2008; 34:1624

5. Canadian Council for Tobacco Control, "Fact sheet on Second-hand Smoke and Outdoor Places".

6. Repace, J. 2000. "Banning outdoor smoking is scientifically justifiable". Tobacco Control, 9, 98.

7. Repace J. "Benefits of smoke-free regulations in outdoor settings: beaches, golf courses, parks, patios, and in motor vehicles". William Mitchell Law Review. 2008; 34:1624

8. "Facts," Cigarette Litter, <http://www.cigarettelitter.org/index.asp?PageName=Home>.

9. Thomas E. Novotny, Kristen Lum, Elizabeth Smith, Vivian Wang and Richard Barnes, "Cigarettes Butts and the Case for an Environmental Policy on Hazardous Cigarette Waste," *International Journal of Environmental Research and Public Health*, no. 1660-4601 (2009): 1694.

10. Thomas E. Novotny, Kristen Lum, Elizabeth Smith, Vivian Wang and Richard Barnes, "Cigarettes Butts and the Case for an Environmental Policy on Hazardous Cigarette Waste," *International Journal of Environmental Research and Public Health*, no. 1660-4601 (2009): 1694.

11. City of Edmonton. (2010) "The City of Edmonton Litter Audit 2010".

Smoke-free Parks and Playgrounds



The Great Canadian Shore Cleanup reports that in 2009, tobacco related litter accounted for 37.8% of all litter collected. In total, over 407,000 tobacco related items were picked up across Canada, increasing from 2008. Cigarette filters (butts), cigar tips and tobacco packaging all made the top 12 list of most littered items. Keeping with the trend, cigarette filters topped this list again, as the number one littered item in the nation.¹²

Reduced tobacco-related litter will cut municipal clean-up costs and free up taxpayers' dollars for more worthwhile initiatives. But cleaning up the litter is not the only problem. More importantly, tobacco litter is also a health hazard for children and wildlife. In the US, over 8000 potential toxic exposures are reported every year due to the ingestion of tobacco products by children.¹³ In addition, fish, birds and small animals often swallow discarded butts, resulting in nicotine poisoning, malnutrition, starvation and even death.

Positive Modelling and Health Messaging:

In addition to protecting non-smokers from exposure to secondhand tobacco smoke and helping smokers quit or reduce their usage, smoking restrictions also influence change in social norms regarding the acceptability of tobacco use.¹⁴ Smoke-free policies help challenge the perception that tobacco use is normal adult behaviour. This in turn, can have a positive affect on youth.¹⁵ A recent study demonstrated that when parents provide a smoke-free home and vehicle, their children are less likely to use tobacco in the future.¹⁶

Non-smoking policies, indoors and out, help limit youth exposure to adult smoking behaviour. Limiting this exposure reinforces the message that smoking is not normal and decreases the likelihood that youth will initiate this habit. Since the majority of smokers start before the age of 18, this measure may support reductions in youth uptake of tobacco use and improve overall public health.

Increases the motivation for smokers to quit or cut back:

Smoke-free public spaces also provide a supportive environment for people who wish to stop smoking. Research has demonstrated that when smoking bans have been implemented many smokers have chosen to cut back or quit smoking entirely.¹⁷

12. "Facts & Figures," Great Canadian Shore Clean Up, <http://shorelinecleanup.ca/>. (2009)

13. Bronstein AC, Spyker DA, Cantilena Jr LR, Green JL, Rumack BH, Giffin SL. (2009) "2008 Annual Report of the American Association of Poison Control Centers' National Poison Data System (NPDS): 26th Annual Report". Clinical Toxicology, (2009) 47, 911-1084. <http://www.aapcc.org/dnn/Portals/0/2008annualreport.pdf>.

14. U.S. Dept. of Health and Human Services, Centers for Disease Control and Prevention, Coordinating Center for Health Promotion, National Center for Chronic Disease Prevention and Health Promotion, Office on Smoking and Health "The health consequences of involuntary exposure to tobacco smoke : a report of the Surgeon General". Pgs 633-634, 2006.

15. Task Force on Community Preventive Services. Tobacco. "The Guide to Community Preventive Services: What Works to Promote Health?", Oxford University Press; pg 48, 2005.

16. A B Albers, L Blener, M Siegel, D M Cheng, N A Rigotti. "Impact of parental home smoking policies on policy choices of independently living young adults" *Tob Control* 2009;18:245-248 January 2009

17. Statistics Canada (2007) "Smoking Bans: Influence on Prevalence". Shields M in Health Reports, vol 18 no 3, Aug 22, 2007. <http://www.statcan.gc.ca/pub/82-003-x/2006008/article/10306-eng.htm>.

Smoke-free Parks and Playgrounds



Support for Smoking Restrictions in Select Outdoor Areas:

Support for smoke-free outdoor spaces has been increasing among non-smokers and smokers alike, with the highest support for areas where children play, such as parks and recreational fields.¹⁸ When smoking restrictions are implemented in parks and playgrounds, evidence shows that both non-smokers and most smokers support the policy. Policies that restrict smoking do not impact smokers' use of parks.¹⁹

In Alberta, the most recent survey indicated that 69% of Albertans and 70% of Alberta Decision Makers support a ban on smoking in all public outdoor spaces.²⁰

The Alberta Recreation & Parks Association supports restricting smoking in select outdoor areas. The Association passed a resolution in November 2010 that indicates ARPA's support for policy measures that create smoke-free parks and playgrounds in Alberta.²¹

Where smoke-free policies have been implemented in parks, there has been great success and strong support among citizens and the parks and recreation staff:

- A Woodstock Ontario survey found 84% of smokers in the city said that the smoke-free parks bylaw was good for their children's health.²²
- In 2009, the Vancouver Parks Board conducted a survey to assess public opinion on a number of outdoor smoking restrictions. The results showed that 75% of people favoured smoke-free beaches and 88% supported smoke-free playgrounds. A majority of respondents also supported smoke-free playing fields, trails and parks. Furthermore, 74% of respondents felt it was the responsibility of the Parks Board, in other words the government, to be a leader in providing "smoke-free" outdoor air.²³
- In Minnesota, 90% of park directors in parks with tobacco-free policies stated that they would recommend a tobacco-free park policy to other communities.²⁴
- In Minnesota, 88% of park directors in parks with tobacco-free policies said that it was not at all difficult or not very difficult to establish a tobacco-free park.²⁵

18. Thomson, George, Nick Wilson and Richard Edwards. "At the frontier of tobacco control: A brief review of public attitudes toward smoke-free outdoor places". *Nicotine and Tobacco Research*. June 2009; 11 (6): 589

19. Kennedy, R.D., Fong, G.T., Thompson, M.E., Kaufman, P.K., Ferrence, R., Schwartz, R., "Evaluation of a Comprehensive Outdoor Smoking Bylaw - A Longitudinal Study of Smokers and Non-Smokers in the Canadian City of Woodstock", poster presentation 6th National Conference on Tobacco or Health, November 2009.

20. Alberta Policy Coalition for Cancer Prevention. "Alberta Survey of Knowledge, Attitudes & Beliefs." 2010

21. Alberta Recreation & Parks Association. "Smoke-Free Parks & Playgrounds Resolution". 2010

22. Kennedy, R.D., Fong, G.T., Thompson, M.E., Kaufman, P.K., Ferrence, R., Schwartz, R., "Evaluation of a Comprehensive Outdoor Smoking Bylaw - A Longitudinal Study of Smokers and Non-Smokers in the Canadian City of Woodstock", poster presentation 6th National Conference on Tobacco or Health, November 2009.

23. Stanley District, Vancouver Board of Parks and Recreation, "No Smoking Policy for Vancouver Parks & Beaches", Policy Recommendation April 8, 2010

24. Klein, Elizabeth G, Jean L. Forster, Brittany McFadden and Corliss W. Outley. "Minnesota tobacco-free park policies: Attitudes of the general public and park officials". *Nicotine and Tobacco Research*. January 2007; 1 (S1):S53

25. *Ibid.*

Smoke-free Parks and Playgrounds



- Another survey which assessed the effectiveness of a smoke free outdoor spaces bylaw in Bridgewater Nova Scotia found that 86% of smokers were aware of and complied with the bylaw. 12% of current smokers were trying to quit because of the bylaw.²⁶

Other Jurisdictions:

Several municipalities in Canada and around world have implemented some form of outdoor smoking regulation. In Alberta, the City of Lethbridge has implemented a bylaw that restricts smoking in municipal playgrounds. Across Canada, there are approximately 34 municipalities who have adopted smoke-free outdoor bylaws. This includes Vancouver, which recently voted to ban smoking in city parks and beaches, and Halifax, which now prohibits smoking at approximately 480 outdoor venues.

Enforcement:

Many jurisdictions throughout Canada and around the world have successfully implemented outdoor smoking bans. Studies of some existing bylaws demonstrate that enforcement has not been difficult and compliance is not an issue.^{27,28,29} In fact, smoke-free outdoor legislation is, by and large, self-enforcing. A combination of active enforcement, adequate signage and public education, compliance is mostly achieved through the public's own efforts. Once signs are posted prohibiting smoking, members of the public are more comfortable asking nearby smokers to properly dispose of their cigarettes.

Key Provisions for Inclusion in a Bylaw:

There are a number of provisions to be included in a bylaw that will make enforcement easier, support compliance and make restrictions more comprehensive. The Campaign for a Smoke-Free Alberta purposes the following:

- Define outdoor areas, such as areas used for public enjoyment, particularly where children and youth gather. Including but not limited to municipal parks, playgrounds, public venues, outdoor swimming areas (such as wading pools), sports fields, and outdoor public events (e.g. festivals and fairs).
- A broad definition of "smoking" will allow regulation of use of various combustible tobacco products and of combustible substances other than tobacco.
- Buffer zones should be clearly defined and should be the same for all venues. Note: Buffer zones range from 5 to 30 metres.

26. Thinkwell Research, Report, "Smoke Free Nova Scotia: Bridgewater Smoke Free Spaces Survey," April 7, 2010.

27. Klein, Elizabeth G, Jean L. Forster, Brittany McFadden and Corliss W. Outley. "Minnesota tobacco-free park policies: Attitudes of the general public and park officials". Nicotine and Tobacco Research. January 2007; 1 (S1):S53

28. Kennedy, R.D., Fong, G.T., Thompson, M.E., Kaufman, P.K., Ferrence, R., Schwartz, R., "Evaluation of a Comprehensive Outdoor Smoking Bylaw - A Longitudinal Study of Smokers and Non-Smokers in the Canadian City of Woodstock", poster presentation 6th National Conference on Tobacco or Health, November 2009.

29. Thinkwell Research. (2010) "Smoke free Nova Scotia Bridgewater smoke free spaces survey". Accessed at <http://www.smokefreens.ca/current-initiatives/outdoor-spaces-resources>

Smoke-free Parks and Playgrounds

- The bylaw should specific signage requirements. Signage is important. Durable signs placed at the specified distance will reduce confusion among members of the public and help achieve greater compliance.
- Maximum fines should be posted on all signs.

Policy Recommendations:

The Campaign for a Smoke-Free Alberta believes that implementing smoking restrictions in select outdoor areas, particularly where children and youth congregate, will help create positive modelling and health messaging and reduce youth uptake of tobacco. Such restrictions will also help decrease the impact of smoking related litter on the environment and will reduce exposure to secondhand tobacco smoke outdoors.

In an effort to reduce the negative impact of outdoor smoking the Campaign for a Smoke-Free Alberta recommends that municipalities pass a bylaw to restrict smoking in select outdoor areas, particularly where children and youth congregate. The Campaign for a Smoke-Free Alberta recommends the following three-year phase-in period for a bylaw:

Year 1: Youth-oriented outdoor areas

- Playgrounds, sports fields, pools, rinks, and other outdoor recreation facilities

Year 2: Outdoor areas frequented by youth

- Fairs, markets, festivals, concerts, attractions

Year 3: Outdoor areas accessible to youth

- Parks, trails, recreation areas, green spaces

The Campaign for a Smoke-Free Alberta is a coalition of prominent health organizations that are working together to reduce tobacco use in Alberta.

From:]
Sent: July 04, 2012 11:57 AM
To: MayorMailbox
Cc: Buck Buchanan; Frank Wong; Tara Veer; Chris Stephan
Subject: Smoking in public

I am still amazed that the city of Red Deer still allows people to smoke at play grounds and places like the farmers market. City hall brags about Red Deer being such a progressive city. It is time you quit worrying about providing a nice downtown area for the black hoody types and start doing something for the TAXPAYERS and their children! I am not talking about putting up a few signs around parks and not enforcing it like the joke of not smoking within so many meters of doorways and the hospital grounds. Make a law and have the commisionairs , bylaw enforcement and police enforce it. I understand you are making a decision on this on July 16.

I will be watching how you vote.

Dear Red Deer Council,

My name is . I am a first time mother of one year old wonderful boy and a new resident of Canada (as of three years).

I have spent my life living in Sofia, Cambridge, London, Copenhagen and Rome. I smoked from an early age, because – everyone was doing it, because cigarettes were easily available and because no one was making an effort to help young children not smoke, nor to enforce anything against smoking. Well things are changing slowly in Rome. But it is very difficult to enforce something where people's mentality works the opposite way and is fighting against it. It is easy to disobey a habit which smokers find difficult to control and because the tobacco industry is a money making machine, not thinking about anything else but profits.

When I moved to Canada and decided to have a child I stopped this useless and harmful habit, and not a day passed by that I am not happy and grateful that I quit smoking.

Having a toddler means a lot of activity indoors and outdoors when weather permitting. That exactly was our lifestyle once my boy started walking. What was my surprise when we went to the children playground at Rotary Park and the playground at Bower ponds? A Mother, grandfathers or friends of parents smoking right at the playground and throwing the cigarettes butts on the ground, so our children (and theirs) can play with. And children running around, playing, enjoying childhood (subconsciously) were breathing in someone else's smoke. Those children had no idea where this smoke was coming from. At the age of 1 to 5 years old, they still do not know how to protect themselves. And furthermore how to protect themselves from other people's smoke? It is common knowledge that it is the parents and the community's responsibility to look after and take care for the children at that early age.

And this community is not giving a darn about what is happening with the lungs of these children, who will grow up one day to be the people looking after us. When We get old and are not able to look after ourselves. And imagine how "great" we will feel when taken to the park for a walk and having to breath in their smoke when they are around us, and we have very weak lungs (and not only). Because this is the example they have seen while growing up and playing at the playgrounds and outside. Because most mothers will tell you that the principle of "Monkey see, monkey do" works with all those little guys.

I would like to ask WHY? And who gives these people permission to poison my child's health, your grandchildren's health, your nieces and nephews? Why wouldn't they step away, 15-20-30 meters away and smoke those cigarettes if it is so urgent and necessary for their survival? Why smoke at the playground?

Well I am assuming, because we cannot only rely on people's common sense, that it is not nice to smoke around children. Some people DO NOT CARE. And for those people there should be a bylaw prohibiting them to smoke around other people's children.

When I arrived in Canada I was struck by how many civil rights the Canadian citizens have and the responsibilities they obeyed without the smallest complaint. I asked myself why it is that difference between Canada and old Europe. And I came to the conclusion that law is being enforced strongly and because the civil society is really working and contribution to the social system and community life with all its responsibilities and rights.

I ask of you to change the bylaw in favor of those little children playing outside on the designated areas for them, called playgrounds and prohibit smoking there.

I will ask more people to join my initiative, as I highly believe that by restricting smoking at children's playgrounds, you will not only protect our children, but also help smokers cut down, while taking their children to exercise and breath in fresh air.

p.s Please find attached:

1. An article from Edmonton Journal City's ban on smoking near playgrounds, skate parks becomes official BY GORDON KENT, EDMONTONJOURNAL.COM APRIL 4, 2012

<http://www.edmontonjournal.com/news/partner/shell/Natural+growing+part+Shell+business/3092510/Gallery+Reader+photos/950456/www.driving.ca/microsites/autoshow/tokyo/www.driving.ca/City+smoking+near+playgrounds+skate+parks+becomes+official/6410428/story.html>

2. A picture (my suggestion for ashtrays if you do not change the bylaw and prohibit smoking at children's playgrounds). It is a good idea how the ashtrays can look like at the children's playgrounds, so they will see what it is to smoke.



Thank you all for your time reading this. I hope you will take into consideration what I have written to you, and I truly hope more parents will join my initiative.

Have a good day,

Regards,

6/27/12

City's ban on smoking near playgrounds, skate parks becomes official

City's ban on smoking near playgrounds, skate parks becomes official

BY GORDON KENT, EDMONTONJOURNAL.COM APRIL 4, 2012



Edmonton's ban on smoking around playgrounds and sports fields finally passed Wednesday after being delayed three weeks by a procedural move.

Photograph by: CARL COURT, BLOOMBERG

EDMONTON - Edmonton's ban on smoking around playgrounds and sports fields finally passed Wednesday after being delayed three weeks by a procedural move.

The bylaw amendment levies a \$250 fine for anyone caught smoking within 10 metres of playgrounds, playing fields, skate parks and spray parks.

The new rule is intended to protect the health of children and reduce the number of role models they might see lighting up, in hopes they themselves won't take up the habit. It gives Edmonton the toughest outdoor smoking restrictions in Alberta.

It was scheduled to be passed in March, but Coun. Kerry Diotte, the only opponent of the scheme, refused the unanimous permission required to give the bylaw third and final reading in one city council session.

6/27/12

City's ban on smoking near playgrounds, skate parks becomes official

The city intends to roll out a \$75,000 publicity campaign to tell people about the regulations.

Bylaw officers won't respond to calls about violations because offenders will likely finish puffing before anyone arrives, but they will patrol areas if there are repeated complaints.

gkent@edmontonjournal.com

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Strike Through & Highlighted Copy of Current Smoke Free Bylaw 3345/2005

BYLAW NO. 3345/2005

Being a bylaw of the City of Red Deer in the Province of Alberta respecting smoke free public places and workplaces.

WHEREAS the Council of The City of Red Deer has the authority to pass bylaws respecting:

- a) the safety, health and welfare of people and the protection of people and property;
- b) people, activities and things in, on or near a public place or place that is open to the public;
- c) businesses, business activities and persons engaged in business;

AND WHEREAS it has been determined that second hand smoke (exhaled smoke and the smoke from idling cigarettes, cigars and pipes) is a health hazard or discomfort for many persons.

AND WHEREAS Council deems it expedient and appropriate to limit the effects of second hand ~~tobacco~~ smoke for residents of and visitors to the City of Red Deer.

AND WHEREAS Council deems it appropriate to limit the exposure that children and youth have to Smoking in public places.

COUNCIL OF THE CITY OF RED DEER ENACTS AS FOLLOWS:

Short Title

1. This bylaw may be cited as the "Smoke Free Bylaw."

Definitions

2. In this Bylaw, the following terms shall have the meanings shown:
 - (a) ¹"Bingo Establishment" means any premises for which the Province of Alberta has issued a bingo license under the *Gaming and Liquor Act*.
 - (b) "Casino" means any premises for which the Province of Alberta has issued a casino license under the Gaming and Liquor Act.
 - (c) "City" means the City of Red Deer.

¹ 3345/A-2006

- (d) "Drinking Establishment " means a business the primary purpose of which is the sale of alcoholic beverages for consumption on the premises and the secondary purposes of which may include entertainment, dancing, music, the preparation and sale of food for consumption on the premises, take-out food services and the sale of alcoholic beverages for consumption away from the premises.
- (e) "Grandstand" means an open air seating facility primarily but not exclusively limited to use in watching sporting events.
- (f) "Offence Ticket" means a municipal ticket issued by the City allowing for the voluntary payment of a specified fine established by this Bylaw.
- (g) "Outdoor Public Event" means outdoor market, festival or concert.
- (h) "Patio" means an outdoor area also known as a deck, terrace or rooftop, whether enclosed or not, that is open to the public or to which the public is customarily admitted or invited that is operated as part of a Restaurant or Drinking Establishment, but does not include an outdoor area or structure made available by a Restaurant or Drinking Establishment if:
 - (i) there is no seating of any kind provided in the area or on the structure,
 - (ii) there is no service of any kind provided in the area or on the structure; and
 - (iii) there is no food or drink permitted in the area or on the structure at any time.
- (i) "Playground" means a structure or collection of structures designated and intended for recreational use by children and, where mounted in a distinct material such as sand, gravel, or wood chips, includes the material in which those structures are mounted
- (j) "Private Club" means an enclosed place or premises that operates primarily for the benefit and pleasure of the members of a non-profit corporation, service club or branch of the Royal Canadian Legion.

- (k) ²“Private Living Accommodation” means an area of a building used as a residence and includes a hotel or motel room while it is occupied by a guest.
- (l) “Proprietor” means the owner, operator, manager or any other person in charge or in control of a place or premises and includes:
 - (i) a person who is in charge of the place or premises at any particular time;
 - (ii) the owner or driver of a taxi-cab;
 - (iii) the owner or driver of a public bus or other form of public transportation;
 - (iv) the owner or driver of a school bus; and
 - (v) the Board of Trustees of a school, college or hospital.
- (m) “Public Building” means an enclosed or substantially enclosed building or structure to which the public is customarily admitted or invited. Without limiting the generality of the forgoing, public building includes bus shelters.
- (n) “Public Transportation Vehicle” means any vehicle used for the transportation of people upon the payment of a fee.
- (o) “Restaurant” means an enclosed place or premises the primary purpose of which is the preparation and sale of food for consumption on the premises, and the secondary purpose of which may include the sale of alcohol or non alcohol beverages, take out food services and catering. A Restaurant does not include a Drinking Establishment but does include any premises in respect of which a “Class A” Liquor License has been issued and where minors are not prohibited by the terms of the license.
- (p) “Sidewalk Café” means an outdoor area, located on a public sidewalk, to which the public is invited or permitted access and which abuts and is operated as part of a Restaurant.
- (q) “Seasonal Skating Rink” mean an outdoor ice surface on which members of the public are permitted to skate, whether on payment

² 3345/A-2006

of any fee or not, and includes public lakes, ponds, and outdoor rinks with boards or other ice support infrastructure

- (r) "Skate Park" means an area designated and intended specifically for the use of skateboards, in-line skates, or similar devices
- (s) "Sports Field" means an outdoor area designed and intended for use in a specific sporting event and includes soccer fields, baseball diamonds, tennis courts, and similar areas does not include golf courses
- (t) ~~"Smoke" means to smoke, hold or otherwise have control over an ignited tobacco product including, but not limited to, cigarettes, cigars and pipes.~~
 replace with:
 "Smoke" or "Smoking" means to inhale, exhale, burn, carry or have control over a lighted cigarette, cigar, pipe, hooka pipe, or other lighted smoking implement designed to burn tobacco or any other weed or substance for the purpose of inhaling or tasting of its smoke.
- (u) "Violation Ticket" means a violation ticket as defined in the Provincial Offences Procedure Act
- (v) "Water Spray Park" means a structure or collection of structures that spray or release water which is designed and intended for recreation use
- (w) ³"Work Place" means all or any part of a building, structure or other enclosed area in which employees perform the duties of their employment, whether or not members of the public have access to the building, structure or area as of right or by express or implied invitation, and includes reception areas, corridors, lobbies, stairwells, elevators, escalators, eating areas, washrooms, lounges, storage areas, laundry rooms, enclosed parking garages and work vehicles.

Purpose

2.1 The p

Regulation of Smoking

- 3. No person shall smoke ~~tobacco~~ in any indoor place to which the public is ordinarily invited or permitted to attend or in any of the following places:
 Bingo Establishment
 Casino

³ 3345/A-2006

Drinking Establishment
Grandstand
Patio
Private Club
Public Building
Public Transportation Vehicle
Restaurant
Sidewalk Cafe
Work Place

No person shall smoke within ten metres of a playground, seasonal skating rink, skate park, sports field, water spray park or outdoor public event.

- 3.1⁴ For greater certainty, no designated smoking area as described in Section 5 of the Tobacco Reduction Act, SA 2005, CH. T-3.8 is permitted in any of the places listed in Section 3 of this bylaw.
- 3.2⁵ Notwithstanding anything contained in this bylaw, the prohibitions set out in Section 3 do not apply to any Private Living Accommodation.
4. (1) No Proprietor of a place where smoking is prohibited by Section 3 shall permit smoking in that place.
- (2) A Proprietor who takes the following steps or ensures that the following steps are taken shall be deemed to have complied with the obligation described in Section 4(1):
- (a) advise a smoker that smoking is not allowed and request the smoker to put out any lit tobacco;
 - (b) ask any smoker who refuses to comply with such a request to leave the premises;
 - (c) refuse to provide any further service to such person; and
 - (d) immediately report to the RCMP any smoker who refuses to put out lit tobacco and to leave the premises when requested to do so.
5. No Proprietor of a place where smoking is prohibited by this bylaw shall permit ashtrays to be placed or to remain in that place.

⁴ 3345/A-2006, 3345/A-2010

⁵ 3345/A-2006

Nothing in this bylaw affects the rights of Aboriginal people respecting traditional Aboriginal spiritual or cultural practices or ceremonies.

Signs required

6. (1) Every Proprietor of a place or premises mentioned in Section 3 shall ensure that signs prohibiting smoking are posted in proximity to all of the public entrances to such place. Such signs shall be in general conformity with the form specified in Schedule "A".
- (2) Where there is no public entrance to a place or premises mentioned in Section 3, signs prohibiting smoking shall be posted in a prominent location on or near the premises in such manner as to be readily visible to any member of the public using such place or premises.
7. No person shall remove, alter, conceal, deface or destroy any sign posted pursuant to this bylaw.

Inspections

8. For the purpose of determining if the provisions of this Bylaw are being complied with, a City Bylaw Enforcement Officer or a member of the RCMP is a designated officer for the purposes of section 542 of the *Municipal Government Act* of Alberta and may inspect such places or premises at all reasonable times.

Enforcement

9. Any person who contravenes a provision of this Bylaw is guilty of an offence and is liable upon conviction:
 - a) for a first offence, to a fine of \$200.00; and
 - b) for a second or subsequent offence, to a fine of not less than \$200.00 and not more than \$2,500.00.
10. An individual who is convicted of an offence shall also be liable, in default of payment of any fine, to imprisonment for up to six months
11. Each day that an offence continues shall constitute a separate offence.
12. Where a Bylaw Enforcement Officer or a member of the RCMP has reason to believe that a person has contravened any provision of this Bylaw, he or she may serve upon such person:
 - (a) an Offence Ticket allowing payment to the City of the specified fine set out in Section 9 (a), which payment shall be accepted by the City in lieu of prosecution for the offence; or

- (b) for a first offence, a Violation Ticket requiring a person to appear in Court with the alternative of making a voluntary payment; or
 - (c) for a second or subsequent offence, a Violation Ticket requiring a person to appear in Court without the alternative of making a voluntary payment.
13. If a Violation Ticket containing a specified penalty is issued to a person for a breach of this bylaw, the person may make a voluntary payment equal to the specified fine by delivering the Violation Ticket and the specified fine to the Provincial Court Office specified on the Violation Ticket within the required time. In that event, the voluntary payment will be accepted as a guilty plea and no court appearance is required.

Severability

14. Should any provision of this bylaw be found to be invalid it is the intention of Council for the City that such invalid portion be severed and that the remainder of the bylaw be given full force and effect.

Effective Date

15. This bylaw shall come into effect on June 1, 2006 and Bylaw 3286/2001, The Smoking Bylaw, is repealed as of June 1, 2006.

READ A FIRST TIME IN OPEN COUNCIL this 24th day of May 2005.

READ A SECOND TIME IN OPEN COUNCIL this 24th day of May 2005.

READ A THIRD TIME IN OPEN COUNCIL this 20th day of June 2005.

AND SIGNED BY THE MAYOR AND CITY CLERK this 20th day of June 2005.

“Morris Flewwelling”

MAYOR

“Kelly Kloss”

CITY CLERK

SCHEDULE "A"



NO SMOKING
THE CITY OF RED DEER

BYLAW NO. 3345/A-2012

Being a Bylaw to amend Bylaw No. 3345/2005 Smoke Free Bylaw of the City of Red Deer.

COUNCIL OF THE CITY OF RED DEER, ALBERTA, ENACTS AS FOLLOWS:

Bylaw No. 3345/2005 is hereby amended as follows:

1. Delete the third WHEREAS statement and replace with the following:
AND WHEREAS Council deems it expedient and appropriate to limit the effects of second hand smoke for residents of and visitors to the City of Red Deer.
2. Add the following preamble statement:
AND WHEREAS Council deems it appropriate to limit the exposure that children and youth have to Smoking in public places.
3. Section 2 is deleted in its entirety and replaced with the following new Section 2: :
 2. In this Bylaw, the following terms shall have the meanings shown:
 - (a) "Bingo Establishment" means any premises for which the Province of Alberta has issued a bingo license under the *Gaming and Liquor Act*.
 - (b) "Casino" means any premises for which the Province of Alberta has issued a casino license under the Gaming and Liquor Act.
 - (c) "City" means the City of Red Deer.
 - (d) "Drinking Establishment " means a business the primary purpose of which is the sale of alcoholic beverages for consumption on the premises and the secondary purposes of which may include entertainment, dancing, music, the preparation and sale of food for consumption on the premises, take-out food services and the sale of alcoholic beverages for consumption away from the premises.
 - (e) "Grandstand" means an open air seating facility primarily but not exclusively limited to use in watching sporting events.
 - (f) "Offence Ticket" means a municipal ticket issued by the City allowing for the voluntary payment of a specified fine established by this Bylaw.
 - (g) "Outdoor Public Event" means outdoor market, festival or concert.

- (h)) "Patio" means an outdoor area also known as a deck, terrace or rooftop, whether enclosed or not, that is open to the public or to which the public is customarily admitted or invited that is operated as part of a Restaurant or Drinking Establishment, but does not include an outdoor area or structure made available by a Restaurant or Drinking Establishment if:
 - (i) there is no seating of any kind provided in the area or on the structure,
 - (ii) there is no service of any kind provided in the area or on the structure; and
 - (iii) there is no food or drink permitted in the area or on the structure at any time.
- (i) "Playground" means a structure or collection of structures designated and intended for recreational use by children and, where mounted in a distinct material such as sand, gravel, or wood chips, includes the material in which those structures are mounted
- (j) "Private Club" means an enclosed place or premises that operates primarily for the benefit and pleasure of the members of a non-profit corporation, service club or branch of the Royal Canadian Legion.
- (k) "Private Living Accommodation" means an area of a building used as a residence and includes a hotel or motel room while it is occupied by a guest.
- (l) "Proprietor" means the owner, operator, manager or any other person in charge or in control of a place or premises and includes:
 - (i) a person who is in charge of the place or premises at any particular time;
 - (ii) the owner or driver of a taxi-cab;
 - (iii) the owner or driver of a public bus or other form of public transportation;
 - (iv) the owner or driver of a school bus; and
 - (v) the Board of Trustees of a school, college or hospital.

- (m) "Public Building" means an enclosed or substantially enclosed building or structure to which the public is customarily admitted or invited. Without limiting the generality of the forgoing, public building includes bus shelters.
- (n) "Public Transportation Vehicle" means any vehicle used for the transportation of people upon the payment of a fee.
- (o) "Restaurant" means an enclosed place or premises the primary purpose of which is the preparation and sale of food for consumption on the premises, and the secondary purpose of which may include the sale of alcohol or non alcohol beverages, take out food services and catering. A Restaurant does not include a Drinking Establishment but does include any premises in respect of which a "Class A" Liquor License has been issued and where minors are not prohibited by the terms of the license.
- (p) "Sidewalk Café" means an outdoor area, located on a public sidewalk, to which the public is invited or permitted access and which abuts and is operated as part of a Restaurant.
- (q) "Seasonal Skating Rink" mean an outdoor ice surface on which members of the public are permitted to skate, whether on payment of any fee or not, and includes public lakes, ponds, and outdoor rinks with boards or other ice support infrastructure
- (r) "Skate Park" means an area designated and intended specifically for the use of skateboards, in-line skates, or similar devices
- (s) "Sports Field" means an outdoor area designed and intended for use in a specific sporting event and includes soccer fields, baseball diamonds, tennis courts, and similar areas does not include golf courses
- (t) "Smoke" or "Smoking" means to inhale, exhale, burn, or have control over a lighted cigarette, cigar, pipe, hooka pipe, or other lighted smoking implement designed to burn or heat tobacco or any other weed or substance for the purpose of inhaling or tasting of its smoke.
- (u) "Violation Ticket" means a violation ticket as defined in the Provincial Offences Procedure Act
- (v) "Water Spray Park" means a structure or collection of structures that spray or release water which is designed and intended for recreation use
- (w) "Work Place" means all or any part of a building, structure or other enclosed area in which employees perform the duties of their employment, whether or not members of the public have access to the building, structure or area as of right or by express or implied invitation, and

includes reception areas, corridors, lobbies, stairwells, elevators, escalators, eating areas, washrooms, lounges, storage areas, laundry rooms, enclosed parking garages and work vehicles.

4. Add section 2.1 Purpose
The purpose of this bylaw is to regulate Smoking in public places in order to promote the safe, enjoyable and reasonable use of such property for the benefit of all citizens
5. Add Section 3.3

3.3 No person shall smoke within ten metres of a playground, seasonal skating rink, skate park, sports field, water spray park or outdoor public event.
6. Add Section 5.1

5.1 Nothing in this bylaw affects the rights of Aboriginal people respecting traditional Aboriginal spiritual or cultural practices or ceremonies.
7. In all other respects, Bylaw No. 3345/2005 is hereby ratified and confirmed.

READ A FIRST TIME IN OPEN COUNCIL this day of 2012

READ A SECOND TIME IN OPEN COUNCIL this day of 2013

READ A THIRD TIME IN OPEN COUNCIL this day of 2013

AND SIGNED BY THE MAYOR AND CLERK this day of 2013

MAYOR

CITY CLERK

FILE COPY



LEGISLATIVE SERVICES

December 14, 2012

Les Hagen, Executive Director
Action on Smoking & Health (ASH)
Box 4500, Station S
Edmonton, AB T6E 6K2

Dear Mr. Hagen;

**Re: Council Decision – December 10, 2012
Smoke Free Bylaw Amendment 3345/A-2012**

The following resolution was passed during the Regular Council meeting held on Monday, December 10, 2012:

Resolved that Council of The City of Red Deer having considered the report from Community Services, dated November 15, 2012, re: Smoke Free Bylaw Amendment, Smoke Free Bylaw Amendment 3345/A-2012 hereby agrees to table consideration of first reading of Smoke Free Bylaw Amendment 3345/A-2012 to the Monday, January 21, 2013 Council Meeting to allow administration time to review further amendments to the bylaw.

If you require additional information please contact Chris Lust, Divisional Strategist, Community Services at 403.309.8500.

Sincerely,

A handwritten signature in cursive script, reading 'Frieda McDougall'.

Frieda McDougall
Legislative Services Manager

LEGISLATIVE SERVICES

December 14, 2012

Ron Baugh
5824-44 Avenue
Red Deer, AB T4N 3J5

Dear Mr. Baugh;

**Re: Council Decision – December 10, 2012
Smoke Free Bylaw Amendment 3345/A-2012**

The following resolution was passed during the Regular Council meeting held on Monday, December 10, 2012:

Resolved that Council of The City of Red Deer having considered the report from Community Services, dated November 15, 2012, re: Smoke Free Bylaw Amendment, Smoke Free Bylaw Amendment 3345/A-2012 hereby agrees to table consideration of first reading of Smoke Free Bylaw Amendment 3345/A-2012 to the Monday, January 21, 2013 Council Meeting to allow administration time to review further amendments to the bylaw.

If you require additional information please contact Chris Lust, Divisional Strategist, Community Services at 403.309.8500.

Sincerely,



Frieda McDougall
Legislative Services Manager

LEGISLATIVE SERVICES

December 14, 2012

Jenean Johnson
72 Wiley Crescent
Red Deer, AB T4N 7G5

Dear Ms. Johnson

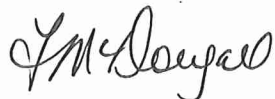
**Re: Council Decision – December 10, 2012
Smoke Free Bylaw Amendment 3345/A-2012**

The following resolution was passed during the Regular Council meeting held on Monday, December 10, 2012:

Resolved that Council of The City of Red Deer having considered the report from Community Services, dated November 15, 2012, re: Smoke Free Bylaw Amendment, Smoke Free Bylaw Amendment 3345/A-2012 hereby agrees to table consideration of first reading of Smoke Free Bylaw Amendment 3345/A-2012 to the Monday, January 21, 2013 Council Meeting to allow administration time to review further amendments to the bylaw.

If you require additional information please contact Chris Lust, Divisional Strategist, Community Services at 403.309.8500.

Sincerely,



Frieda McDougall
Legislative Services Manager

FILE COPY



LEGISLATIVE SERVICES

December 14, 2012

Gail Foreman
Via Email: Gail.Foreman@albertahealthservices.ca

Dear Ms. Foreman

**Re: Council Decision – December 10, 2012
Smoke Free Bylaw Amendment 3345/A-2012**

The following resolution was passed during the Regular Council meeting held on Monday, December 10, 2012:

Resolved that Council of The City of Red Deer having considered the report from Community Services, dated November 15, 2012, re: Smoke Free Bylaw Amendment, Smoke Free Bylaw Amendment 3345/A-2012 hereby agrees to table consideration of first reading of Smoke Free Bylaw Amendment 3345/A-2012 to the Monday, January 21, 2013 Council Meeting to allow administration time to review further amendments to the bylaw.

If you require additional information please contact Chris Lust, Divisional Strategist, Community Services at 403.309.8500.

Sincerely,

A handwritten signature in blue ink that reads 'Frieda McDougall'.

Frieda McDougall
Legislative Services Manager

FILE COPY



Council Decision – December 10, 2012

DATE: December 12, 2012
TO: Greg Scott, Director of Community Services
FROM: Frieda McDougall, Legislative Services Manager
SUBJECT: Smoke Free Bylaw Amendment 3345/A-2012

Reference Report:

Community Services department, dated November 15, 2012

Resolution:

The following resolution was passed during the Regular Council meeting held on Monday, December 10, 2012:

Resolved that Council of The City of Red Deer having considered the report from Community Services, dated November 15, 2012, re: Smoke Free Bylaw Amendment, Smoke Free Bylaw Amendment 3345/A-2012 hereby agrees to table consideration of first reading of Smoke Free Bylaw Amendment 3345/A-2012 to the Monday, January 21, 2013 Council Meeting to allow administration time to review further amendments to the bylaw.

Report back to Council: January 21, 2013 Council Meeting

Comments/Further Action:

At the January 21, 2013 Regular Council Meeting, Council will consider giving first reading of the above bylaw.

A handwritten signature in blue ink, appearing to read 'F. McDougall'.

Frieda McDougall
Legislative Services Manager

c: Inspections & Licensing Manager
Divisional Strategist, Community Services
Corporate Meeting Coordinator



November 21, 2012

Land Use Bylaw Amendment 3357/P-2012

Creation of a Site Exception for Drummond Brewing Company (6610 – 71 St.)

Planning Department

Report Summary & Recommendation:

The purpose of this report is to respond to the motion brought forward during the Council meeting on Nov. 13, 2012:

“Resolved that Council of The City of Red Deer having considered the report from Planning Services dated October 24, 2012 hereby agrees that Land Use Bylaw Amendment 3357/P-2012, a bylaw to create a Site Exception II (e) (v) for Drummond Brewery Company be tabled for up to four weeks to allow administration time to provide an additional report addressing safety, parking and the planning rationale for the site exception.”

At the November meeting, Council heard a presentation and reviewed a report regarding a Land Use Bylaw amendment which would create a site exception to allow an existing “drinking establishment” as a discretionary use on a portion of Block 5, Lot 1, Plan 0125593). Council was asked to give Bylaw 3357/P-2012 first reading, but Council determined that additional information was necessary.

Council expressed concern about the possible expansion of the drinking establishment. To address this concern administration has formulated a new bylaw for consideration. Section 8(22)(d) of the Land Use Bylaw would be amended to add the following:

“(x) Drinking Establishment, not to exceed 100 m² in area, and with an occupancy load of not more than 60 persons, secondary to a manufacturing facility, at Block 5, Lot 1, Plan 0125593 (6610 71 Street), and no outdoor patio extensions at the above location shall be permitted in addition to or as an accessory to the above use.”

The Planning department recommends that Council give first reading to the bylaw.



City Manager Comments:

I support the recommendation of Administration that Council consider first reading of the revised Land Use Bylaw Amendment 3357/P-2012. A Public Hearing would be held on Monday, January 21, 2013 at 6:00 P.M. in Council Chambers, during Council's regular meeting.

Craig Curtis
City Manager

Proposed Resolution

Resolved that Council of The City of Red Deer, hereby agrees to lift from the table consideration of first reading of Land Use Bylaw Amendment 3357/P-2012, creation of a site exception for Drummond Brewing Company (6610 - 71 Street)

That Council consider first reading of the revised Land Use Bylaw Amendment 3357/P-2012.

Report Details

Background:

Currently Drummond Brewing Company is operating a 'drinking establishment' as an accessory use within their manufacturing facility in the Golden West Industrial Park.

In 2008 an occupancy permit was approved correctly for a tasting room; however, an administrative oversight occurred where a Drinking Establishment License was also issued. A 'drinking establishment', as defined in the Land Use Bylaw, is not a permitted or discretionary land use within the I1 (Industrial Business Service) district. A tasting room is not defined in the Land Use Bylaw.

At the November 13, 2012 meeting, Council directed Planning staff to gather additional information addressing safety, parking, and the planning rationale for the site exception. Council also requested information regarding drinking establishments within industrial areas, if there are other breweries within Red Deer, and clarification about the patio. Council's concerns are addressed below.

Discussion:

Safety

Council expressed that other businesses had applied to operate within industrial areas but they were denied because of safety concerns (for example the trade/commercial music school). Council asked why this proposal should be treated differently.



Administrative Response: Drummond Brewing Company's primary use is manufacturing. The manufacturing operation is 75% the business compared to the drinking establishment which is only 25%. Therefore, administration agrees that Drummond is better located within an industrial area as opposed to a commercial area because of the amount of semi-truck traffic they generate to run the manufacturing operation.

Other businesses, much like the trade/commercial music school, that have applied to locate within industrial areas did not have the manufacturing aspect that Drummond does as part of their business.

Parking

Council wanted further clarification about parking for the site. Council asked about staff parking and how parking is addressed in strip malls, particularly if one business chooses to expand.

Administrative Response: Drummond Brewing Company employs 20 people. All employees park at the rear of the building. There are usually 1-3 employees working the drinking establishment and 8 employees working the manufacturing operation (4 daytime and 4 nighttime). The 5-8 employees who are working at a single time park at the rear of the building. It is important to keep in mind that a drinking establishment's peak time of operation is normally after the other businesses in the area operate. The parking provided meets the parking required for Drummond's customers.

Under section 3.1(4) in the Land Use Bylaw it states that "*where there are multiple uses on a site within a shopping centre, parking shall be calculated on the basis of total shopping centre parking space requirement, rather than calculating the parking requirements for each individual use.*" Parking requirements for commercial strip malls are determined by the retail standard of 5.1 spaces per 93 m².

Site Exception vs. Direct Control District

Council asked why a site exception was chosen to address this issue opposed to other options (i.e. a direct control district).

Administrative Response: The Planning department chose to create a site exception because the proposed amendment relates to a particular use within a portion of an existing building. The site exception allows us to apply regulations such as maximum occupancy load or square footage, much like the direct control district, but it doesn't get into specific details such as architectural controls, landscaping, or site layout. These standards are in the II-Light Industrial district and continue to apply. The use of the drinking establishment will end at this site when Drummond Brewing Company moves from this location.



A direct control district would have been a more complex undertaking as we would have had to address the existing and potential uses in the other building bays. It would have been rewriting the II-Light Industrial District with specifics related to a portion of a building.

Drinking Establishments within Industrial Areas

Drinking establishments are not permitted or discretionary land uses within industrial areas as a primary stand alone use.

However, Drummond Brewing Company could have a restaurant in II-Light Industrial. They would need to add a kitchen, offer more items on their menu and allow minors within their restaurant. As well Drummond would need their Class A liquor license (minors prohibited) changed to a Class A liquor license (minors allowed). The licensing is done through Alberta Liquor and Gaming.

There are approximately 3 other restaurants located within industrial areas in Red Deer. These are the Queens Diner, the Lunchbox Café, and Penny's Café. They are not classified as drinking establishments.

Other Breweries within Red Deer

Drummond Brewing Company is a unique business unlike anything else in Red Deer. It is the only brewery within Red Deer but it is part of a growing trend throughout North America. Breweries and brew pubs have become very popular in the recent years. Calgary and Edmonton has seen a rise in microbreweries and the owners are saying business couldn't be better. Calgary has addressed the growing trend by placing breweries within their IG – Industrial General District, their CC-X Centre City Mixed Use District, or by creating a DC – Direct Control District.

Patio Clarification

Drummond Brewing Company has expressed an interest in adding a patio to their drinking establishment. When Drummond first applied to the City for approval of a patio administration was uncertain whether or not a patio was an appropriate addition given Drummonds location, site layout, and non conforming drinking establishment. Upon further review, administration agrees that a patio is not an appropriate addition. The building owner is also uncertain as to whether or not a patio should be added (as per the letter of support for the Land Use Bylaw amendment dated Oct. 1st, 2012).

If Drummond Brewery Company was to open a restaurant, they could apply for a patio and the merits of the application would be determined at that time.

**Analysis:**

There is a gap in our existing bylaws for this type of use. The LUB allows manufacturing in industrial districts but no drinking establishments. The LUB allows drinking establishments in commercial districts but no manufacturing. Drummond Brewery is a primarily manufacturing use with a drinking establishment as a secondary use. With these types of uses as a growing trend the Planning department acknowledges these uses need to be identified in our LUB. In the interim, this is a solution to allow a business to continue operating.

Administration recommends that Council give first reading to the reformulated bylaw because it freezes the existing drinking establishment to its current size while still allowing it to continue to operate. The reformulated bylaw will allow the current drinking establishment to exist but it will not allow it to expand. The site exception allows Drummond Brewing Company to expand their manufacturing operations.

Administration also recommends the reformulated bylaw because it proposes to allow the drinking establishment as a permitted use, instead of a discretionary use. If the drinking establishment was allowed as a discretionary use it would require Drummond to go to the development authority (MPC) after the Land Use Bylaw amendment is approved. This would be redundant since Council would have already approved the use and the surrounding area has been notified through this process.

Date: November 27, 2012

To: Dayna Nebozenko
Planner, City of Red Deer

Re: Responses to Red Deer City Council Request for Additional Information
Land Use Bylaw Amendment to Create a Site Exception
Bylaw 3357/P-2012

Dear Ms. Nebozenko,

Thank you for your recent letter of November 16, 2012, outlining questions that arose from the Council meeting of Nov 13, 2012. I have endeavoured to answer these questions below, and have done so in a question and answer format. Answers to the questions have been italicised.

1. Council was concerned about the drinking establishment's potential expansion. Is Drummond Brewing Company alright with limiting the existing drinking establishment to its current size?

Yes, for the current occupant load it would be suitable

2. Council was concerned about safety because the drinking establishment is located within an industrial area. How does Drummond Brewing Company address this concern? In addition to the surveillance, are there other ways that Drummond Brewing Company address's this concern?

In Addition to 24-hour camera surveillance, Drummond Brewing Company is aware that being located in an industrial area may mean that some of its patrons are closer to their work than their home. Drummond Brewing Company has negotiated preferred rates for its patrons for a local driver take-home company, and this company is advertised in 5 different locations within the premises. Drummond also conducts opening and closing store walks to monitor the exterior of the location, and all staff are qualified with preserve and protect.

3. Council was curious if there are other breweries within Red Deer. Is Drummond Brewing Company the only operating microbrewery in Red Deer? If so, why has Drummond Brewing Company chosen to operate in Red Deer?

Drummond Brewing Company is currently the only brewery operating within the City of Red Deer. The location was chosen for several reasons, including:

- Being a strong local market for trade workers.*
- Being a competitive location for distribution, since it is centrally located within the Province, and equidistant to the Edmonton and Calgary Markets.*
- Providing lower rental rates on equipment and vehicles than in either Edmonton or Calgary.*
- Providing ideal brewing water from the Red Deer River.*

4. Council was concerned about the location of staff parking. Where does the staff of Drummond Brewing Company park? On average, how many staff does Drummond Brewing Company have working at a single time?

Drummond Brewing Company staff park in the rear of the location as of Nov 19th, 2012. There are currently 12 stalls in the rear of the Drummond yard, 12 employees is the maximum on a shift. Operations sometimes continue 24 hours per day during brewing cycles.

Additional Questions

1. What is the Drummond Brewing Company business model? What are the future plans for the Company?

Drummond Brewing Company plans to expand its business operations by adding capacity to the brewery using an adjacent bay of the current building. Drummond Brewing Company plans to continue its growth by focusing on the manufacturing side of the business.

2. How does Drummond Brewing Company invest in the Red Deer community?

Drummond Brewing Company sees itself as a strong member of the Red Deer Community. We are a member of Red Deer Tourism, and provide educational tours to members of the community and to visitors to Red Deer. We also conduct tours of the brewery for students of Red Deer College in the Hospitality Management Faculty, as well any other faculties upon request. During 2012, Drummond Brewing Company has been involved with 8 charity fundraising events, raising over \$2400. We are a member of the Red Deer Chamber of Commerce, Alberta Food Processors Association. Drummond employs over 20 Red Deer constituents in a strong growing industry.

3. Is Drummond Brewing Company planning on renewing their lease in January? If so, how long will the lease be for?

Drummond is due to re-sign a lease by before November 30th, 2012, and is planning to do so for a second 5-year term.

4. Any other information Drummond Brewing Company feels Council should know?

Not at this time, but please feel free to contact me with any further questions, concerns, or requests.

My Best,

Kevin Wood
Owner

Revised Version of Land
Use Bylaw Amendment
3357/P-2012

BYLAW NO. 3357/P-2012

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

Section 8(22)(d)(x) of the Land Use Bylaw is amended to include a “Drinking Establishment” not to exceed 100 m² in area, and with an occupancy load of not more than 60 persons, secondary to a manufacturing facility, at Block 5, Lot 1, Plan 0125593 (6610 71 Street), and no outdoor patio extensions at the above location shall be permitted in addition to or as an accessory to the above use.
- 2

That “Land Use District Map J18” contained within “Schedule A” of the Land Use Bylaw is hereby amended in accordance with Land Use District Map 15/2012 attached hereto and forming part of this bylaw.

READ A FIRST TIME IN OPEN COUNCIL this

day of

2012.

READ A SECOND TIME IN OPEN COUNCIL this

day of

2013.

READ A THIRD TIME IN OPEN COUNCIL this

day of

2013.

AND SIGNED BY THE MAYOR AND CITY CLERK this

day of

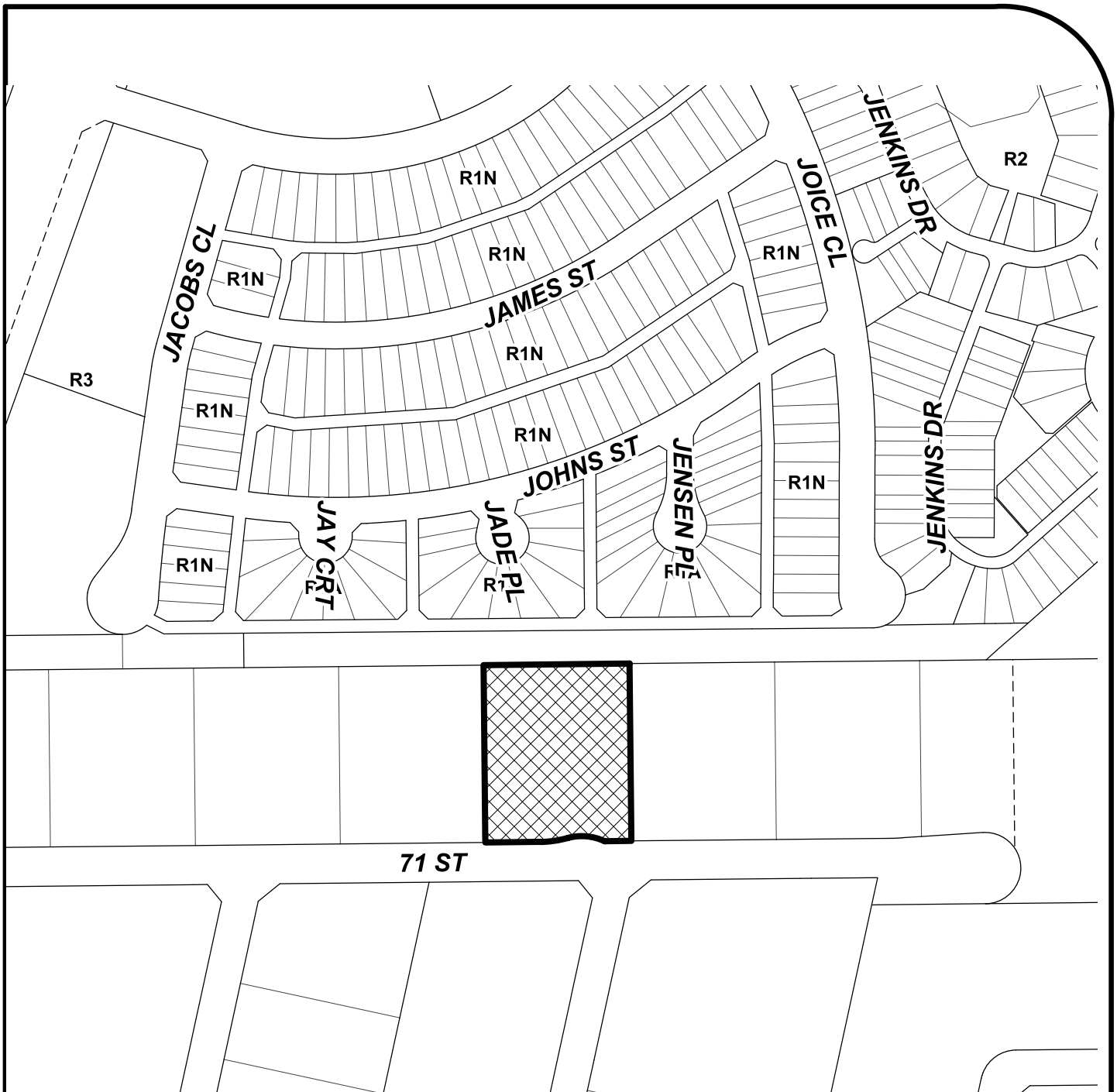
2013.

MAYOR

CITY CLERK



Proposed Amendment to Land Use Bylaw 3357/2006



Change District from:

Affected District:



I1 to I1 (d)(x)

I1 - Industrial (Business Service) District

Proposed Amendment

Map: **15 / 2012**

Bylaw: **3357 / P-2012**

Date: **Nov 26, 2012**



Report Originally Submitted to the
Tuesday, November 13, 2012
Council Meeting

October 24, 2012

Land Use Bylaw Amendment 3357/P-2012 to create a Site Exception II (e)(v) for Drummond Brewing Company located at 6610 71st Street

Planning Department

Report Summary & Recommendation:

Currently Drummond Brewing Company is operating a 'drinking establishment' as an accessory use within their manufacturing facility in the Golden West Industrial Park. In 2008 an occupancy permit was correctly approved for a tasting room; however, an administrative oversight occurred where a Drinking Establishment License was also issued. A 'drinking establishment', as defined in the Land Use Bylaw, is not a permitted or discretionary land use within the II (Industrial Business Service) district.

Bylaw 3357/P-2012 proposes to amend the Land Use Bylaw to include a 'drinking establishment' as a discretionary use on a portion of Block 5, Lot 1, Plan 0125593 (6610 71 St.), Drummond Brewing Company.

The Planning Department, with support from Inspections and Licensing, recommends Council give first reading to Bylaw 3357/P-2012.

City Manager Comments:

I support the recommendation of Administration that Council consider first reading of Land Use Bylaw Amendment 3357/P-2012. A Public Hearing would then be held on Monday, December 10, 2012 at 6:00 p.m. during Council's regular meeting.

Craig Curtis
City Manager

Proposed Resolution

That Council consider first reading of Land Use Bylaw Amendment 3357/P-2012.



Report Details

Discussion:

Inspections and Licensing is initiating a Land Use Bylaw amendment to create a site specific exception for Drummond Brewing Company. The site specific exception will amend the Land Use Bylaw to include a 'drinking establishment' as a discretionary use on a portion of Block 5, Lot 1, Plan 0125593 (6610 71 St.) for Drummond Brewing Company.

This business is located within the Johnstone Neighbourhood Area Structure Plan (NASP) but it is also a part of the Golden West Industrial Park extension. This lot is shown as industrial.

The proposed amendment was circulated to City Departments and no objections were received.

The Inspections and Licensing Department has not received any formal complaints on the business.

The proposed amendment was also circulated to 56 adjacent landowners within a 100 m radius of the property. Four comments were received. Three were opposed to the proposed amendment and one had no objection if Drummond Brewing Company remained operating "as is".

Concerns:

Administrative Response:

Parking and Increased Traffic <ul style="list-style-type: none"> • Chaotic parking • Higher traffic volumes 	<p>Drummond brewing staff generally park in the rear of the business, leaving 32 stalls available for customers. This meets the required amount as outlined within the Land Use Bylaw.</p> <p>There are generally higher traffic volumes within industrial areas, but the traffic volume produced by this business is mostly in the evening when most businesses close for the evening.</p>
Safety and Security <ul style="list-style-type: none"> • Valuable equipment within the area • Vandalism • Break-ins and theft • Policing concerns 	<p>Drummond Brewing Company has surveillance cameras installed at the back of the building and within the drinking establishment. They have recently purchased surveillance cameras for the front of the building as well.</p> <p>Inspections and Licensing has not received any complaints for this operation since its opening.</p>



Intoxicated Individuals <ul style="list-style-type: none"> • Gathering • Urination • Intimidation 	The gathering of individuals is an activity. The Land Use Bylaw does not address activities, it focuses on land uses. If there are enforcement issues they are dealt with under different regulations and bylaws separately. The RCMP has not received any complaints for this operation.
Site Cleanliness and Appearance <ul style="list-style-type: none"> • Rear of the unit in disarray 	After doing a site inspection of the area, the site is well kept and very clean for an industrial operation. But site cleanliness and appearance is not a land use issue. This concern can be addressed through enforcement.

Analysis:

Administration met with the operators of Drummond Brewing Company on site to address the concerns that were expressed by adjacent landowners and to gain an understanding of the operation and the use on the site.

Drummond Brewing Company has been operating at its current location for the past four years and they employ 20 people. The primary use for the site is the manufacturing of beer. The drinking establishment is an accessory use to the manufacturing operation and consists of seating for approximately 70 people. The drinking establishment operates until 10:00 pm most evenings, or till 1:00 am on occasional weekends; and the bar staff are all qualified to operate a drinking establishment. Discussions with Alberta Gaming and Liquor Commission indicate that it is common for small breweries to have onsite 'drinking establishments' as part of their business model similar to the growing trend of brew pubs in commercial districts.

Administration chose to address this issue with a site exception to allow the "drinking establishment" to continue operating as a discretionary use because it makes sure that the nonconforming use (i.e. drinking establishment) can remain yet it is limited to the existing industrial building and cannot expand to include a patio.

By also amending the bylaw with a site exception it allows the drinking establishment within Drummond Brewing Company to continue operating the tasting room as an accessory use to the brewery like it has for the past four years. However, it does not allow for other drinking establishments to occur within other industrial areas.

Original Bylaw Presented at
the Monday, November 13,
2012 Council Meeting

BYLAW NO. 3357/P-2012

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 shown by the cross hatched area in the sketch attached as Land Use District Map 15/2012 to this Bylaw is amended to include a “Drinking Establishment” as a discretionary use on a portion of Block 5, Lot 1, Plan 0125593 (6610 71 St.) under section 8.22 1(e) of this Bylaw.
- 2 That “Land Use District Map J18” contained within “Schedule A” of the Land Use Bylaw is hereby amended in accordance with Land Use District Map 15/2012 attached hereto and forming part of this bylaw.

READ A FIRST TIME IN OPEN COUNCIL this day of 2012.

READ A SECOND TIME IN OPEN COUNCIL this day of 2013.

READ A THIRD TIME IN OPEN COUNCIL this day of 2013.

AND SIGNED BY THE MAYOR AND CITY CLERK this day of 2013.

MAYOR

CITY CLERK



Proposed Amendment to Land Use Bylaw 3357/2006



Change District from:

Affected District:



I1 to I1 (e)(v)

i1 - Industrial (Business Service) District

Proposed Amendment

Map: **15 / 2012**

Bylaw: **3357 / P-2012**

Date: **Aug 23, 2012**

**738929 Alberta Ltd.
PO Box 540
Red Deer, AB
T4N 5G1**

October 1, 2012

Drummond Brewing Company Ltd.
Bay 8, 6610 – 71 St.
Red Deer, AB
T4P 3Y7

Attention: Kevin Wood & Cody Geddes-Backman

Dear Kevin & Cody:

Re: Authorization for Site Specific Exception

As the Landlord of the 6610 – 71st Property, we hereby give authorization for a site specific exception to include a drinking establishment as a discretionary use on a portion of Block 5, Lot 1, Plan 0125593 (6610 71 St).

We are in the process of reviewing your request for a patio however; we need further information from you in order to determine whether this development would be suitable on the property.

Sincerely,



Berna Dawson,
Controller/Property Manager

cc City of Red Deer Planning Department
Dayna Nebozenko – dayna.nebozenko@reddeer.ca

Aug. 17, 2012
Page 4 of 4

Land Use Bylaw Amendment
#8, 6610 71 Street
Re: Site Specific Exception
Drinking Establishment

Comment Sheet

Your name: Ron Fast FRED'S HOTshot

Mailing address: _____

Comments: I feel that this is not the
place for a drinking establishment
- parking is a problem on the street
when there are large trucks all the time
- Security is an ~~issue~~ issue for all
businesses and trucks we have to leave
outside.
I feel that this business should not
be allowed to continue.
Thanks Ron.

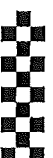
Please return this comment sheet no later than **September 7, 2012.**

Mail: The City of Red Deer, Planning Department, Box 5008, Red Deer, Alberta, T4P 3T4

Email: dayna.nebozenko@reddeer.ca or quincy.brown@reddeer.ca

Fax: 403.342.8200

Any personal information on this form is collected under the authority of section 33(c) of the Freedom of Information and Protection of Privacy (FOIP) Act for the purpose of evaluating the proposed Land Use Bylaw Amendment and may be circulated to relevant agencies and adjacent landowners for a consistent purpose. If you have any questions regarding the collection, use and protection of this information, please contact the Planning Manager at 403-406-8708. Planning Services is located on the third floor of City Hall, 4914 - 48th Avenue, Red Deer, Alberta.





Red Deer, Alberta

Home To Home Moving**FAX**To: Red Deer Planning Dept From: Home To Home MovingFax: -Date: 4. SEPT 2012Phone: -Pages: 1 of 2Re: Bylaw. Drummond BREWING CC:
Co.☐ Urgent☐ For Review☒ Please Comment☒ Please Reply☐ Please Recycle

Comments:

ATT: Quincy Brown or Dayna Nebozenko

City of Red Deer Planning Dept.

RE Bylaw: Drummond BREWERY.

Aug. 17, 2012
Page 4 of 4

Land Use Bylaw Amendment
#8, 6610 71 Street
Re: Site Specific Exception
Drinking Establishment

Comment Sheet

Your name: Home to Home Moving Inc. re Doug Rye

Mailing address: _____

Comments: (1) As stated, they have been operating illegally since they opened. (2) Their drinking establishment is operating in a business area, therefore traffic and people there after our working hrs. (3) Trucks & vehicles have been broken into theft of equipment, cars keyed, spray paint of truck boxes, excessive damage since drinking began. (4) Police were called on several occasions. I asked if they would patrol extra since break-ins were more frequent. He didn't know there was a drinking est. here. (5) Customers have commented about the smell of the brewery and were suprized to find drinking was allowed there. (6) This is a buisness area.
We do not want a drinking establishment here!

Thanks Doug Rye

Please return this comment sheet no later than September 7, 2012.

Mail: The City of Red Deer, Planning Department, Box 5008, Red Deer, Alberta, T4P 3T4

Email: dayna.nebozenko@reddeer.ca or quincy.brown@reddeer.ca

Fax: 403.342.8200

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Dayna Nebozenko

From: Diana Roth
Sent: Monday, August 27, 2012 1:56 PM
To: Dayna Nebozenko
Cc: Quincy Brown
Subject: Land Use Bylaw Amendment #8, 6610 71 St Re: Drummond Brewery Site Specific Exception - Drinking Establishment

Curtis and Diana Roth ,
Red Deer, AB

We strongly oppose any exception being granted that would allow Drummond Brewery to continue operating. As it is now, this drinking establishment does not suit the surrounding uses. There are intoxicated patrons that gather in groups outside the building and it is intimidating late in the evening, especially if we are working alone in our own building and/or yard. We have seen patrons urinating outside in the parking lot. Vehicles park where ever they want, and the back of that unit is an messy eye sore. The industrial and commercial buildings and yards in the area are full of valuable equipment. The area is not policed the way an area designated for a drinking establishment would be. Therefore it is obvious that you have intoxicated groups of people with relatively nobody controlling or patrolling the area. We will definitely oppose this at each stage of their application process.

Sincerely
Curtis and Diana Roth

[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.]

Aug. 17, 2012
Page 4 of 4

Land Use Bylaw Amendment
#8, 6610 71 Street
Re: Site Specific Exception
Drinking Establishment

Comment Sheet

Your name: 615007 Alberta Ltd / Marcel Mercier

Mailing address: _____

Comments: The amendment to allow Drummond Brewery
to continue "as is" does not raise any kind
of objection on my part.

Please return this comment sheet no later than September 7, 2012.

Mail: The City of Red Deer, Planning Department, Box 5008, Red Deer, Alberta, T4P 3T4

Email: dayna.nebozenko@reddeer.ca or quincy.brown@reddeer.ca

Fax: 403.342.8200

Any personal information on this form is collected under the authority of section 33(c) of the Freedom of Information and Protection of Privacy (FOIP) Act for the purpose of evaluating the proposed Land Use Bylaw Amendment and may be circulated to relevant agencies and adjacent landowners for a consistent purpose. If you have any questions regarding the collection, use and protection of this information, please contact the Planning Manager at 403-406-8708. Planning Services is located on the third floor of City Hall, 4914 - 48th Avenue, Red Deer, Alberta.



FILE COPY

LEGISLATIVE SERVICES

December 14, 2012

738929 Alberta Ltd.
P.O. Box 540
Red Deer, AB T4N 5G1

Dear Ms. Dawson;

**Re: Council Decision – December 10, 2012
Land Use Bylaw Amendment 3357/P-2012
Creation of a Site Exception for Drummond Brewing Company**

Red Deer City Council gave first reading to Land Use Bylaw Amendment 3357/P-2012, an amendment to allow the creation of a site exception for Drummond Brewing Company, at the City of Red Deer's Council meeting held Monday, December 10, 2012. For your information a copy of the bylaw is attached.

Consideration of second and third reading of Land Use Bylaw Amendment 3357/P-2012, following a Public Hearing which will be held on Monday, January 21, 2013 at 6:00 pm, in Council Chambers during Council's Regular Meeting.

If you require additional information please contact Ms. Tara Lodewyk, Planning Services Manager at 403.406.8708.

Sincerely,

Frieda McDougall
Legislative Services Manager

/attach

c: Tara Lodewyk, Planning Services Manager

DM 1305657



FILE COPY

LEGISLATIVE SERVICES

December 14, 2012

Drummond Brewing Company
Bay 8, 6610-71 Street
Red Deer, AB T4P 3Y7

**Re: Council Decision – December 10, 2012
Land Use Bylaw Amendment 3357/P-2012
Creation of a Site Exception for Drummond Brewing Company**

Dear Kevin Wood & Cody Geddes-Backman,

Red Deer City Council gave first reading to Land Use Bylaw Amendment 3357/P-2012, an amendment to allow the creation of a site exception for Drummond Brewing Company, at the City of Red Deer's Council meeting held Monday, December 10, 2012. For your information a copy of the bylaw is attached.

Consideration of second and third readings of Land Use Bylaw Amendment 3357/P-2012, following at a Public Hearing which will be held on Monday, January 21, 2013 at 6:00 pm, in Council Chambers during Council's Regular Meeting.

If you require additional information please contact Ms. Tara Lodewyk, Planning Services Manager at 403.406.8708.

Sincerely,

Frieda McDougall
Legislative Services Manager

/attach

c: Tara Lodewyk, Planning Services Manager



Council Decision – December 10, 2012

DATE: December 12, 2012

TO: Tara Lodewyk, Planning Department Manager

FROM: Frieda McDougall, Legislative Services Manager

SUBJECT: Land Use Bylaw Amendment 3357/P-2012
To create a site exception for Drummond Brewing Company
located at 6610 71 Street

Reference Report:

Planning department, dated November 21, 2012 and October 24, 2012

Resolution:

The following resolution was passed during the Regular Council meeting held on Monday, December 10, 2012:

Resolved that Council of The City of Red Deer hereby agrees to lift from the table consideration of the report from Planning Services, dated November 21, 2012 regarding Land Use Bylaw Amendment 3357/P-2012, Creation of a Site Exception for Drummond Brewing Company (6610 – 71 Street).

Bylaw Reading:

At the Monday, December 10, 2012 Red Deer City Council Meeting, Council gave first reading of Land Use Bylaw Amendment 3357/P-2012, an amendment to create a site exception for Drummond Brewing Company.

Report back to Council: Yes, January 21, 2013

Comments/Further Action:

This office will proceed with advertising for a Public Hearing to take place on Monday, January 21, 2013 at 6:00 pm, in Council Chambers during Council's Regular Meeting.

A handwritten signature in blue ink, appearing to read 'Frieda McDougall'.

Frieda McDougall

Legislative Services Manager

c: Director of Planning Services
Corporate Meeting Coordinator



November 21, 2012

Clearview Market Concept Plan Amendment Residential Proposal on 10 Colby Avenue

Planning Department

Report Summary & Recommendation:

The Planning Department has received a request from Melcor Developments to amend the Clearview Market site plan and design package that was adopted by City Council on September 20, 2010. The Council resolution is included below:

“Resolved that Council of the City of Red Deer having considered the report from Parkland Community Planning Services, dated September 13, 2010 re: Direct Control 27 Site Plan and Design Package hereby adopts the Site Plan and Design Package as submitted by Melcor for Clearview Market Square, as specified in Direct Control District 27 subject to the following condition:

- *The residential portion of the development in the southwest corner is to feature a continuous pedestrian corridor through the site. The detailed design of the site is to be submitted to Council for review prior to final approval.”*

The building elevations and detailed site design approval for this residential parcel is done by City Council in DC27. Planning administration requires a resolution from Council to deviate from the site plan and design package originally approved on September 20, 2010. The options for consideration by Council are as follows:

- 1) Council maintain the site and building locations, including the pedestrian pathway as adopted by Council on September 20, 2010 site plan and design package.
- 2) Council amends the site plan and design package to allow the proposed 'x' building configuration as proposed by Melcor Developments. If Council chooses to amend the site plan and design package, Planning administration recommends the following conditions be attached to this option:
 - a. The developer is required to provide a public pedestrian connection within the site to allow the access north to south.
 - b. The developer is required to address the private / public interface between the site and the pathway on all sides of the property. This may be achieved through enhanced landscaping or other built elements.

Planning administrations key concerns are maintaining the public pedestrian access within the site and the interface between the private and public space which creates 'walk appeal' and human scale.



City Manager Comments:

I support Option 2 as submitted by Melcor Developments with the conditions as recommended.

Craig Curtis
City Manager

Proposed Resolution

Resolved that Council of The City of Red Deer, having considered the report from the Planning Department, dated November 21, 2012 re: Clearview Market Concept Plan Amendment, Residential Proposal on 10 Colby Avenue, hereby agrees to amend the site plan and design package to allow the proposed 'x' building configuration as proposed by Melcor Developments with the following conditions:

1. The developer is required to provide a public pedestrian connection within the site to allow the access north to south.
2. The developer is required to address the private/public interface between the site and the pathway on all sides of the property. This may be achieved through enhanced landscaping or other built elements.



Report Details

Background:

Clearview Market was developed with the intention of providing a high quality and pedestrian friendly commercial and residential development. Clearview Market regulations were adopted under the Land Use Bylaw as Direct Control District 27. DC 27 is supplemented with an overall site plan and detailed architectural controls to ensure that the 'look' and 'feel' of the development is consistent while maintaining a human scale and increasing walkability.

Discussion:

The Policy Framework related to the site is as follows:

The intent of the DC 27 District is to allow for and encourage a variety of commercial, limited office, residential, civic and cultural and recreational uses that primarily serve the local neighbourhoods. These uses shall be distributed throughout a comprehensively designed development area that emphasizes sustainability and compact pedestrian-friendly urban development.

The DC 27 District appoints City Council as the approving authority when the Development Authority deems that the proposed deviation from the Site Plan and Design Package is major in scale or will result in a lower standard of development than that outlined in the Site Plan and Design Package as described in this bylaw, these changes must be approved by City Council.

The DC 27 District further directs development on the residential site noting:

- **Purpose and Location:** *This general area shall consist of residential uses. Commercial uses shall be considered on the ground floor in this area.*
- **Interface and Relationship with Adjacent Uses:** *When a building in this area is adjacent to a public space, or a pathway, the fronting walls/surface shall address the space/pathway via some or all of the following elements: entrances/doorways, windows, patios, or clearly defined architecturally interesting corridors...*

Analysis:

The Planning department agrees that a supportive living facility is an excellent use for the site. There are many synergies created with the existing uses. The discussion and analysis is around the site design and urban form.

The placement of buildings, architectural features, and landscaping within Clearview Market has been strategically planned to enhance the pedestrian environment and public spaces.



This is achieved along Carrington Drive by locating the buildings close to the street and through the landscaping, windows, lighting and other architectural elements that have been incorporated into the buildings. In locating buildings close to the street the visual interest and diversity for a pedestrian as they move past the site(s) increases. There is human scale. This is a concept commonly referred to as 'Walk-Appeal'.

The residential site, as proposed in the existing plan would maintain or enhance the continued street presence, by potentially including a mix of commercial (main floor) and residential above, or by incorporating building elements (entrances/doorways, windows, patios etc). If the building is located away from the street and in a configuration of an 'X' the street presence and visual diversity that comes from the building is reduced.

It may be possible to increase the 'walk-appeal' of the area, similar to what would be achieved by locating the building in close proximity to the street, through creative landscaping or other site enhancements. This could soften the visual impact pedestrians experience while walking past vacant areas in an urban setting; similar to how a pedestrian would feel walking past a vacant lot, or parking lot in the downtown.

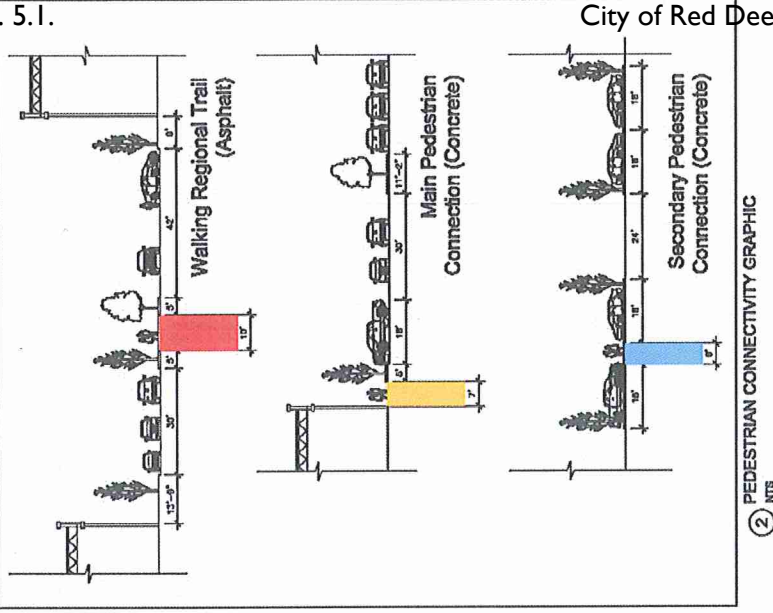
This site is the entranceway into the area from the south – west. This includes a significant portion of existing residential development in Clearview North. This connection needs to be maintained in some form.

Planning administrations key concerns are maintaining the public pedestrian access within the site and the interface between the private and public space which creates 'walk appeal' and human scale. These elements are emphasized in the current site plan and design. If Council chooses to deviate from this, then the importance of pedestrian access and the public/private interface needs to be emphasized in the resolution as it is being challenged with the 'x' design. This will provide clear direction as the developer moves in to detailed site design.

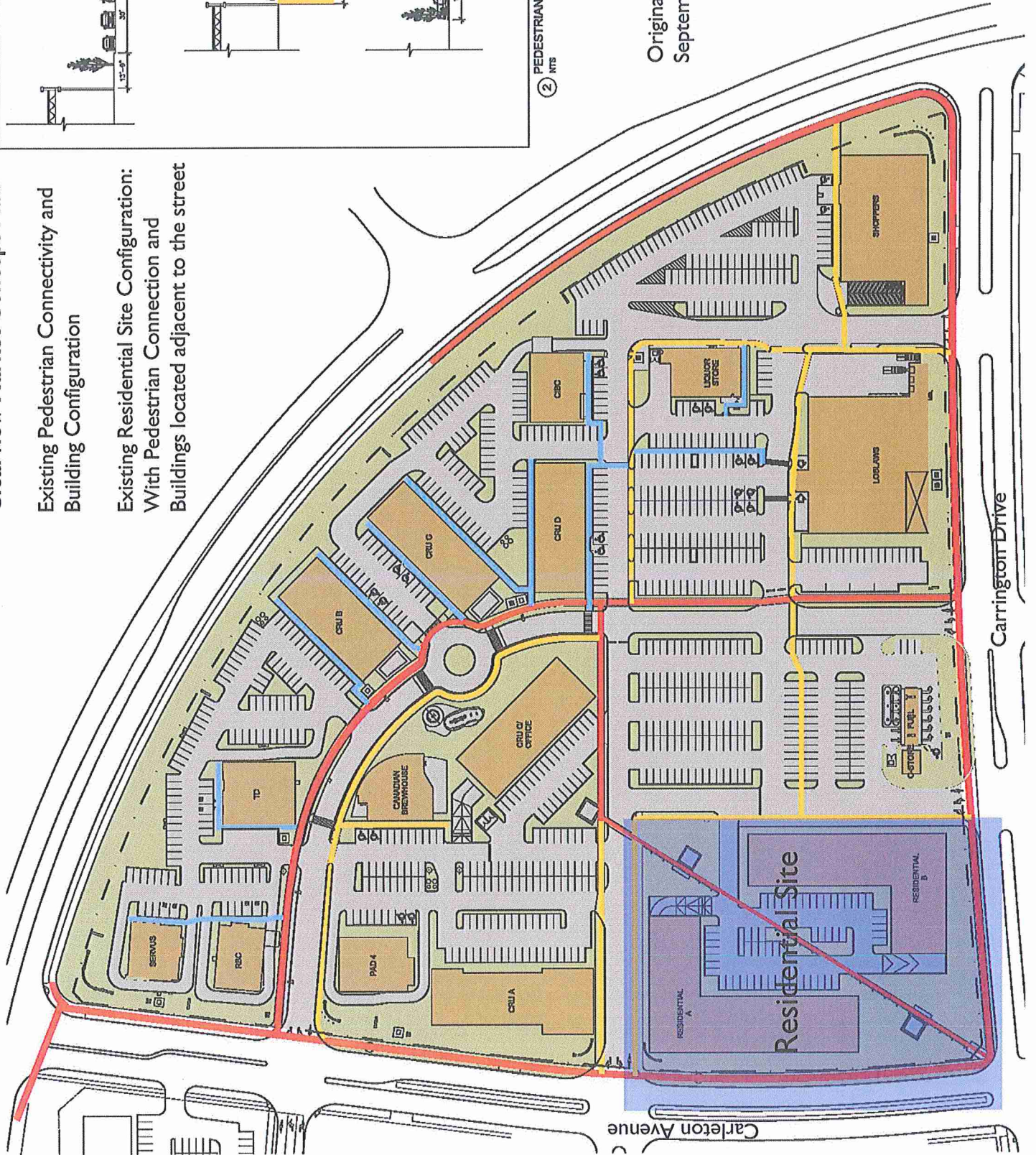
Clearview Market Concept Plan

Existing Pedestrian Connectivity and Building Configuration

Existing Residential Site Configuration: With Pedestrian Connection and Buildings located adjacent to the street



Originally approved by Council:
September 2010





November 20th, 2013

Mr. Quincy Brown
Planner, City of Red Deer
Box 5008
Red Deer, AB
T4N 3T4

Dear Mr. Brown:

Re: Clearview Market Square – Residential Project

Melcor Developments has been working for several months with Covenant Health on the acquisition of a 3.4 acre residential parcel located within the Clearview Market Square project in our Clearview Ridge neighbourhood.

We are very pleased to be continuing a relationship with Covenant that started back in 2010. As you are aware, Covenant is in the process building a 100 bed continuing care facility across the street from the Market Square site. The ability to locate the two facilities in close proximity to each other creates important operational efficiencies for them in addition to housing options for residents. Depending on care needs, a couple may have one member in each facility. The location would allow for easy visitation for the couple as well as other family members.

Covenant has established programs in their other facilities in which they work closely with community schools. Father Voisin Elementary School is a K to 5 school which is currently under construction across the street from the site in question. The Catholic School Division is excited about the opportunities to work with the future Covenant residents on intergenerational learning initiatives.

Clearview Market Square is being built out quite rapidly and will contain a wide variety of uses that will make this location very convenient and appropriate for senior's housing. The grocery store and pharmacy in addition to a hair salon, medical professionals, restaurant options, and a pet store will make ideal neighbours that are all walkable.

The Clearview Market Square site is zoned Direct Control 27. This district encourages a variety of commercial, office, and residential uses. The site we are seeking Council support for is designated for residential use and would fit under the permitted use of "multi family" which specifies a minimum density of 35 dwelling units per hectare. This 1.38 acres site would have a minimum density of 49 units – Covenant will be proposing something closer to 120 units.

Integrity in Real Estate since 1923

502, 4901 - 48 Street, Red Deer, Alberta T4N 6M4 • 403.343.0817 fx 403.343.7510 • melcor.ca

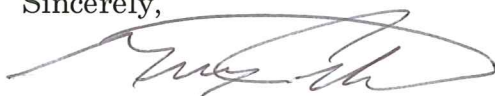
The DC 27 zoning that applies to this site was developed in 2010 with the intent of permitting the development of a high quality, pedestrian friendly, suburban commercial/ mixed use site. It has been highly successful to date with both the commercial and residential sectors. In order to help provide some context to the overall site development a site plan was created and approved in 2010. This site plan adhered to the design concept which was a part of the land use bylaw and created a potential template for building layouts throughout the course of the project. It was acknowledged at the time that potential changes to the site plan would be quite likely over the course of the project and the zoning was designed to accommodate these changes.

The residential component of the site plan incorporated two “L” shaped buildings with what in retrospect is a bit of an awkward pedestrian connection running diagonally through the site. Covenant Health is proposing a single building in more of an “X” shape. This building design is quite important for the function of the facility as it permits shorter hallways and accessible green space. The pedestrian connection will be maintained along the south portion of the site. Pedestrians would then have three options to access the commercial services from the south west; the existing sidewalks along Carrington to the south and Carlton to the west, and the walkway through the green space south of the Covenant building. The “X” shape proposed would enhance the pedestrian experience from both Carrington and Carlton as the building is pulled back from the street and a significant green space buffer would be in place. The long flat building face that would have resulted from the “L” shaped building would be replaced by the depth and increased articulation of the “X”. This is an improvement not only for the pedestrians but also for the residents already living to the west of the site.

The project being proposed by Covenant Health meets all of the requirements and intentions of the DC 27 zoning. This residential use will not only be an excellent fit into the Clearview Market Square project but will also be a valuable addition to the City as a whole in providing quality seniors housing.

In Council’s role as the Development Authority in this case, we would ask for their support for the Covenant Health project as presented. We are excited to move forward with them to the detailed design stage and proceed to the construction of this important housing type.

Sincerely,



Guy Pelletier
Vice President, Red Deer Region

Healing the Body Enriching the Mind Nurturing the Soul



Covenant Health

*Compassionate care led
by Catholic values*

November 20, 2012

Quincy Brown, Planner,
Planning Department, City of Red Deer
Box 5008,
Red Deer, AB, Canada
T4N 3T4

Dear Mr. Brown

Covenant Health will be entering into a purchase agreement for property situated in the south-west corner of the Clearview Market Square Development. Prior to this transaction, Covenant Health must determine if the site will allow for the construction of a supportive living facility.

Covenant Health is a provider of health care services operating 1,368 continuing care beds, 946 acute care beds, 71 palliative care beds, 24 rehabilitation beds, 20 sub-acute beds and 13 respite beds. Covenant Health operates facilities in Banff, Bonnyville, Camrose, Castor, Edmonton, Killam, Lethbridge, Medicine Hat, Mundare, St. Albert, Trochu and Vegreville. In addition to these communities, Covenant Health will soon be operating facilities in Calgary and Red Deer. The experience of our family of health care providers spans a history of approximately 150 years in this province.

Covenant Health is currently constructing a 100 bed continuing care facility at 10 Carrington Drive in the Clearview Ridge community of Red Deer. A short distance from this site, a property in the south-west corner of the Clearview Market Square development has been identified as the potential site for a senior's supportive living facility. This site would enhance an aging-in-place service to be developed across these two parcels. It should also be noted that a kindergarten to grade 5 school will be developed in close proximity to both site. The placement of a senior's facility in close proximity to a school fosters intergenerational sharing.

Covenant Health has been made aware that the Clearview Market Square site plan shows a continuous pedestrian corridor situated diagonally between two L-shaped buildings. From an operational perspective, two buildings will not suit the needs of our residents. Typically an X-shaped building meets operational requirements. Given this, we would ask Council to consider allowing a pathway to be constructed through park-like land to the south and east of the building (see attached concept).

Thank you for your consideration in this matter.

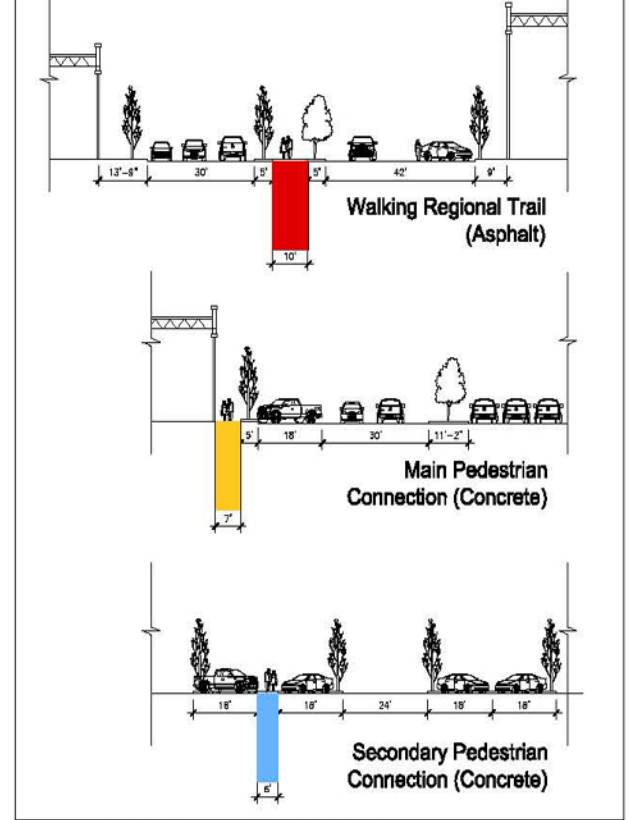
Sincerely

Kevin Cowan
Senior Director, Seniors Strategy Development
Covenant Health

Proposed Clearview Market Concept Plan

Proposed pedestrian connectivity and building configuration

Proposed Residential Site Configuration:
With pedestrian connection and building in 'X' configuration



② PEDESTRIAN CONNECTIVITY GRAPHIC
NTS



As proposed by Melcor:
November 2012

LEGISLATIVE SERVICES

December 12, 2012

Mr. Guy Pelletier, Vice President, Red Deer Region
Melcor Developments
502, 4901-48 Street
Red Deer, AB T4N 6M4

**Reference: Council Decision – December 10, 2012
Clearview Market Concept Plan Amendment –
Residential Proposal on 10 Colby Avenue**

Dear Mr. Pelletier:

The following resolution was passed at the Monday, December 10, 2012 regular meeting of Red Deer City Council:

Resolved that Council of The City of Red Deer having considered the report from the Planning Department, dated November 21, 2012, re: Clearview Market Concept Plan Amendment, Residential Proposal on 10 Colby Avenue, hereby agrees to amend the site plan and design package to allow the proposed 'x' building configuration as proposed by Melcor Developments with the following conditions:

1. The developer is required to provide a public pedestrian connection within the site to allow the access north to south.
2. The developer is required to address the private/public interface between the site and the pathway on all sides of the property. This may be achieved through enhanced landscaping or other built elements.

If you require additional information please contact Ms. Tara Lodewyk, Planning Services Manager at 403.406.8708.

Sincerely,



Frieda McDougall
Legislative Services Manager

c: Kim Fowler, Director of Planning Services
Tara Lodewyk, Planning Services Manager

DM 1305657



Council Decision – December 10, 2012

DATE: December 12, 2012
TO: Tara Lodewyk, Planning Services Manager
FROM: Frieda McDougall, Legislative Services Manager
SUBJECT: Clearview Market Concept Plan Amendment – Residential Proposal on 10 Colby Avenue

Reference Report:

Planning Department, dated November 21, 2012

Resolution:

The following resolution was passed during the Regular Council meeting held on Monday, December 10, 2012:

Resolved that Council of The City of Red Deer having considered the report from the Planning Department, dated November 21, 2012, re: Clearview Market Concept Plan Amendment, Residential Proposal on 10 Colby Avenue, hereby agrees to amend the site plan and design package to allow the proposed 'x' building configuration as proposed by Melcor Developments with the following conditions:

1. The developer is required to provide a public pedestrian connection within the site to allow the access north to south.
2. The developer is required to address the private/public interface between the site and the pathway on all sides of the property. This may be achieved through enhanced landscaping or other built elements.

Report back to Council: No

Comments/Further Action:

Administration to amend the site plan as noted above.

A handwritten signature in blue ink, appearing to read 'Frieda McDougall'.

Frieda McDougall

Legislative Services Manager

c: Director of Planning Services



November 05, 2012

Request for Repeal of Council Policies

Legislative Services

Report Summary & Recommendation:

Council is in the process of implementing a new Council governance policy framework and a number of Governance Process Policies were recently adopted by Council. As part of the process, the current Council policies were reviewed.

As a result, administration has identified the following Council policies are no longer needed. Council is being asked to repeal these Council policies:

1. 1004-C City of Red Deer Employee Eligibility on Council Committees, Boards, and Commissions
2. 1011 - C Media Communication
3. 2004-C Civic Employee Job Descriptions and Salary Ranges- Public Availability
4. 3104-C Gaetz Lakes Sanctuary, Waskasoo Park
5. 3105-C Staff Use of City Owned Facilities
6. 3201-C Municipal Policing Contract
7. 3202-C Bylaw Enforcement
8. 3301-C Child Care Program: Policy Objectives
9. 4201-C Mutual Aid Agreements
10. 4203-C Fire Protection
11. 4204-C Dangerous Goods Transportation
12. 4304-C Escarpment Development
13. 4306-C Development in Flood Plain
14. 4311-C Use of Water Well
15. 4605 -C Plugged Sewers
16. 4607 -C Reciprocal Agreements
17. 5403-C Penalties Applied to Tax Roll
18. 6211-C Authority to City Manager re: Lot Draws
19. 7001-C Broadcasting and Taping of Council Meetings
20. 7003-C Acceptance of Faxed Documents
21. 7025-C Council Response to Gaming Applications



City Manager Comments:

I support the recommendation of Administration that Council consider the repeal of the Council Policies as listed in this report.

Craig Curtis
City Manager

Proposed Resolution

Resolved that Council of The City of Red Deer, having considered the report from the Legislative Services department, dated November 5, 2012 re: Request for Repeal of Council Policies, hereby repeals the following Council Policies:

1. 1004-C City of Red Deer Employee Eligibility on Council Committees, Boards, and Commissions
2. 1011-C Media Communications
3. 2004-C Civic Employee Job Descriptions and Salary Ranges- Public Availability
4. 3104-C Gaetz Lakes Sanctuary, Waskasoo Park
5. 3105-C Staff Use of City Owned Facilities
6. 3201-C Municipal Policing Contract
7. 3202-C Bylaw Enforcement
8. 3301-C Child Care Program: Policy Objectives
9. 4201-C Mutual Aid Agreements
10. 4203-C Fire Protection
11. 4204-C Dangerous Goods Transportation
12. 4304-C Escarpment Development
13. 4306-C Development in Flood Plain
14. 4311-C Use of Water Well
15. 4605-C Plugged Sewers
16. 4607-C Reciprocal Agreements
17. 5403-C Penalties Applied to Tax Roll
18. 6211-C Authority to City Manager re: Lot Draws
19. 7001-C Broadcasting and Taping of Council Meetings
20. 7003-C Acceptance of Faxed Documents
21. 7025-C Council Response to Gaming Applications



Report Details

Background:

Council is in the process of implementing a new Council governance policy framework. As part of the process, the current Council policies were reviewed in this context.

Administration has identified Council policies they consider to no longer be needed for the organization. The majority of the attached policies were approved in 1996 and in the late 90's. None of the twenty-one policies have been reviewed or updated since their approval. The reasons the policies are no longer needed are included below. Council is being asked to repeal these Council policies.

Discussion:

Departments associated with these policies were consulted to confirm these policies are not required and that by repealing them no policy gaps or risk to the organization is created.

The following policies are recommended for repeal.

	Current Council Policy	Reason for Repeal
1.	1004-C City of Red Deer Employee Eligibility on Council Committees, Boards, and Commissions	Addressed in the Committees Bylaw, Section 5 and Section 4 (2).
2.	1011-C Media Communication	<p>The current policy describes the relationship and communication between Council and the media. It states: media is a tool for Council to provide the public with information; Council members are to be accessible, knowledgeable and prompt in replying; Council members are to have an effective relationship with the media; and, Council reserves the right to not discuss any matter of a legal or personal nature in accordance with access to information requirements of the MGA.</p> <p>Council's relationship and communication with the media is addressed through the new Governance Process policy "Transparency". Statement #2 of this policy reads, "Council will make Council policies, decisions and non-confidential</p>



	Current Council Policy	Reason for Repeal
		<p>information available to the public through a variety of media, and in a timely manner.”</p> <p>In addition, a Governance Process policy is flagged by Council for development to cover public engagement.</p>
3.	2004-C Civic Employee Job Descriptions and Salary Ranges- Public Availability	Covered by the FOIP Act, section 17 2(e).
4.	3104-C Gaetz Lakes Sanctuary, Waskasoo Park	This policy outlines relationship and responsibilities with respect to Gaetz Lakes Sanctuary, Waskasoo Park which is covered in an existing agreement.
5.	3105-C Staff Use of City Owned Facilities	By practice, The City does not grant free or subsidized use of City facilities to staff, except as provided for in The City's Benefit package.
6.	3201-C Municipal Policing Contracts	This policy states: “The RCMP will be responsible for enforcing laws, preventing crime and maintaining the peace, order and security within the city limits, in accordance with the Municipal Policing Agreement.” The provisions of this policy are covered in the agreement.
7.	3202-C Bylaw Enforcement	<p>This policy states: “Complaints received by The City, alleging a breach of a requirement of any City bylaw, will be investigated; the Traffic Bylaw shall be enforced by the Canadian Corps of Commissionaires pursuant to their contract; and except as noted in the second statement, the enforcement and the laying of charges for the breach of provisions of any City bylaw shall be at the discretion of the City Administration.”</p> <p>This policy is not needed since authority and responsibilities are laid out in bylaw.</p>



	Current Council Policy	Reason for Repeal
8.	3301-C Child Care Program: Policy Objectives	The City has no ongoing role in child care.
9.	4201-C Mutual Aid Agreements	The MGA s. 54 states “A municipality may provide any service it provides in all or part of the municipality (a) in another municipal authority with the agreement of the other municipal authority, and (b) in a part of a province or territory adjoining Alberta with the agreement of the authority from that province or territory whose jurisdiction includes the provision of the service or thing in that part of the province or territory.” The policy is therefore not needed as it is part of Emergency Services core business to enter into Mutual Aid Agreements for the mutual protection of our and neighboring municipalities.
10.	4203-C Fire Protection	The information in the policy is stated in Bylaw 3238/99 so it’s not necessary to also state in a policy.
11.	4204-C Dangerous Goods Transportation	The information in the policy is adequately represented in the Dangerous Goods Bylaw 3152/95, therefore the policy is not necessary.
12.	4304-C Escarpment Development	The policy information is covered in the City of Red Deer Land Use Bylaw 3357/2006 Sec 2.4.
13.	4306-C Development in Flood Plain	The policy information is covered in the City of Red Deer Land Use Bylaw 3357/2006 Sec 7.9.
14.	4311-C Use of Water Well	The policy information is covered in the City of Red Deer Utility Bylaw 3464/2011 Clause 62 – Use of Groundwater Wells.
15.	4605 –C Plugged Sewers	The policy information is covered in The City of Red Deer Utility Policy 3464/2011 Clauses: 77,78 and Schedule D.



	Current Council Policy	Reason for Repeal
16.	4607-C Reciprocal Agreements	This policy is not needed because the Municipal Government Act already provides for municipalities to enter into agreements for services, mutual aid, etc.
17.	5403-C Penalties Applied to Tax Roll	The Municipal Government Act primary sections: 553, 549, 550, 551, 501 and 646 and various other small section references are verbatim covered within this policy, therefore it is recommended this policy be repealed as the MGA will be the most current legislation to refer to and the MGA gives authority to add amounts to the tax roll.
18.	6211-C Authority to City Manager re: Lot Draws	<p>The only statement in this policy is that the City Manager is given authority to approve minor changes to the lot draw policy.</p> <p>There is no other information in this policy for the City Manager to change and there is no other lot draw policy; therefore this policy is not needed.</p>
19.	7001-C Broadcasting and Taping of Council Meetings	<p>This policy states: media can record Council meetings for broadcast purposes; the media's equipment can not interfere with Council proceedings, and the Chair will be given notice of any intention to broadcast live.</p> <p>The policy is no longer relevant or necessary since The City offers 'live stream' viewing of their open Council meetings.</p>
20.	7003-C Acceptance of Faxed Documents	<p>This policy tells administration when faxed documents and faxed signatures will be accepted as legally valid and outlines circumstances that are excluded/ when only originals will be considered legally valid including:</p> <ol style="list-style-type: none"> when payment is required along with the notice, e.g. accepting an option or right of first refusal payments execution of contracts and agreements requests for sealed quotations or



	Current Council Policy	Reason for Repeal
		<p>tenders to be publicly opened at 2:00 p.m.</p> <p>e. submission of nomination forms relative to General Municipal Elections</p> <p>Non-acceptance of faxed documents is outlined in other policy documents and/or legislation.</p>
21.	7025-C Council Response to Gaming Applications	This policy has never been enacted since it was adopted in 2002.

Analysis:

There are no policy gaps or risk created if the above Council policies are repealed.

**City of Red Deer Employee
Eligibility on Council Committees,
Boards, and Commissions****Purpose:**

The purpose of this policy is to establish the eligibility of City employees on Council committees, boards and commissions.

Policy Statement(s):

1. No City employee shall be eligible to serve as a voting member on any Council committee, commission or board established by bylaw, unless:
 - (a) such committee, commission or board is solely of a technical nature; and
 - (b) appointment of The City employee is embodied within the bylaw.
2. As authorized by the City Manager, a City employee may serve as an advisory member without vote, on any Council committee, commission, or board established by bylaw.
3. Where deemed appropriate by Council, a City employee may serve on an ad hoc committee established by resolution of Council.

Scope/Application:

This policy applies to all City employees.

Authority/Responsibility to Implement:

The City Manager will ensure the policy requirements are met and updated as required.

Document History:

Approved: September 9, 1996
Administrative Revision (new template): January 28, 2010

**Purpose:**

This purpose of this policy is to manage the communication between Council and the media.

Policy Statement(s):

1. Council of the City of Red Deer recognize the importance of the media as a tool to get accurate and objective information to the public in the form of “reporting the news”.
2. In responding to media requests, Council members will be accessible, prompt and knowledgeable.
3. City Council will maintain an effective working relationship with the media. Council will meet the media on an as required basis. Council will place a high priority on responding promptly to specific media requests.
4. Council reserves the right not to discuss with the media, any matter of a legal or personal nature involving the City or City employees nor matters pertaining to specific private sector competitive information in accordance with the access to information requirements of the Municipal Government Act.

Authority/Responsibility to Implement:

The City Manager will ensure the policy requirements are met and updated as required.

References/Links:

- MGA
- FOIP Act
- Corporate policy 5114-CA Access to Information and Protection of Privacy
- Corporate procedure 5114.01-CP Access to Information and Protection of Privacy



Document History:

Approved: March 10,1997
Administrative Revision (new template): March 9, 2010



THE CITY OF

Red Deer

COUNCIL POLICY

2004 - C

Civic Employee Job Descriptions and Salary Ranges- Public Availability

Purpose:

The purpose of this policy is to provide guidelines for the availability of job descriptions and salary ranges of City employees to the public.

Policy Statement(s):

Job descriptions and salary ranges of City employees are to be made available at normal rates to any elector or owner of land within the City, upon written request to the Human Resources Manager.

Authority/Responsibility to Implement:

The City Manager will ensure the policy requirements are met and updated as required.

Document History:

Approved: September 9, 1996
Administrative Revision (new template): March 9, 2010

**Gaetz Lakes Sanctuary,
Waskasoo Park****Purpose:**

The purpose of this policy is to recognize restrictions imposed on the City as a result of the transfer of the Gaetz Lakes Sanctuary to The City.

Policy Statement(s):

1. The Federal Bird Sanctuary was transferred to The City in 1983, subject to the following terms and conditions, which are maintained by the Gaetz Lakes Sanctuary Committee.
 - (a) The land shall be used primarily for the protection of wildlife in its natural habitat;
 - (b) No activity that conflicts with the protection of wildlife shall be permitted on the land;
 - (c) The Council of the City shall establish and maintain a committee that should include a representative of the Fish & Wildlife Division of the Department of Energy & Natural Resources, to ensure that the purchaser complies with the conditions and restrictions on the use of the land set forth in this agreement;
 - (d) Access to the land and movement within the boundaries of the land shall be restricted;
 - (e) No boats or canoes shall be permitted on any lakes within the boundaries of the land;
 - (f) No vehicles of any type shall be allowed in, on or about the land, except for the purpose of an emergency;
 - (g) No horses or pets shall be allowed in, on or about the land;
 - (h) No camping, picnicking or partying shall be permitted in, on or about the land."
2. Gaetz Lakes Sanctuary shall continue to be operated subject to the above conditions and in accordance with the terms and conditions established by the Province and monitored by Gaetz Lakes Sanctuary Committee.



COUNCIL POLICY
3104 - C

Gaetz Lakes Sanctuary,
Waskasoo Park

Authority/Responsibility to Implement:

The City Manager will ensure the policy requirements are met and updated as required.

Document History:

Approved: September 9, 1996
Administrative Revision (new template): March 9, 2010

**Staff Use of City Owned Facilities****Purpose:**

The purpose of this policy is to provide for the staff use of City-owned facilities.

Policy Statement(s):

Any City department, board and/or society which operates a City-owned facility shall ensure that if any free or subsidized use of said facilities is granted to staff the cost of this benefit shall be included in its budget and reviewed by City Council on an annual basis.

Scope/Application:

This policy applies to all employees.

Authority/Responsibility to Implement:

The City Manager will ensure the policy requirements are met and updated as required.

Document History:

Approved: September 9, 1996
Administrative Revision (new template): March 9, 2010

**Municipal Policing Contracts****Policy Statement:**

The R.C.M.P. will be responsible for enforcing laws, preventing crime and maintaining the peace, order and security within the City limits, in accordance with the Municipal Policing Agreement.

Authority/Responsibility to Implement:

The City Manager will ensure the policy requirements are met and updated as required.

Document History:

Approved: September 9, 1996
Administrative Revision (new template): March 9, 2010

**Purpose:**

This policy establishes The City's position for enforcing bylaws.

Policy Statement(s):

1. All complaints received by The City, alleging a breach of a requirement of any City bylaw, will be investigated.
2. The Traffic Bylaw of The City shall be enforced by the Canadian Corps of Commissionaires pursuant to their contract.
3. Except as noted in clause 2, the enforcement and the laying of charges for the breach of provisions of any City bylaw, shall be at the discretion of the City Administration.

Authority/Responsibility to Implement:

The City Manager will ensure the policy requirements are met and updated as required.

Document History:

Approved: September 9, 1996
Administrative Revision (new template): March 9, 2010



Child Care Program: Policy Objectives

Policy Statement(s):

The Child Care Program involves the provision of limited funding which allows low income families and families with children with special needs to access affordable child care.

This is accomplished through:

- (a) A Day Care Management Agreement with Red Deer Child Care Society which clearly outlines the role of the Red Deer Child Care Society, expectations in operations, and expectations in the tenancy of the two City owned facilities.
- (b) Individual agreements with other licensed child care program operators which clarify roles and expectations.

Authority/Responsibility to Implement:

The City Manager will ensure the policy requirements are met and updated as required.

References/Links:

- Day Care Management Agreement dated December 1995
- Community Services Master Plan

Document History:

Approved: September 9, 1996
Administrative Revision (new template): March 9, 2010

**Mutual Aid Agreements****Purpose:**

This policy sets direction for The City with Mutual Aid Agreements.

Policy Statement(s):

1. The City will enter into Mutual Aid Agreements for fire protection and rescue services with other municipal jurisdictions as approved from time to time by City Council.
2. The Fire Chief, or in his absence, the Deputy Fire Chief will determine what equipment may be sent out of the City in response to a request made under Mutual Aid Agreements.
3. Any actions taken by the Fire Chief shall be reported to the Mayor and/or City Manager as soon as possible.
4. User fees shall be established and reviewed on an annual basis.

Authority/Responsibility to Implement:

The City Manager will ensure the policy requirements are met and updated as required.

Document History:

Approved: September 9, 1996
Administrative Revision (new template): March 9, 2010

**Purpose:**

To set out The City's practice for fire protection and ambulance services.

Policy Statement(s):

The City will provide fire protection and ambulance services in the city and operate a number of fire stations in the city to provide reasonably prompt service having regard to all the circumstances of each event.

Authority/Responsibility to Implement:

The City Manager will ensure the policy requirements are met and updated as required.

Document History:

Approved: September 9, 1996
Administrative Revision (new template): March 9, 2010

**Dangerous Goods Transportation****Purpose:**

To set out The City's practice for transportation of dangerous goods.

Policy Statement(s):

The City shall designate a Dangerous Goods Transportation system, including routes, fines and prohibitions.

Authority/Responsibility to Implement:

The City Manager will ensure the policy requirements are met and updated as required.

References/Links:

- Corporate policy 2005-CA Occupational Health & Safety

Document History:

Approved: September 9, 1996
Administrative Revision (new template): March 9, 2010

**Escarpment Development****Purpose:**

This policy sets out requirements for escarpment development.

Policy Statement(s):

As a condition of receiving a building permit for any development that is located on or adjacent to a hillside, the developer will first submit a detailed geotechnical report indicating that the development is viable. In addition, the developer shall provide The City with an Indemnification Agreement satisfactory to the City Solicitor prior to and as a condition of receiving a building permit.

Authority/Responsibility to Implement:

The City Manager will ensure the policy requirements are met and updated as required.

Document History:

Approved: September 9, 1996
Administrative Revision (new template): March 9, 2010

**Development in Flood Plain****Purpose:**

The purpose of this policy is to control development in the flood plain.

Policy Statement(s):

1. In general, low risk activities such as temporary outside storage or parks use, may be permitted in the Flood Fringe at the discretion of the Director of Development Services and Parkland Community Planning Services.
2. Industrial, commercial, institutional, or residential development will not be permitted in the Flood Fringe unless the area is flood proofed by filling to a level equivalent to the 1:100 year flood level plus 0.3 m.
3. Development in the Flood Way, other than bridge structures and related roadways, will not be permitted.

Authority/Responsibility to Implement:

The City Manager will ensure the policy requirements are met and updated as required.

Document History:

Approved: September 9, 1996
Administrative Revision (new template): March 9, 2010

**Purpose:**

The purpose of this policy is to control the use of water wells.

Policy Statement(s):

1. In circumstances where a property has been previously serviced with an existing water well and upon connection to the City's water system, the owner or developer of the property must disconnect the water well from the building's water system so that no possibility for cross connection exists.
2. The water well may be retained for irrigation purposes or other uses as approved by the Engineering Department Manager.

Authority/Responsibility to Implement:

The City Manager will ensure the policy requirements are met and updated as required.

Document History:

Approved: September 9, 1996
Administrative Revision (new template): March 9, 2010

**Purpose:**

The purpose of this policy is to provide for dealing with plugged sewer services.

Policy Statement(s):

1. A private plumbing firm is to be called first when a sewer blockage occurs.
2. Plumbers are to bill the City directly if blockages occur on City property, using rates established in the City's Utility Bylaw.
3. The City is to respond if a plumber is unable to clear a blockage on City property.
4. The City will pay for blockages on City property provided that the blockage is not caused by tree roots from trees on private property.
5. The City will re-lay the City portion of the pipe if repeated blockages occur, assuming the grade is not a problem.

Authority/Responsibility to Implement:

City Manager

Document History:

Approved: September 9, 1996
Administrative Revision (new template): March 12, 2010

**Reciprocal Agreements
(For Maintenance Purposes)****Purpose:**

The establish direction for reciprocal agreements.

Policy Statement(s):

Reciprocal agreements may be entered into with government agencies to provide common or sharing of services.

Authority/Responsibility to Implement:

City Manager

Document History:

Approved: September 9, 1996
Administrative Revision (new template): March 12, 2010

**Penalties Applied to Tax Roll****Purpose:**

To provide for the collection of unpaid expenses and costs by applying same to the tax roll.

Policy Statement(s):

1. Pursuant to section 553(1) of the Municipal Government Act (the "Act"), the following amounts shall be added to the tax roll of a parcel of land when such amounts have become due and remain unpaid after the due date, or, alternately, where such unpaid sums are due on demand and remain unpaid, namely:
2. Unpaid costs referred to in section 35(4) or 39(2) of the Act relating to service connections of a municipal public utility that are owing by the owner of the parcel;
3. Unpaid charges referred to in section 42 of the Act for a municipal utility service provided to the parcel by a municipal public utility that are owing by the owner of the parcel;
4. Unpaid expenses and costs referred to in section 549(3) of the Act if the parcel's owner contravened the enactment or bylaw and the contravention occurred on all or a part of the parcel;
5. Unpaid expenses and costs referred to in section 550(3) of the Act relating to a dangerous structure, excavation or hole in respect of the parcel or unsightly property on the parcel that are owing by the owner of the parcel;
6. Unpaid expenses, costs and remuneration referred to in section 551(5) of the Act if the parcel's owner caused the emergency and the cause of the emergency was located on all or a part of the parcel;
7. Costs associated with tax recovery proceedings related to the parcel as defined in the Act;
8. Unpaid costs awarded by the Municipal Government Board under section 501 in the Act, if the Board has awarded costs against the owner of the parcel in favour of the municipality and the matter before the Board was related to the parcel;
9. The costs and expenses of carrying out an order under section 646 in the Act;
10. Any other amount that may be added to the tax roll under an enactment as defined in the Act.



Penalties Applied to Tax Roll

Authority/Responsibility to Implement:

- MGA
- City Manager

Document History:

Approved: September 9, 1996
Administrative Revision (new template): March 12, 2010

**COUNCIL POLICY**
6211 - C**Authority to City Manager**
Re: Lot Draws**Purpose:**

To delegate authority for lot draws.

Policy Statement(s):

The City Manager is delegated authority to approve minor changes to the lot draw policy.

Authority/Responsibility to Implement:

City Manager

Document History:

Approved: May 25, 1999

Administrative Revisions:

Date:	Revision:
March 12, 2010	New template
May 13, 2010	Policy number changed from 4511 to 6211

**Broadcasting & Taping of
Council Meetings****Purpose:**

The purpose of this policy is to provide guidelines for the taping and broadcasting of City Council meetings.

Policy Statement(s):

1. The news media shall be granted the right to tape record for broadcast purposes, or to broadcast directly, open Council Meetings, subject to suitable arrangements being made to ensure that electronic equipment does not, by its presence, interfere in any way with normal Council proceedings.
2. Prior to the commencement of any live broadcast, and prior to the commencement of the meeting, the chairperson shall be given notice of any intention to broadcast live.

Scope/Application:

This policy applies to Council meetings.

Authority/Responsibility to Implement:

The City Manager will ensure the policy requirements are met and updated as required.

Inquiries/Contact Person:

Legislative & Governance Services Manager

Document History:

Approved: September 9, 1996

**COUNCIL POLICY**
7001 - C**Broadcasting & Taping of
Council Meetings****Administrative Revisions:**

Date:	Description:
January 28, 2010	New policy template
May 31, 2010	Renumbered from 5102 to 7001 (due to LAS becoming LGS – separate from Corporate Services)

**Acceptance of Faxed Documents****Purpose:**

The purpose of this policy is to establish when faxed documents will be accepted as originals.

Policy Statement(s):

1. Faxed documents and faxed signatures will be accepted as legally valid.
2. The following circumstances will be excluded from this policy and only original documents will be considered as legally valid:
 - (a) When payment is required along with the notice, e.g. accepting an option or right of first refusal;
 - (b) Payments;
 - (c) Execution of contracts and agreements;
 - (d) Requests for sealed quotations or tenders to be publicly opened at 2:00 p.m.; and
 - (e) Submission of nomination forms relative to General Municipal Elections.

Authority/Responsibility to Implement:

The City Manager will ensure the policy requirements are met and updated as required.

Inquiries/Contact Person:

Legislative and Governance Services (LGS) Manager

Document History:

Approved: September 9, 1996

Administrative Revisions:

**Acceptance of Faxed Documents**

Date:	Description:
January 28, 2010	New policy template
May 31, 2010	<ul style="list-style-type: none">• Renumbered from 5104 to 7003 (due to LAS becoming LGS - which separated from Corporate Services)• Changed reference from LAS Manager to LGS Manager

**Council Response to
Gaming Applications****Purpose:**

To establish the process for responding to Alberta Gaming and Liquor Commission requests for municipal comments on gaming applications in the city of Red Deer.

Policy Statement:

1. When asked by the Alberta Gaming and Liquor Commission to express its support, or lack of support for the licensing of any new, expanded, or renovated casino development within the boundaries of Red Deer, the City Manager will issue a news release and place paid advertising advising the community that The City has received this request and directing that individuals may forward their views directly to the Alberta Gaming and Liquor Commission and/or their Provincial MLA;
2. A letter will be sent to Alberta Gaming and Liquor Commission on gaming applications advising of the process followed and indicating that no expression of support or non-support by Council will be issued.

Scope/Application:

Applies to requests that are not within the regulatory control of The City.

Authority/Responsibility to Implement:

City Manager

References/Links:

- December 16, 2002 Council Meeting Agenda
- Council Resolution passed at the December 16, 2002 Council Meeting (Page 14 of December 16, 2002 Council Minutes)

**Council Response to
Gaming Applications****Inquiries/Contact Person:**

Legislative & Governance Services Manager

Document History:

Approved: December 16, 2002

Administrative Revisions:

Date:	Description:
March 12, 2010	<ul style="list-style-type: none">changed font and order of headings
June 7, 2010	<ul style="list-style-type: none">Renumbered from 4413-C to 7025-C (due to moving it from Inspections & Licensing to LGS)Updated to Legislative & Governance Services Manager from Legislative & Administrative Services Manager (under "Inquiries/Contact Person")



Council Decision – December 10, 2012

DATE: December 12, 2012
TO: Erin Stuart, Deputy City Clerk
FROM: Frieda McDougall, Legislative Services Manager
SUBJECT: Request for Repeal of Council Policies

Reference Report:

Legislative Services, dated November 05, 2012

Resolution:

The following resolution was passed during the Regular Council meeting held on Monday, December 10, 2012:

Resolved that Council of The City of Red Deer, having considered the report from the Legislative Services department dated November 5, 2012 re:
Request for Repeal of Council Policies, hereby agrees to repeal the following Council Policies:

1. 1004-C City of Red Deer Employee Eligibility on Council Committees, Boards, and Commissions
2. 1011-C Media Communications
3. 2004-C Civic Employee Job Descriptions and Salary Ranges-Public Availability
4. 3104-C Gaetz Lakes Sanctuary, Waskasoo Park
5. 3105-C Staff Use of City Owned Facilities
6. 3201-C Municipal Policing Contract
7. 3202-C Bylaw Enforcement
8. 3301-C Child Care Program: Policy Objectives
9. 4201-C Mutual Aid Agreements
10. 4203-C Fire Protection
11. 4204-C Dangerous Goods Transportation
12. 4304-C Escarpment Development
13. 4306-C Development in Flood Plain
14. 4311-C Use of Water Well
15. 4605-C Plugged Sewers
16. 4607-C Reciprocal Agreements
17. 5403-C Penalties Applied to Tax Roll

Council Decision Letter – Repeal of Council Policies
December 12, 2012
Page Two

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|-----|--------|---|
| 18. | 6211-C | Authority to City Manager re: Lot Draws |
| 19. | 7001-C | Broadcasting and Taping of Council Meetings |
| 20. | 7003-C | Acceptance of Faxed Documents |

Report back to Council: No

Comments/Further Action:

Administration to repeal the above noted policies.



Frieda McDougall
Legislative Services Manager

c: Policy & Research Coordinator



November 27, 2012

Ratification of Red Deer Downtown Business Association Board of Director Appointments

Legislative Services

Report Summary & Recommendation:

The Red Deer Downtown Business Association requests Council's ratification of new members of the Red Deer Downtown Business Association Board of Directors.

City Manager Comments:

I support the recommendation of Administration.

Craig Curtis
City Manager

Proposed Resolution

Resolved that Council of The City of Red Deer having considered the report from the Legislative Services Department, dated November 27, 2012 re: Ratification of Red Deer Downtown Business Association Board of Director Appointments, hereby ratifies the appointment of the following members of the Red Deer Downtown Business Association Board of Directors for a term January 1, 2013 to December 31, 2015:

Lucas Ford, Classic Tattoo Co.
Rolland Forsland, Dose Coffee & Love
Sheena Johnson, The Bra Lounge



Report Details

Background:

Section 6 (1) 4 of the Downtown Business Revitalization Zone Bylaw 2827/83 states that the Board of Directors of the Red Deer Downtown Business Association may consist of up to eleven (11) members, who shall be appointed by resolution of Council.

The Red Deer Downtown Business Association has submitted a letter requesting Council's ratification of new members of the Board of Directors of the Red Deer Downtown Business Association for a term January 1, 2013 to December 31, 2015 at the Monday, December 10, 2012 Council Meeting



November 28, 2012

Elaine Vincent
Legislative and Governance Services
The City of Red Deer
Box 5008
Red Deer, AB T4N 3T4

Dear Ms. Vincent:

The Downtown Business Association pleased to announce the voting results of its 2013 Board of Directors election. We respectfully submit the following new members for appointment by City Council for the term January 1, 2013 to December 31, 2015.

Lucas Ford – Classic Tattoo Co.

Rolland Forsland – Dose Coffee & Love

Sheena Johnson – The Bra Lounge

The Executive will be appointed by the Board of Directors at the first meeting in January. We will provide you with an updated contact list of the Board of Directors and Executive at that time.

Sincerely,

Janice Shimek
Acting Executive Director

FILE COPY



LEGISLATIVE SERVICES

December 12, 2012

Janice Shimek
Acting Executive Director
Red Deer Downtown Business Association
111A, 4818-50 (Gaetz) Avenue
Red Deer, AB T4N 4A3

Dear Ms. Shimek,

**Re: Council Decision – December 10, 2012
Ratification of Red Deer Downtown Business Association Board of Directors
Appointments**

The following resolution was passed at the Monday, December 10, 2012 regular meeting of Red Deer City Council:

Resolved that Council of The City of Red Deer having considered the report from the Legislative Services Department, dated November 27, 2012 re: Ratification of Red Deer Downtown Business Association Board of Director Appointments, hereby ratifies the appointment of the following members of the Red Deer Downtown Business Association Board of Directors for a term January 1, 2013 to December 31, 2015:

Lucas Ford, Classic Tattoo Co.
Rolland Forsland, Dose Coffee & Love
Sheena Johnson, The Bra Lounge

Should you have any questions, please do not hesitate to contact me at 403.342.8132.

Sincerely,

Frieda McDougall
Legislative Services Manager

c: D. Nebozenko, Planning Services
Committee Coordinator

FILE COPY



Council Decision – December 10, 2012

DATE: December 12, 2012
TO: Erin Stuart, Deputy City Clerk
FROM: Frieda McDougall, Legislative Services Manager
SUBJECT: Ratification of Red Deer Downtown Business Association
Board of Director Appointments

Reference Report:

Legislative Services, dated November 27, 2012

Resolution:

The following resolution was passed during the Regular Council meeting held on Monday, December 10, 2012:

Resolved that Council of The City of Red Deer having considered the report from the Legislative Services Department, dated November 27, 2012 re: Ratification of Red Deer Downtown Business Association Board of Director Appointments, hereby ratifies the appointment of the following members of the Red Deer Downtown Business Association Board of Directors for a term January 1, 2013 to December 31, 2015:

Lucas Ford, Classic Tattoo Co.
Rolland Forsland, Dose Coffee & Love
Sheena Johnson, The Bra Lounge

Report back to Council: No

A handwritten signature in blue ink, reading 'Frieda McDougall'.

Frieda McDougall
Legislative Services Manager

c: Committees Coordinator
Corporate Meeting Coordinator



November 20, 2012

Waskasoo Neighbourhood Area Structure Plan

Bylaw 3217/D-2012

Planning Department

Report Summary & Recommendation:

The Planning Department has received a neighbourhood area structure plan application (see attached copy) for the centrally located Waskasoo Neighbourhood. The Plan proposes 16 single family residential dwellings on 43 Avenue and 3 single family residential dwellings on a portion of 59 Street. The property is owned by the Chinook's Edge School Division. The property is currently zoned PS Public Services (Institutional or Government) District. The Municipal Development Plan (MDP) identifies the land as open space major on the generalized land use concept map. The NASP has been circulated to the Gaetz Lake Sanctuary Committee, Waskasoo Community Association, City Departments and the Municipal Planning Commission (MPC).

Administration is requesting that Council consider the fundamental question of whether low density residential development on the Chinook's Edge School Site is an appropriate land use. The Planning Department has developed a unique planning process for this NASP proposal, as outlined in Appendix B.

The options for consideration by Council are as follows:

1) Council support consideration of low density residential on the Chinook Edge site in Waskasoo by giving first reading to Bylaw 3217/D-2012. Council then tables the NASP until such time that the applicant has completed the necessary supporting studies, held a public open house and made resulting changes to the NASP, as outlined by administration. The NASP would then come back to Council for public hearing and consideration of 2nd and 3rd readings.

2) Council does not support low density residential on the Chinook's Edge site as proposed in Waskasoo by defeating first reading of Bylaw 3217/D-2012.

Planning Administration supports the Chinook Edge site remaining as a combination of Public Service (Institutional or Government) District and open space. The current zoning allows for infill development on the site as outlined in the Land Use Bylaw.

Planning Administration does not feel there is merit in further consideration of the Waskasoo NASP, therefore recommends Council defeat first reading of Bylaw 3217/D-2012



City Manager Comments:

I strongly support the recommendation of the Planning Department for the reasons outlined in my report to the Municipal Planning Commission, dated November 13, 2012 and the resolution passed by the Municipal Planning Commission, dated November 14, 2012.

Craig Curtis
City Manager

Proposed Resolution

The Council defeats first reading of the Waskasoo Neighbourhood Area Structure Plan Bylaw 3217/D-2012.



Report Details

Background:

The site characteristics, history of the site and steps in the NASP process to date are outlined in bullet form below:

Existing Site Characteristics

- Chinook Edge Site contains, along with the River Glen School building, many amenities including: Toboggan hill, swing set, playground, volleyball court, soccer field, tennis/basketball court, ball diamond backstops and a portion of the Waskasoo Trail.
- A portion of the site falls within two former landfill setback areas (300 metre setback required, as per the *Subdivision and Development Regulation – Municipal Government Act*)
- The site is zoned PS Public Services (Institutional or Government) District. Discretionary uses in the PS District include: Assisted living facilities, concessions, campgrounds, day care facilities, institutional service facilities, offices for community oriented groups which have recreation as part of their programs, private clubs or organizations, and temporary care facilities.

Timeline

- 1944 – Privately held land parcel transferred to Government of Canada. No record of land transfer in City files.
- 1948 – Land and buildings sold by Government of Canada to City of Red Deer for \$66,899.68.
- 1959 – Construction of school on the Chinook Edge site
- 1961 – Land and buildings sold by City of Red Deer to Red Deer Board of Trustees of Red Deer School Division (#35) for \$51,624.17.
- 1970 – Red Deer Board of Trustees of Red Deer School Division (#35) transfer land and buildings to the Board of Education of the County of Red Deer (#23). No details of transaction on City records.
- 1994 – The assets of the County of Red Deer School Board including the River Glen property are transferred to the new Chinook Edge School Board. Transfer occurred by Order in Council.
- 2010 – Waskasoo Area Structure Plan submitted to City (see attached). Area Structure Plan was requested by The City prior to any consideration for their request for residential development to fully outline the impacts on the Waskasoo Neighbourhood.
- May 2011 – Province approved a replacement for the River Glen School. The press release stated: “The new Penhold School will free up space for Red Deer Public School District to address enrolment pressures.”



- The land has been zoned as Public Service (or a similar zoning) since before 1980.

Discussion:

The typical NASP process requires a public open house and for the applicant to address any outstanding issues prior to administration presenting the plan to Council for consideration. Administration, in this case, is requesting that Council determine if there is merit in the proposal prior to requesting additional studies and the public open house. This approach has been taken due to the Community Association's non-support for the plan and the need for additional special studies.

The policy framework related to the site is as follows:

Municipal Development Plan, 2008

- The generalized land use concept identifies *the long term land use pattern for the lands within current city boundaries. The land uses identified are based on prominent or main type of land use to be located in the area.*
- The generalized land use concept map identifies the proposed development area as open space major. Open space major represents *[t]he existing and proposed areas that make up the major elements of Red Deer's overall open space system.* This area includes the Waskasoo Trail and Gaetz Lakes hence defining it generally as major open space.
- More specific boundaries and information on the precise land uses is intended to be provided through area structure plans, area redevelopment plans and the Land Use Bylaw.
- City wide policies found in the MDP support infill development, utilization of existing infrastructure, housing mix, community open space connections, and smarter growth. Refer to Appendix A.

Waskasoo Park Master Plan, 1982

- Area is identified as 'open space' and shows a part of the Waskasoo Trail crossing the land.

River Valley and Tributaries Park Concept Plan, 2010

- The RVTCP plan does not apply to these lands as it directs future growth of the Waskasoo Park system and identifies lands best suited for potential trails and parks within the City of Red Deer growth area. Within the growth area it aims for a 100-metre buffer on each side of the Red Deer River for the Park Concept.

Land Use Bylaw 3357/2006

- Area is zoned PS Public Service (Institutional or Government) District. (Attached) The land owner may develop or sell the land for institutional



uses such as: Assisted living facilities, concessions, campgrounds, day care facilities, institutional service facilities, offices for community oriented groups which have recreation as part of their programs, private clubs or organizations, and temporary care facilities. These uses are listed as discretionary in the Land Use Bylaw.

Area Redevelopment Plan

- There is no area redevelopment plan for Waskasoo. An area redevelopment plan is scheduled to begin in 2013 after completion of the West Park and Railyards ARP's.

Agreements

The County of Red Deer (former land owner) passed a resolution on August 28, 1985 stating: *that permission be granted to construct a paved path on the River Glen school grounds providing this followed the western and northern edge of the property and vehicle traffic was not permitted.* The agreement notes that *The Board was assuming that an easement would not be required.*

Stakeholder Comments

The Planning Department has discussed the proposed NASP with the Waskasoo Community Association and the Gaetz Lake Sanctuary Committee. The responses are attached to this report.

The Gaetz Lake Sanctuary Committee has general comments on the proposed concept but does not object to the proposal. The Gaetz Lakes Sanctuary Committee notes that they are supportive of infill development and increasing density in the city.

The Waskasoo Community Association is opposed to the proposed development. The reasons cited are: Negative impact to Red Deer's park system – trail connectivity, issues of environmental sustainability, loss of amenities, and the impact the development would have on the character that defines the Waskasoo neighbourhood.

The Planning Department presented an overview of the Waskasoo NASP to the Municipal Planning Commission on November 14, 2012. The Municipal Planning Commission passed the following resolution:

Resolved *that the Municipal Planning Commission hereby recommends that Red Deer City Council not support the application for the Waskasoo Neighbourhood Area Structure Plan for the following reasons:*

- *The development is opposed by the Waskasoo Community Association for a number of reasons including the fact that development of this site should be considered in conjunction with the planned future Area Redevelopment Plan for the area.*



- The development will impact traffic on 45th Avenue which has been retained as a low key road accessing the park facilities and amenities.
- The only related use currently “permitted” under the Land Use Bylaw is “recreation and sport activities operated or sponsored by a government body or agency for the participation of the public at large”.
- A portion of the development and road upgrading falls under the escarpment setback area and a geotechnical evaluation is required. The river bank in this area is subject to erosion.
- The Waskasoo Neighbourhood has a cohesive architectural character which could be impacted by the proposed development.
- The experience of driving along 45th Avenue to the Waskasoo Park facilities would be detrimentally impacted by development directly adjacent to 45th Avenue.

Administrative Comments

The Waskasoo NASP was circulated to administration for comment. There was not consensus amongst administration. The following concerns were received. Additional information was also requested.

Concerns:

- MDP identifies the area as *open space major*. NASP does not coincide with the MDP's identified land use for the area.
- The plan will result in a net loss of open space in the Waskasoo Neighbourhood.
- The NASP compromises the recommended wildlife and vegetation setbacks for the ecological sustainability of the Gaetz Lake Sanctuary.
- Proposal does not meet the intent of the PS District zoning.

Additional Studies Required by Administration for NASP:

- A portion of the proposed development area and 45 Avenue falls within the escarpment setback area – geotechnical evaluation is required.
- Developer to confirm 1:100 year flood levels on the property.
- Developer will be responsible for determining the adequacy of the utility system.

Analysis:

The analysis aims to determine if there is merit, based on the MDP and planning principles, for this proposal to be considered further.

The Chinook's Edge site was identified as open space major on the generalized land use concept in the MDP because of the Waskasoo Trail link, and the Gaetz Lakes were the existing predominant uses in the area. The specifics of the land uses are to be provided through an area redevelopment plan, area structure plan or Land Use Bylaw. In the absence



of an adopted ARP or ASP the Land Use Bylaw currently provides the direction as PS (Institutional or Government) District for this area.

The general purpose of the PS District is to *provide land for those uses which are public or quasi public in nature*. The PS district allows for schools, day cares, assisted living sites, recreation and sports activities, campgrounds, temporary care facilities, museums, libraries, churches, and other institutional service facilities that provide community services to the public. The location of this site along the river, adjacent to parks, and close to the downtown is a logical setting for these types of uses.

The MDP supports infill development. The current zoning allows for infill development to occur. The Gaetz Lakes Sanctuary Committee is supportive of infill development in this area.

Planning Administration supports this area remaining as an institutional precinct. This allows for appropriate infill development of institutional uses that are of a public or quasi public nature on these lands.

If Council chooses to proceed with the single family residential development, as proposed in the Waskasoo NASP, then an MDP amendment is also required to clearly reflect the proposed plan.



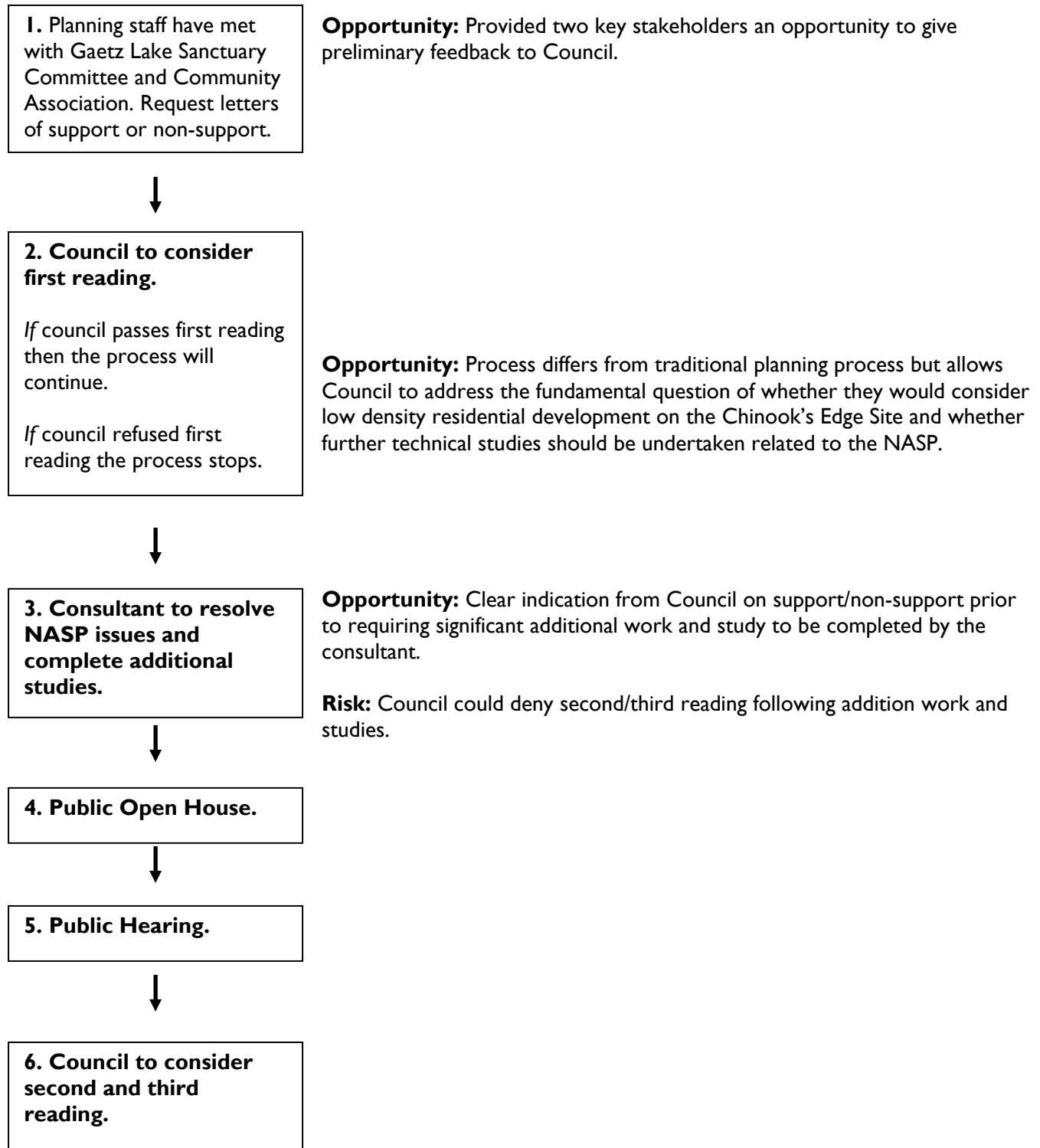
PLANNING DEPARTMENT

Appendix A: MDP Policies

- 5.10 Redevelopment and Intensification** – The City shall undertake reviews of potential redevelopment and intensification opportunities in established areas, including but not limited to:
- Greater Downtown
 - Gaetz Avenue Corridors
 - Michener Centre Lands
 - Red Deer College area
 - Vacant and under-utilized sites in communities.
- 5.18 Infill Development** - The City should support infill residential and commercial development on vacant or underutilized parcels of land in established areas.
- 10.9 Infill and Intensification in Established Neighbourhoods** - Intensification shall be encouraged in established neighbourhoods through residential and mixed use infill projects where there is adequate capacity in major municipal infrastructure. . .
- 11.4 Infill and Intensification Opportunities** – The City shall continue to promote opportunities for infill and intensification within the Greater Downtown in order to facilitate a mixed use and compact urban form; utilize existing infrastructure efficiently and increase the range of services and amenities available to workers, residents and visitors in the Greater Downtown area.
- 11.5 Downtown Housing Strategy** - The City shall support the development of higher density housing in or near the Greater Downtown Area.
- 14.4 Open Space Connections** – As new areas are planned and developed, The City shall ensure the design of the parks and open space systems provides:
- linkages to the major open space, including along the Red Deer River and its tributaries,
 - linear corridors and pedestrian connections within and between neighbourhoods; and
 - Consideration of continuous wildlife corridors and key wildlife habitat as identified in the Natural Area/Ecospace Classification Prioritization System...
- 16.1 Coordination of Land Use and Transportation** – The City shall coordinate transportation and land use patterns with the objective of minimizing travel distances and managing transportation demand, including encouraging the use of alternatives that do not rely on single occupant passenger vehicles.
- 16.2 Utilization of Available Infrastructure Capacity** – The City shall coordinate the planning and construction of transportation infrastructure and development, so as to maximize the utilization of available and planned transportation capacity.
- 16.4 Coordination of Community Connections** – The City shall coordinate the provision of road, transit and pathway connections, between and through communities, through the local area planning process.

Appendix B

Proposed Planning Process:






Date: November 13, 2012

To: Municipal Planning Commission

From: Craig Curtis
City Manager

Subject: WASKASOO NEIGHBOURHOOD AREA STRUCTURE PLAN

1. The MPC is being asked to consider the proposed Waskasoo Neighbourhood Area Structure Plan which only includes three parcels between the existing Waskasoo Residential Area and the Kerry Wood Nature Centre within Waskasoo Park.
2. The property is presently zoned PS Public Service in the Land Use Bylaw. The Planning Department is recommending that the site remain with its existing zoning which has a variety of permitted and discretionary uses.
3. I support the comments of the Planning Department and strongly recommend that approval of this Area Structure Plan be denied for the following reasons:
 - The development is opposed by the Waskasoo Community Association for a number of reasons including the fact that development of this site should be considered in conjunction with the planned future Area Redevelopment Plan for the area.
 - The development will impact traffic on 45th Avenue which has been retained as a low key road accessing the park facilities and amenities
 - The only related use currently "permitted" under the Land Use Bylaw is "recreation and sport activities operated or sponsored by a government body or agency for the participation of the public at large".
 - A portion of the development and road upgrading falls under the escarpment setback area and a geotechnical evaluation is required. The river bank in this area is subject to erosion.
 - The Waskasoo Neighbourhood has a cohesive architectural character which could be impacted by the proposed development.
 - The experience of driving along 45th Avenue to the Waskasoo Park facilities would be detrimentally impacted by development directly adjacent to 45th Avenue.



Craig Curtis
City Manager

**Municipal Planning Commission Committee**

DATE: November 14, 2012

TO: Red Deer City Council

FROM: Mayor Morris Flewwelling, Chairperson
Municipal Planning Commission

SUBJECT: Waskasoo Neighbourhood Area Structure Plan

At the November 14, 2012 meeting of the Municipal Planning Commission Committee (MPC) discussion occurred regarding the Waskasoo Neighbourhood Area Structure Plan. After discussion, the Municipal Planning Commission Committee introduced and passed the following motion:

Resolved that the Municipal Planning Commission hereby recommends that Red Deer City Council not support the application for the Waskasoo Neighbourhood Area Structure Plan for the following reasons:

- The development is opposed by the Waskasoo Community Association for a number of reasons including the fact that development of this site should be considered in conjunction with the planned future Area Redevelopment Plan for the area.
- The development will impact traffic on 45th Avenue which has been retained as a low key road accessing the park facilities and amenities.
- The only related use currently “permitted” under the Land Use Bylaw is “recreation and sport activities operated or sponsored by a government body or agency for the participation of the public at large”.
- A portion of the development and road upgrading falls under the escarpment setback area and a geotechnical evaluation is required. The river bank in this area is subject to erosion.
- The Waskasoo Neighbourhood has a cohesive architectural character which could be impacted by the proposed development.
- The experience of driving along 45th Avenue to the Waskasoo Park facilities would be detrimentally impacted by development directly adjacent to 45th Avenue.

The resolution above is submitted for City of Red Deer Council’s consideration.

Sincerely,

A handwritten signature in blue ink, reading 'Morris Flewwelling'.

Mayor Morris Flewwelling
Chairperson, Municipal Planning Commission Committee

c: Quincy Brown, Planner

City of Red Deer Land Use Bylaw 3357/2006

7.4 PS Public Service (Institutional or Government) District

General Purpose

The general purpose of this District is to provide land for those uses that are public or quasi-public in nature.

(1) PS Permitted and Discretionary Uses Table

(a) Permitted Uses	
(i)	Any use for National Defence purposes which does not prejudice the character or value of the surrounding property.
(ii)	At the Westerner Exposition Site situate upon the following lands namely Lot 5, Block 1, Plan 882 2274, and Plan 615 L.Z, the holding of the annual Westerner Exposition Fair or Exhibition and any use in conjunction with or incidental thereto, agricultural, animal, machinery, automotive shows, rodeos, circuses, concerts, racing and sporting events, the rental of facilities for banquets, weddings, meetings and events.
(iii)	Recreation and sport activities operated or sponsored by a governmental body or agency for the participation of the public at large.
(b) Discretionary Uses	
(i)	¹ Assisted living facility.
(ii)	At the Westerner Exposition Site situated upon the following lands namely Lot 5, Block 1, Plan 882-2274, and Plan 615 L.Z.: <ul style="list-style-type: none"> (1) any use similar to the uses permitted at the Westerner site, (2) any uses which are accessory to any of the approved uses, provided that they are consistent with the theme of such use, or provide a directly related service to such use. (3) Gaming establishment.
(iii)	At the Red Deer College site, situate upon the following lands namely: <ul style="list-style-type: none"> (1) Lot 1, Block 1, Plan 012 0303 and the remainder of Section 5, Township 38, Range 27, West of the 4th meridian. (2) Residence, nursing home, research facility, diagnostic services, work placement services, and/or technical or administrative support related to education of students at Red Deer College.
(iv)	Concession booths for the sale of food or beverages to members and guests of a group approved under this table.
(v)	Campground.
(vi)	Day care facilities.
(vii)	Identification signs on the following types subject to sections 3.3 and 3.4: <ul style="list-style-type: none"> (1) awning, canopy signs,

¹ 3357/C-2007

City of Red Deer Land Use Bylaw 3357/2006

	(2) under canopy signs,
	(3) fascia signs,
	(4) projecting signs, and
	(5) free standing signs.
(viii)	¹ Institutional service facility
(ix)	Offices for community oriented groups which have recreation as part of their programs.
(x)	Parking ancillary to any permitted or discretionary use.
(xi)	Private clubs or organizations.
(xii)	Retail sales of goods required in connection with a use approved under this table.
(xiii)	² Temporary care facility.
(xiv)	Utilities.
(xv)	³ Deleted.

(2) PS Public Service (Institutional or Government) District Regulations

(a) Table 7.3 PS Regulations

Regulations	Requirements
Floor Area Minimum	Not applicable, except for a unit in assisted living residence or retirement home 23.0 m ²
Front Yard Minimum	Subject to Commission approval
Side Yard Minimum	Subject to Commission approval
Rear Yard Minimum	Subject to Commission approval
Landscaped Area	Subject to Commission approval
Parking Spaces	Subject to sections 3.1 & 3.2
Loading	Subject to Commission approval

(3) Site Development

- (a) Within the PS Public Service District the site plan, the relationship between buildings, structures and open space, the architectural treatment of buildings, the provision and architecture of landscaped open space, and the parking layout, shall be subject to approval by the Development Authority.

¹ 3357/C-2007

² 3357/C-2007

³ 3357/I-2009 and 3357/F-2011



Date: June 4, 2012
To: Quincy Brown, Community Planner
From: Waskasoo Community Association
Re: Waskasoo Neighbourhood Area Structure Plan

The Waskasoo Community Association (WCA) would like to thank you for attending our board meeting on May 22, 2012, and for your request that the WCA submit a formal response to the Waskasoo Neighbourhood Area Structure Plan submitted by Chinook's Edge School Division #73.

After careful consideration, the WCA has, once again, decided that it cannot support the kind of development that has been proposed by Chinook's Edge. Below, please find a discussion of some of the general reasons why we cannot support a proposal of this type on this property as well as a brief explanation of what we would like to see happen to the subject property. As well, please find attached our original letter to the Planning Department outlining our more specific concerns regarding the development proposed by Chinook's Edge. As our original response states, for the past two years our community association has been requesting an Area Redevelopment Plan (ARP) for our neighbourhood, which would address issues of infill, current traffic challenges, and appropriate development. It is the desire of our community that a moratorium on redevelopment and land use changes be instituted until the ARP is completed which will aid in ensuring appropriate redevelopment.

General Reasons Why the WCA Cannot Support This Development

1. Red Deer's Unique Park System

Red Deer's connected park system, comprised of parkland set aside along the city's waterways which is further connected to outlying park nodes, is unique and a source of pride and a sense of place for Red Deer's citizens. Understandably then, through its policies and guidelines, the City is working hard to maintain and enhance this park system. One of the goals of the City of Red Deer's *2011 Strategic Plan* is to "ensure green spaces and park systems are core to our distinctive character." This goal is carried through to the *Municipal Development Plan's* (MDP) Guiding Principles, one of which is to "provide a diversity of connected parks and open spaces" (11). Further, the *2005 Red Deer Trails Master Plan* (RDTMP) recommends that "an integrated trail network" be one of the guiding principles of planning and development (52) and *The River Valley and Tributaries Park Concept Plan* (RVTPCP) recommends "a continued emphasis on connected, linear park space that hosts an extensive network of trails for leisure and transportation" (11).

The portion of the park and trail system that runs adjacent to the Waskasoo neighbourhood is vital to Red Deer's connected park system. A part of the Waskasoo trails, it connects the downtown core as well as Barrett Park, Coronation Park, and Galbraith Park to the Kerry Wood Nature Centre, Gaetz Lakes Sanctuary, Mackenzie Lakes, Three Mile Bend, and the Riverbend Golf and Ski Area, and as the city develops its north-east boundary, it will become even more central. Furthermore, it is a part of the link between the two main hubs of the Waskasoo Park system, Fort Normandeau in the west and the Kerry Wood Nature Centre in the east.

The residential development proposed by Chinook's Edge, located between the River Glen School and the eastern edge of the Red Deer River, has the potential to destroy a significant section of Red Deer's connected park system by turning a portion of the Waskasoo trails, which "are the backbone

of the entire Red Deer trail network" (RDTMP 6), into a sidewalk running between a row of narrow two-storey homes and a paved road (45th Avenue). (Please see Figure 1.) This will negatively affect not only those who live in our neighbourhood but also the pride and sense of place of many of Red Deer's citizens. The loss of greenspace surrounding this significant portion of the trail system will detract from one of the main reasons for visiting the trail system as "trail users indicated that being in nature (i.e. experiencing a variety of plants, wildlife, the river, scenery and terrain) was what they enjoyed best about using the trails" (RDTMP 44). Further, because the land to be developed is located on an outside curve of the Red Deer River, the escarpment will inevitably need to be reinforced, likely with non-native rip rap, destroying the park's natural beauty in a way similar to that done in Oriole Park West. (See figure 2.) It must also be noted that, due to the sightlines from the Gaetz Avenue Bridge and the Lion's Campground, this curve in the river is highly visible and development here will affect the view of more than those who live in Waskasoo and/or use the Waskasoo trails.

2. The Environment

Commercial or residential development of this property contradicts the Guiding Principles and Objectives of the MDP in relation to environmental stewardship. The MDP's Vision for the Future states, "Red Deer is a city of opportunity with a strong emphasis on the quality of life in the community. It is a community with a unique natural environment preserved and enhanced by careful community planning" (10). One of the Guiding Principles, therefore, is to "sustain the natural environment and protect natural systems" (10) and this principle is carried further in section 9, which states:

Environmental and ecological management and the development of Red Deer as an environmentally sustainable and responsible community is a priority. Preservation of significant natural features is an important contributor to the high quality of life enjoyed by Red Deer residents. Integrating these features into the open space system helps create an attractive and desirable community. It reinforces the interrelationships and linkages between urban dwellers, their surroundings and the natural systems that residents depend on. (25)

Further, the RVTPCP recommends "an increasing recognition of the environmental functions and services provided by a linear park system, and its role in protecting the watershed" (11), and the Environmental Action Plan (1995) outlines the goal to "preserve and enhance escarpments and natural areas and maximize the provision of green space throughout the community" (RDTMP 53).

Because of its location near the river escarpment and riparian zone as well as near the Gaetz Lakes Sanctuary, development in this area will negatively impact the environment. Any reinforcement of the escarpment to stop erosion and protect private property will remove the native vegetation along the river bank, destroying the riparian zone that keeps the river and surrounding natural area alive and healthy. In their *Watershed Management Proposal*, the Red Deer River Naturalists state that "erosion of river banks due to the removal of protective riparian vegetation and failure to provide sufficient developmental, residential ... setback from the top of the river valley escarpment" threatens water quality (4) and the long term stability of the escarpment (7).

Residential development at this location will also impact and fragment wildlife habitats in the entire Red Deer River Valley. Small mammals, songbirds, and even ungulates utterly rely on the continuity of the riparian vegetation strip to functionally link the larger systems of Waskasoo and Piper Creeks,

and Fort Normandeau to the south and west, with the Gaetz Lakes Sanctuary, Mackenzie Lakes, Three Mile Bend, and the Riverbend Golf and Ski Area to the north and east. Linked corridors provide a conduit for gene flow south west to north east across Red Deer for a diverse range of flora and fauna, and are essential to an ecologically functional park system (See Figure 3). The riparian corridor adjacent to River Glen School is at best a tenuous link, and there are already significant incursions at the stair access (Fig. 4), and the pull out along 45th Avenue (Fig. 5). The riparian strip along 45th Avenue is already dangerously narrow in terms of habitat values and bank stability (Fig. 6).

Finally, the additional housing and urban landscaping will bring the related use of herbicides, pesticides, and invasive plant species much closer to the Kerry Wood Nature Centre and the Gaetz Lakes Sanctuary, a federal bird sanctuary and a natural jewel in the city's park system.

3. Amenities and Character Defining Elements of Waskasoo

One of the guiding principles of the MDP is to “foster a strong sense of community based on ... pride in private property and public spaces” (10). One way to do this, as outlined in section 8 of the Plan, is to “retain physical evidence of Red Deer's past” including “landscape features that have cultural significance” (23). As the Waskasoo NASP itself states, “the neighbourhood of Waskasoo is home to some of the first residences built in Red Deer” and “development in the area should respect and be sensitive to this neighbourhood context.” We agree, but we would argue that a large part of Waskasoo's heritage is to be found in its greenspaces and landscape features.

The Waskasoo area was subdivided in the early twentieth century by William Moore, manager of the Western Telephone Company and Western General Electric, and original owner of the historic Moore Residence located on 45th Avenue in Waskasoo. Much of the community's character and appeal derive from Moore's original plans which followed the philosophies of the City Beautiful movement, an urban planning movement that emphasized grandeur, order, symmetry, and harmony in the built environment believing that these qualities would be inspired in the people who lived there. In Canada, the movement was heavily influenced by the British Garden City movement, which placed a stronger emphasis on the careful proportioning of residential and commercial zoning to green spaces such as spacious lawns and gardens, urban forests, environmental reserves, and civic parks with the goal of improving quality of life and preserving the environment. In Red Deer, these movements influenced the development of Waskasoo, as well as the civic centre, City Hall Park, the gardens that originally fronted the C.P.R. Station, and the practice of setting aside natural areas along the Red Deer River and Waskasoo Creek as public parkland. In fact, by 1914 Red Deer's motto was “The Garden City.”

It is not difficult to see these influences in our area. Moore laid out Moore Crescent and Waskasoo Crescent in concentric circles establishing symmetry, harmony, and order. Equally important, however, was their location among the greenbelt provided by Waskasoo Creek and the Red Deer River lending this now century old area a unique charm, character, sense of place, and park-like quality (Fig. 7). It is no coincidence that Waskasoo is often included in promotional materials regarding the historical character, interest, attractiveness, and quality of life of the city. Residential developments along the river bank would destroy the proportions of the original plan, deviate from the principles of the City Beautiful movement, and lower the surrounding neighbourhood's aesthetic appeal and heritage value (Fig. 8 and 9).

4. Precedent

In 1967, Diamond Investments and Ron McCullough proposed a zoning change and residential development on the property adjacent to the northern edge of the NASP's subject property. Attached, please find a copy of the letter from The Red Deer Regional Planning Commission where they outline their reasons for denying the request for rezoning and development. These reasons include "the likelihood of flooding in the general area" with "55 acres more or less being a likely flood area of which the northerly half was flooded in 1915" and the "lack of a major arterial road" where "any major residential expansion ... could well cause traffic problems along 45th Avenue" and "the possibility of developing convenient and direct alternative major roads to disperse the traffic, does not exist in this area because of the present land use and land ownership patterns." These reasons for denying the rezoning and subdivision of Glenmere Farms are still relevant today.

Our Vision For the Subject Property

As we wrote in our initial response to the NASP, our membership would prefer that this area remain a greenspace. At the very least, we would like to see the City reject any rezoning of the property from Public Service. However, we would like to suggest that the City set this land aside as environmental reserve or acquire it as part of the Waskasoo Park System. Policy 9.3 of the MDP states that "when lands adjacent to water bodies or water courses are subdivided, a strip of land shall be dedicated as Environmental Reserve to provide a buffer and provide public access. The width of the required dedication shall be established by the subdivision authority." We would like to see the subdivision authority uphold the recommendations of the RVTPCP which recommends "a 100 metre buffer on each side of the Red Deer River" (39). Further, acquiring the area for the Waskasoo Park system would correspond with the strategies and actions set out in the Environmental Master Plan which calls for an "increase [in] the amount of land used for greenspace in the city" (70), the Community Assets Needs Assessment which calls for the "acquisition of large tracts of land to create larger and connected greenspaces" (RVTPCP 14) and the Community Services Action Plans (2003-2006) which call for "expan[sion] and preserv[ation] of Waskasoo Park by acquiring escarpment and natural amenity areas through reserve dedication and land purchase" (RDTMP 53).

Through its civic plans and committees, the City of Red Deer is working hard to maintain and enhance the natural areas over which it has been given stewardship. As stated above, the area jeopardized by the Waskasoo NASP is a vital link in Red Deer's integrated park and trail system—but it is also a weak link. At this moment, the City has the opportunity to solidify the existing park and trail system on the east side of the river. As it says in the Greater Downtown Action Plan, "It is vital to plan for the long term because it is virtually impossible to acquire land for parks and open space 'after the fact,' once an area is fully built up" (5). It would be a shame to work for decades to create a unique continuous park and trail system along both sides of the Red Deer River only to have the greenbelt broken by development on this particular site.

Sincerely,

Pierre Oberg, President
Pete Weddell, Vice President
Brenda Garrett, Secretary
Eric Ludwig, Treasurer

Pat Deans, Member-At-Large
Kerry Saunders, Member-At-Large
William Weiswasser, Member-At-Large
Susan Jensen, Member-At-Large

Figure 1: Site within the Connected Park System

(From City of Red Deer Webmap. Green areas indicate major park areas.)

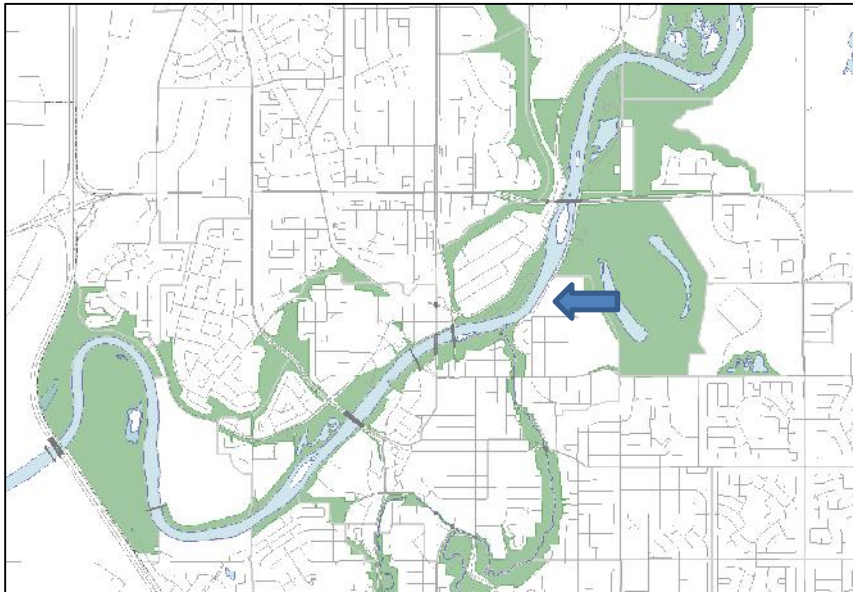
**Figure 2: Oriole Park River Armouring**

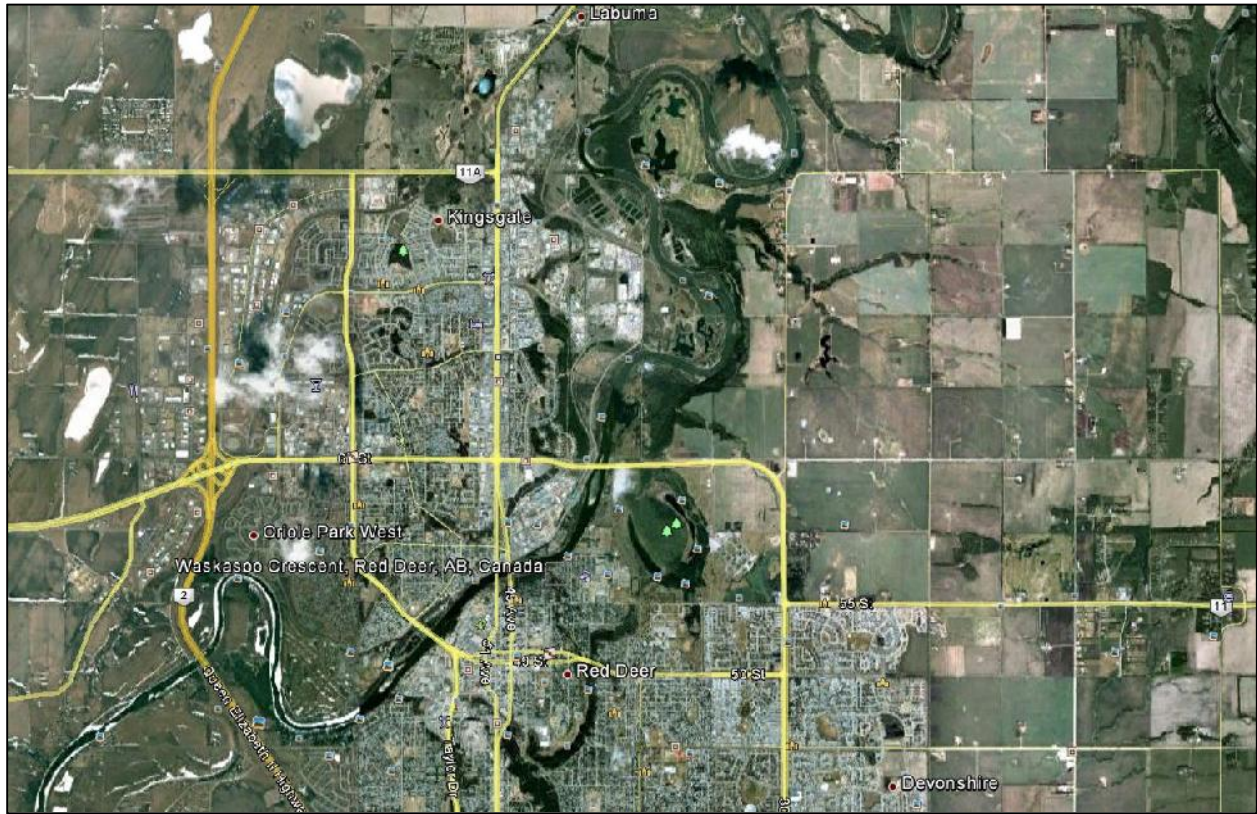
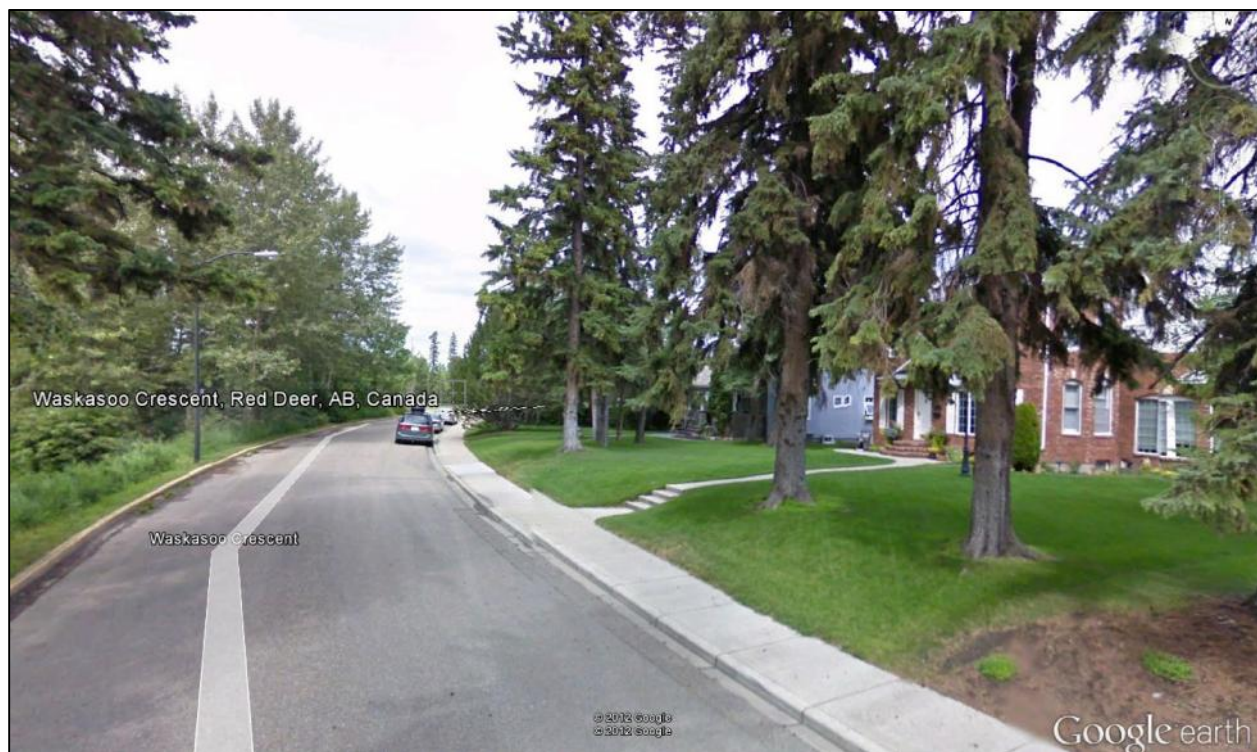
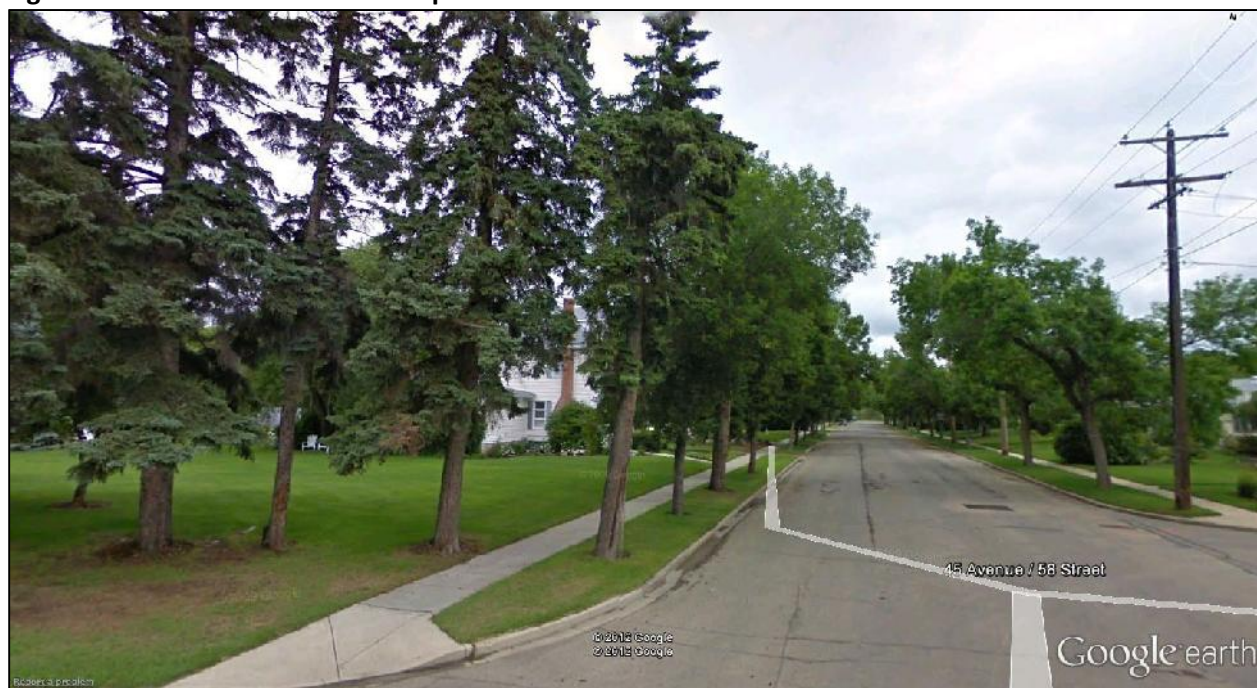
Figure 3: Overview of Red Deer's Watershed System**Figures 4 and 5: Stair access at 45th Avenue and 45th Avenue Pull Out**

Figure 6: Waskasoo North 45th Avenue Riparian Width**Figure 7: Subject Property and Neighbourhood**

(From City of Red Deer Web Map. Green areas indicate major parks)



Figures 8 and 9: Waskasoo Landscape Values



February 13, 2011

Mr. Quincy Brown, Senior Planner
Planning Department,
The City of Red Deer
Box 5008
Red Deer, Alberta
T4N 3T4

Dear Mr. Brown

Re: Waskasoo Neighbourhood Area Structure Plan

Thank you for providing the Waskasoo Community Association with copies of the Draft Waskasoo Neighbourhood Area Structure Plan (NASP) dated July 2, 2010. We understand that this was only a draft which does not include comments from any of The City of Red Deer's (CORD) departments. As such some of our comments may or should be address by CORD.

Our board has reviewed the NASP. From our review, we are including in this letter our comments on the over all plan as presented and have also included several concerns which do not appear to be addressed by the NASP.

Section 5 Development Concept:

The proposed land use of R1 and R1N zoning with lanes fits the character of the neighbourhood. We feel however that there are several items which need to be addressed in this NASP.

- The required front access noted in NASP is not warranted since there is no restrictions to having rear lane access to any of the lots.
- Since there are lots fronting onto 45th Avenue, the portion of 45th Avenue from 59th Street to the north property line of Parkland School needs to be upgraded to CORD design standards and in keeping with the character of the neighbourhood. This would include the reconstruction of a separate 3.0m path way with a 3.0m boulevard. Not only would this eliminate the need of a common sidewalk being proposed, but would also ensure that the landscape area of 45th Avenue would not become a no-mans land with no landscape maintenance being done. The separate sidewalk would also allow the continuation of boulevard planting along 45th Avevnuue which has created a very beautiful streetscape.
- Widening of 45th to current standards would also provide on Street Parking for both visitors and public users of the canoe launch reconstructed by CORD.
- There is mention of setback from the river escarpment to be determined in the future and is noted in the CORD Land Use Bylaws. The setback constraints of this bylaw encroaches on the property. We do not feel that the NASP should be considered unless this issue is addressed. It is not prudent to wait until development permit time to address this issue. Secondly on this point, the escarpment adjacent to this development is on an out side bend of the Red Deer River and as such erosion will continue unless embankment protection is added. We do not feel that it is the responsibility of the tax payers of Red Deer to have to remedy this

situation in the future. A precedent was set in the NASP for Oriole Park West for the developer to commit to erosion protection of the River Bank prior to the adoption of it's NASP.

- We have some concern also with respect to the issue of landfills. While the NASP indicates the two former landfills operated by CORD it does not mention anything about landfills operated by the Department of National Defence during the 1940's.
- The example given of the architectural integrity of the neighbourhood does not reflect the historic nor the reality of our Neighbourhood. The home shown had the brick facade added in the 1990's and does not reflect the diversity of housing in our neighbourhood which includes front verandas but does not include row housing as shown in the NASP.
- We have some concerns about the location of the proposed administration building for the Parkland School. In the NASP it looks like it and parking for it will be on the east side of the current bike path, creating vehicle vs bike/pedestrian challenges, as well as putting this building in the environmental setback for the existing landfills and placing it very close to the Gaetz Lake Sanctuary.

Section 6 Transportation

- As stated previously, 45th Avenue needs to be upgraded from 59th Street to the north property line of Parkland school. The current roadway is built to rural standard is not constructed well enough for current traffic let alone future traffic. It typically is up to the developer to build or rebuild frontage roadway to current standards.
- The reconstruction of 45th will also require adequate stormsewer drainage as there is always standing water in the existing swales after spring snow melt and moderate rainfall events. This standing water has and will continue to cause problems to the roadway structure.
- Since we feel that no front access be allowed, since all lots could have rear lanes. CORD does have a standard lane turn around for the addition of lane behind the lots fronting onto 59th Street.
- The NASP refers to a traffic impact assessment (TIA) done for the renovations for Lindsey Thurber School. This TIA appears to address the remediation required for the 55th Street and 42a Avenue intersection, but does not address the traffic concerns on 45 Avenue which are a big issue for our neighbourhood.
- The increase traffic indicated in the NASP does not include what is going to happen to River Glen School. The proposed plan notes over 60 parking spaces which makes the traffic from the residential inconsequential.
- We do not believe that eastbound traffic would take the proposed routing through 42a Avenue out to 55th Street due to the heavy congestion caused by both Lindsey Thurber and Camile J Larouge.
- Our community would like a new TIA done which address the not only the new traffic introduced from this development but also traffic calming along 45th Avenue since our membership has expressed concerns with cars speeding through our neighbourhood to access not only River Glen School but also Kerry Wood Nature Center and Mackenzie Trails Recreation Area.
- The NASP needs to show what is proposed to accomodate public parking for the canoe launch. We as an association do not want to have to deal with members complaining to us in the future about an issue that needs to be resolved prior to development.

Section 7 Servicing

- The proposed storm management requires further revision as required to urbanize 45th Avenue.

- The proposed storm system does not appear to meet the current CORD design standards for the length of overland drainage nor does it addresses the requirement for weeping tile systems.
- The sanitary alignment shown does not seem logical. Will there not be conflict with the existing waterline in the west easement. We feel that all servicing should be rear service in the lanes.
- Our membership has previously expressed their concerns related to watermain in the neighbourhood and how additional development would affect our community. The proposed 150mm watermain looped to a 150mm and a 100mm main does not appear sufficient to provide adequate supply to the new development especially for fire protection.

Prior to any further work being done on the NASP, we are requesting that the concerns of our members about the impacts this redevelopment will have on our community and The City of Red Deer, be addressed. We do not want to have a situation where a NASP is approved and then problems arise and changes are made to accommodate the servicing requirements which could change the intent of this NASP.

For the past two years our community association has been requesting an Area Redevelopment Plan (ARP) for our neighbourhood, which would address issues of infill, current traffic challenges, and appropriate development. It is the desire of our community that a moratorium on redevelopment and land use changes be instituted until the ARP, scheduled to start this year, is completed which will aid in ensuring appropriate redevelopment, not a one off situation which could result in a very piecemeal looking neighbourhood.

It is also important to be clear that as community our membership would prefer that this area remain parkland and we feel that CORD should investigate the possibility of purchasing this land from Chinook's Edge School Division No.73. As this area borders the Gaetz Lake Sanctuary, one of the oldest migratory bird sanctuaries in Canada, it's protection, for all citizens of Red Deer should be of paramount concern. Development this close to the sanctuary will put pressure on this area in terms of run off, invasive species and the overall riparian zone.

C.C. Waskasoo Environmental Education Society

Gaetz Lake Sanctuary Committee

Red Deer River Naturalists

Unfinished Business

RG 6-8
Red Deer and District Archives

RED DEER REGIONAL PLANNING COMMISSION

4920 - 53 STREET
RED DEER, ALBERTA

TELEPHONE: 346-3394

FILE No.

September 7, 1967.

City Commissioners,
City of Red Deer,
RED DEER, Alberta.

Dear Sir:

RE: Application for Rezoning of Part of the N.E. $\frac{1}{4}$
21-38-27-4 (Glenmere Farms) from Agriculture
to Residential

The following is presented for the consideration of Council:-

1. Mr. J. Dubasz of Diamond Investment Ltd. was contacted by telephone in order to clarify and determine the type and extent of residential development proposed.

Mr. Dubasz advised that his firm was interested in determining the views of Council on developing part or all of the Glenmere Farm holdings in the N.E. $\frac{1}{4}$ of Section 21 (consisting of approximately 81.5 acres) for single and multiple family development. It will no doubt be remembered that Mr. Dubasz initial inquiry was related to approximately 17 acres.

I requested Mr. Dubasz to confirm his firm's intentions in writing for the attention of Council.

NOTE: While the registered title indicates 63.04 acres more or less, this area is in error and the Land Titles Office has confirmed that the area should read 81.5 acres more or less.

2. Informal discussion were held with City and County school officials related to future school development in this general area.

I am unable to report to Council on any official views of either school boards. Unofficial views were expressed that additional land would not be needed, however, I have been requested to write each school board in order to obtain their official views.

Mr. Dawe, Superintendent of City schools indicated that if residential development should occur on part or all of the land, the elementary school needs must be studied to determine if an elementary school would be required in this area.

It should be noted that if partial residential development occurs on the land and an elementary school is not economically feasible, then the

MEMBERS

CITY OF RED DEER - TOWN OF INNISFAIR - TOWN OF ROCKY MOUNTAIN HOUSE - TOWN OF OLDS - TOWN OF SUNDRE - TOWN OF STETTLE - TOWN OF LACOMBE
TOWN OF DIDSBURY - VILLAGE OF BOWDEN - VILLAGE OF BLACKFALDS - VILLAGE OF CREMONA - VILLAGE OF CARSTAIRS - COUNTY OF RED DEER No. 23
COUNTY OF MOUNTAIN VIEW No. 17 - COUNTY OF STETTLE No. 6 - COUNTY OF LACOMBE No. 14 - I.D. No. 65

Red Deer and District Archives

Noted & .

SEND TO →	FROM	R. Bundy - Planner - R.D.B.P.C.	
	DEPARTMENT		
	DATE	Oct 11/67.	
	SUBJECT		Glennie farm area.
MESSAGE			
<p>The last sentence in the second paragraph of page 2 of my letter to you dated September 7 1967 should be disregarded & the following substituted</p> <p>"Of the remaining 64 acres more or less held by Glennie Farms approximately 9 acres more or less immediately north of the 17 acres outlined above could be surveyed by a light station etc with the result 5.5 acres more or less being a likely flood area of which the majority had been flooded in 1915"</p>			
REPLY			
USE LOWER PORTION FOR REPLY			
REPLY FROM			
DATE			

- 2 -

Red Deer and District Archives

City Commissioners

September 7, 1967.

elementary school children would have over one mile to travel to facilities at the Central School complex adjacent to the downtown area.

3. The City Engineer was requested to determine the area of land that could be serviced with gravity sewer.

The City Engineer has advised that a detailed study reveals that only 6 acres of the area owned by Glenmere Farms can be serviced with a gravity sewer and this land is located in the south-west corner of the Glenmere Farm holdings immediately north of the Retarded School property. The other 11 acres of the original 17 acres referred to in the initial inquiry would require a sewer lift station. ~~The remaining 64 acres held by Glenmere Farms is a likely flood area with the northerly half being flooded in 1915.~~ *see note attached*

An examination of this general area related to the Future Residential Land Use pattern proposed for the next 20 years or for a population of 50,000 for the City of Red Deer, reveals that the area proposed for rezoning or residential development is not within the areas designated for residential expansion under the present General Plan for the City. Also it should be noted following Councils endorsement of the Future Residential Land Use Plan, the City invested substantial funds in major trunk utility lines to be able to provide services to these residential areas in an orderly and economic manner. To endorse a new area for residential expansion at this time could delay the City in recovering its initial funds spent on major utility trunk lines. Also, private owners and developers who own land within these already designated future residential areas are presently waiting for an opportunity to develop their land holdings in accordance with the General Plan for the City and any additional areas added for immediate residential development could also cause them concern.

It should also be noted that in developing the major road patterns in relationship to future land use patterns endorsed by Council, (the said major road patterns forming part of the Zoning) 45th Avenue was not designated or constructed as a major road. Therefore any major residential expansion on the Glenmere Farm holdings could well cause traffic problems along 45th Avenue. While the removal of street parking can always be accomplished to help correct this problem, this solution does not always receive the support of adjacent property owners. The alternative method would involve the reconstruction of 45th Avenue to a major road standard which would no doubt be costly. The possibility of developing convenient and direct alternative major roads to disperse the traffic, does not exist in this area because of the present land use and land ownership patterns.

One other additional point which must be noted is that while the Glenmere Farms area is separated by the Red Deer River from the Riverside Industrial Area and the heavy industrial area located principally one half a mile north, which allows obnoxious and odor producing industries to locate therein; the proposed residential area would be located down-wind from the heavy industrial area, and as such dependent upon the development of the heavy industrial area, The Glenmere Farms area could prove to be an unsuitable site for residential development.

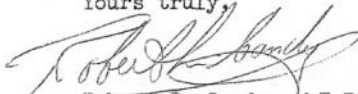
- 3 -

City Commissioners

September 7, 1967

After considering the facts noted above, and in particular the likelihood of flooding in the general area, the investment of City funds for servicing proposed future residential areas, lack of a major arterial road, and the general location of the area to industrial areas, it is ~~my~~ recommendation that the request to rezone or develop the above land for residential uses should not be approved.

Yours truly,



Robert R. Cundy, M.T.P.I.C.
Director

RRC/m

encl.

Council Comments

The Embassy has been notified that the matter will be considered by Council on Sept 11th. To date no letter has been received confirming the firms intentions.
de

Red Deer and District Archives

Waskasoo Environmental Education Society

Memo

To: Quincy Brown
Planner
City of Red Deer

From: Jim Robertson
Executive Director
Waskasoo Environmental Education Society

CC: Gaetz Lakes Sanctuary Committee
Red Deer River Naturalists

Date: 14 January 2011

Re: Waskasoo Neighbourhood Area Structure Plan

Thanks for the opportunity to comment on the NASP for the Waskasoo community.

WEES—the Waskasoo Environmental Education Society—supports in-fill and increasing density in the city, rather than urban sprawl into natural and prime agricultural areas. We prefer to see mixed styles of housing, rather than creating uniform enclaves focused solely on a single socio-economic group. WEES also recognizes that in-fills and new developments in a community should be sensitive to the character of the existing community. However, developments should not negatively impact the environment overall or local natural or heritage features in specific. In this case, our particular concern is for the Gaetz Lakes Sanctuary, a federal migratory bird sanctuary and important urban park. We believe that with care, the development will have no discernable impact on the Sanctuary.

That said, we have no basic objection to the Waskasoo NASP proposal dated July 2, 2010. We do have several comments and concerns to share with the planners and project proponents.

1.3.1 and 2.1: While the majority of the development is “low density”, we recognize and support the addition of three narrow-lot-line properties at the north end of the development on 45 Avenue. This is a good compromise between the low density character of the existing community and the need for higher-density, mixed housing styles.

We question the boundaries of the Waskasoo NASP: shouldn't it include the Kerry Wood Nature Centre, Allen Bungalow, and potentially even the acreages between McKenzie Trail Park and the escarpment?

I don't believe that the list of significant heritage sites in Waskasoo is complete, and suggest that City Parks and the Heritage Preservation Committee be asked to comment further on this. For example, I was under the impression that the A-20 Army Camp in the Second World War had a

landfill or dump, too, which would predate the 1965–1967 “landfills” (dumps) mentioned in the document. There were chemical weapons tested and stored in the area; are there any residues? The Hacking House, while not designated, is a significant heritage property in Waskasoo.

The final sentence of section 3.7.1 is unclear. Specifically, what does that imply?

Section 4.2 is unsatisfactory and incomplete. There is a list of trees, but nothing else is mentioned. Are there any areas of native grasses, or shrubs, or flowers/forbs, etc. that should be identified and protected?

4.4: Is the area of proposed development above the 100 year floodplain? If not, will the properties be elevated or bermed to protect them? I would suggest that if any of them are within the 100 year flood zone, then they should not be permitted.

4.5: Typo's: There is only one access point to the parking lot from **40th** Avenue ... should read **45th** Avenue. On page 15 and other places (e.g. p. 25), the document refers to the ~~Waskasoo Trail~~. There is no such thing. Change the wording to **Waskasoo Park's South Bank Trail**.

5. While nothing is mentioned about upgrading 45th Avenue, that is good. Keep in mind that we do not want it upgraded to a city-standard road with a sidewalk, etc. There are many berry bushes, chipmunk homes, and so forth on the shrub-lined section of 45th Avenue north of Parkland School. WEES, and the Gaetz Lakes Sanctuary Committee, do not want to lose that natural stretch. The Gaetz Lakes Management Plan even called for 45th Avenue to be reduced in speed to 30 km/hr. While the speed reduction was declined by the City, the intent remains: we want 45th Avenue to be a rural-type lane, with homes for plants and animals, that acts as an introduction to the Sanctuary for people and serves as a buffer for the natural environment.

Are there any implications for public transit? These homes would be substantially beyond the current City transit-standard walking distance. WEES encourages bus service along 59th Street in front of River Glen School, to serve these new homes and cut the walking distance to the Nature Centre in half.

5.2: We object to having the single lot with a garage fronting onto 45th Avenue. Snout-houses are ugly and not conducive to a sense of community. To see how garages with a house attached clash with a neighbourhood, go to the NW end of 56th Street. “Son-in-law Row” has many lovely heritage and complementary houses; the two snout-houses clash terribly. Waskasoo does not have any now; this development shouldn't change the character of the neighbourhood. The plan we reviewed indicates that the adjacent properties on 45th Avenue have rear garages; the final property should, too. There is adequate lane-serviced access; it would be odd to have a snout-house next to three narrow-lot-line (R1N) and 12 standard (R1) properties.

6.1 says that 59th Street is wide enough for parking on the south side. Should it also have parking on the north side, too? Provide space in the design between the snout-house driveways to allow some on-street parking. The south-side neighbours shouldn't have to bear the brunt of the new neighbours' parking problems.

6.3.3 uses acronyms that aren't explained. What is an EBLT, a WBRT, and an SBRT? There are tremendous traffic blockages on 55th Street 43rd, 44th, and 45th Avenues when the schools are filling and emptying. The statement (p.27) that there is “adequate operation” of all the intersections at the peak times is incorrect. There needs to be advanced turn lights at 45th Avenue that operate at peak times, for example, and the lights in front of the high school should be

converted to flashing red (on 43rd) /orange (on 55th) for the 17 hours of the day when school is not in session.

4.2 and 7.1 contradict each other. One says the land drains to the north; the other, to the south. Which is correct?

7.1 We support the statement “paved areas can be minimized”. This area would be perfect to implement “porous paving” or even leave the lane as gravel. We would prefer to see a storm water management pond/constructed wetland built to recharge the groundwater necessary to maintain water levels in the Gaetz Lakes, than to see runoff diverted into storm sewers.

7.2 Is the existing 150 mm water line adequate to service the 19 new houses and whatever construction Parkland CLASS intends, without impacting the water service to the Allen Bungalow, Waskasoo Shop, and the Kerry Wood Nature Centre?

This must be developed as a “dark skies” neighbourhood. Street lights and exterior light fixtures on all homes must be pointed down and be shielded, and not cause light pollution. Clearview North and Garden Heights NASPs call for dark skies for street lighting, but including future lights at Parkland School and on the new residences will better achieve this goal. This is especially important given the proximity to the Sanctuary.

Native plantings (trees, shrubs, forbs, grasses) must be part of the development to prevent invasive species from spreading into the Gaetz Lakes Sanctuary.

Conserve existing stands of trees, such as the one between River Glen and Parkland School.

Bylaw 3217/D-2012

Being a Bylaw to amend Bylaw No. 3217/98, the bylaw containing The City of Red Deer Neighbourhood Area Structure Plans.

COUNCIL OF THE CITY OF RED DEER, ALBERTA, ENACTS AS FOLLOWS:

Bylaw No. 3217/98 is hereby amended as follows:

- 1. Bylaw No. 3217/98 containing the City of Red Deer Neighbourhood Area Structure Plans is hereby amended by adding thereto the *Waskasoo Neighbourhood Area Structure Plan* attached as Appendix 'C' hereto and forming part of the bylaw.

READ A FIRST TIME IN OPEN COUNCIL this	day of	2012
READ A SECOND TIME IN OPEN COUNCIL this	day of	2012
READ A THIRD TIME IN OPEN COUNCIL this	day of	2012
AND SIGNED BY THE MAYOR AND CITY CLERK this	day of	2012

MAYOR

CITY CLERK

Appendix "C"



Chinook's Edge School Division 73

Waskasoo Neighbourhood Area Structure Plan

Prepared by:

AECOM
2540 Kensington Road NW
Calgary, AB, Canada T2N 3S3
www.aecom.com

403 270 9200 tel
403 270 0399 fax

Project Number:

60115993 (G701-00100)

Date:

July 2, 2010

Statement of Qualifications and Limitations

The attached Report (the "Report") has been prepared by AECOM Canada Ltd. ("Consultant") for the benefit of the client ("Client") in accordance with the agreement between Consultant and Client, including the scope of work detailed therein (the "Agreement").

The information, data, recommendations and conclusions contained in the Report:

- are subject to the scope, schedule, and other constraints and limitations in the Agreement and the qualifications contained in the Report (the "Limitations")
- represent Consultant's professional judgement in light of the Limitations and industry standards for the preparation of similar reports
- may be based on information provided to Consultant which has not been independently verified
- have not been updated since the date of issuance of the Report and their accuracy is limited to the time period and circumstances in which they were collected, processed, made or issued
- must be read as a whole and sections thereof should not be read out of such context
- were prepared for the specific purposes described in the Report and the Agreement
- in the case of subsurface, environmental or geotechnical conditions, may be based on limited testing and on the assumption that such conditions are uniform and not variable either geographically or over time

Unless expressly stated to the contrary in the Report or the Agreement, Consultant:

- shall not be responsible for any events or circumstances that may have occurred since the date on which the Report was prepared or for any inaccuracies contained in information that was provided to Consultant
- agrees that the Report represents its professional judgement as described above for the specific purpose described in the Report and the Agreement, but Consultant makes no other representations with respect to the Report or any part thereof
- in the case of subsurface, environmental or geotechnical conditions, is not responsible for variability in such conditions geographically or over time

The Report is to be treated as confidential and may not be used or relied upon by third parties, except:

- as agreed, in writing, by Consultant and Client
- as required by law
- for use by governmental reviewing agencies

Any use of this Report is subject to this Statement of Qualifications and Limitations. Any damages arising from improper use of the Report or parts thereof shall be borne by the party making such use.

This Statement of Qualifications and Limitations is attached to and forms part of the Report.

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Appendices

- Appendix A. Phase 1 Environmental Site Assessment
- Appendix B. Phase 2 Environmental Site Assessment

1. Introduction

1.1 Plan Area

The Plan area is the Waskasoo neighbourhood, located directly northeast and adjacent to downtown Red Deer (see Figure 1). The Waskasoo Neighbourhood Area Structure Plan (NASP) area is defined as all the area north of 55th Street, east of Waskasoo Creek, south of the Red Deer River, and west of the east escarpment.

1.2 Purpose of the Neighbourhood Area Structure Plan

The Waskasoo NASP is intended to provide a development framework and foundation for the subdivision and development of part of the main subject site (see Figure 2). This NASP will confirm the suitability of development of the subject site and assess the compatibility of the development with the existing residential community of Waskasoo.

1.3 Background & Objectives

This NASP is a direct result of the Chinook's Edge School Division's intent to subdivide and develop a portion of the River Glen School property, which it owns.

1.3.1 Objectives of the Chinook's Edge School Division

Chinook's Edge intends to subdivide the River Glen School parcel into four main components. These components include:

- (1) An area that will be subdivided and developed as low density residential,
- (2) A subdivided parcel that will be turned over to the ownership of Parkland Community Living and Support Society (CLASS),
- (3) Municipal Reserve (MR) / park space, as part of the requirement of the Municipal Government Act, and
- (4) The remaining portion of the parcel will be left in its current use as an institutional / school site.

The Capital Plan objectives of the Chinook's Edge School Division's are:

- (1) Dispose of the remaining portion of the River Glen School property to the Red Deer Public School District, and
- (2) Construct two other schools outside of Red Deer in place of the River Glen School so that rural students will not have to be bussed into the City.

1.3.2 Objectives of the Parkland Community Living and Support Society (CLASS)

The objectives of the Parkland CLASS are to obtain land from Chinook's Edge School Division (portion of the River Glen School parcel) that will be used to construct a new office building. The current office space will be renovated and turned over to Parkland School (parcel to the north of Parkland CLASS) for classroom space. The school expansion plan also includes the development of a large wheelchair accessible playground that will serve disabled children from across the city. This playground has already been developed and constructed on the River Glen School property.

A SIZE 8.5" x 11" (215.9mm x 279.4mm)

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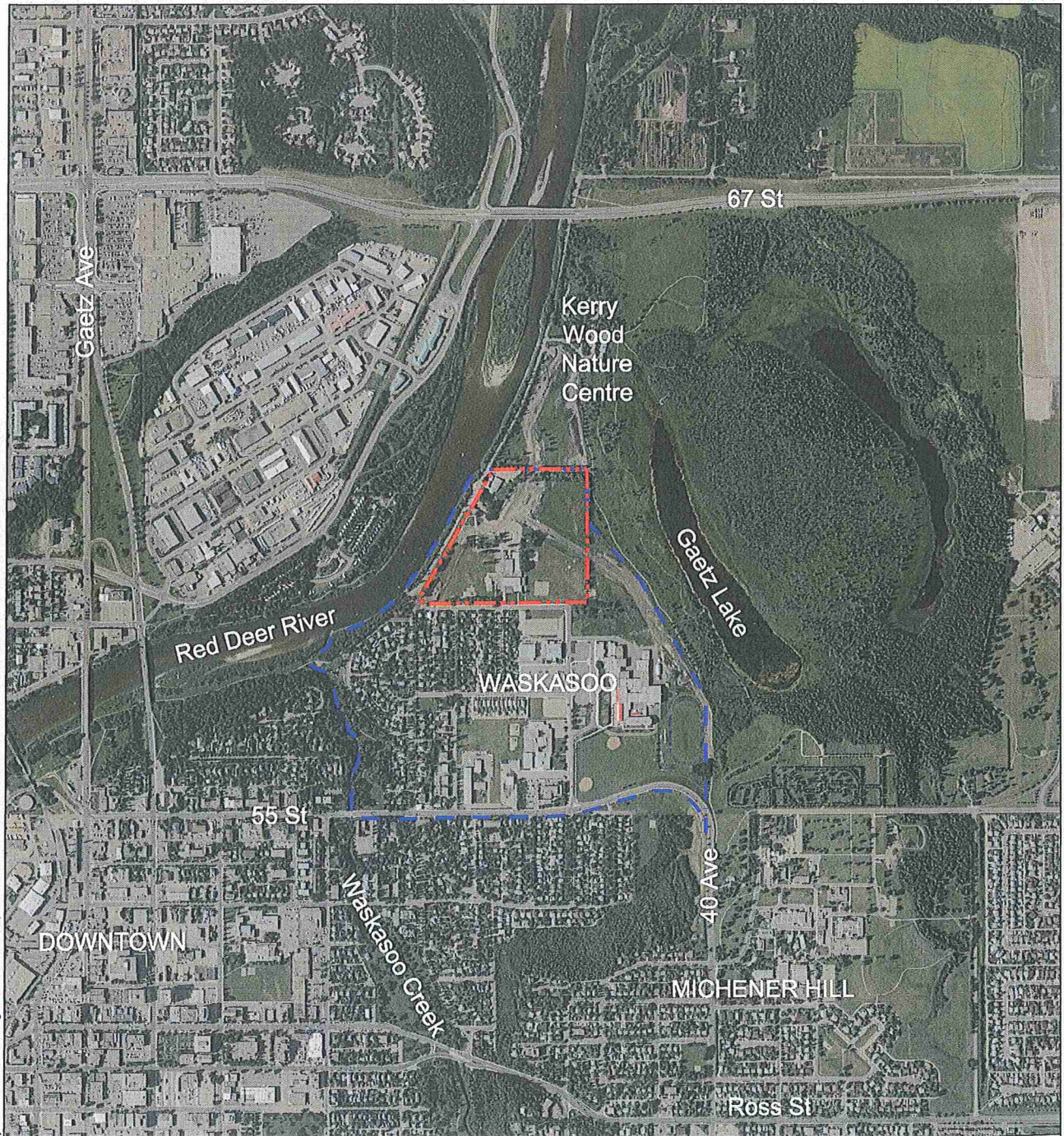
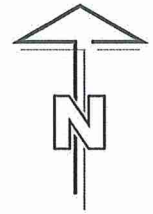
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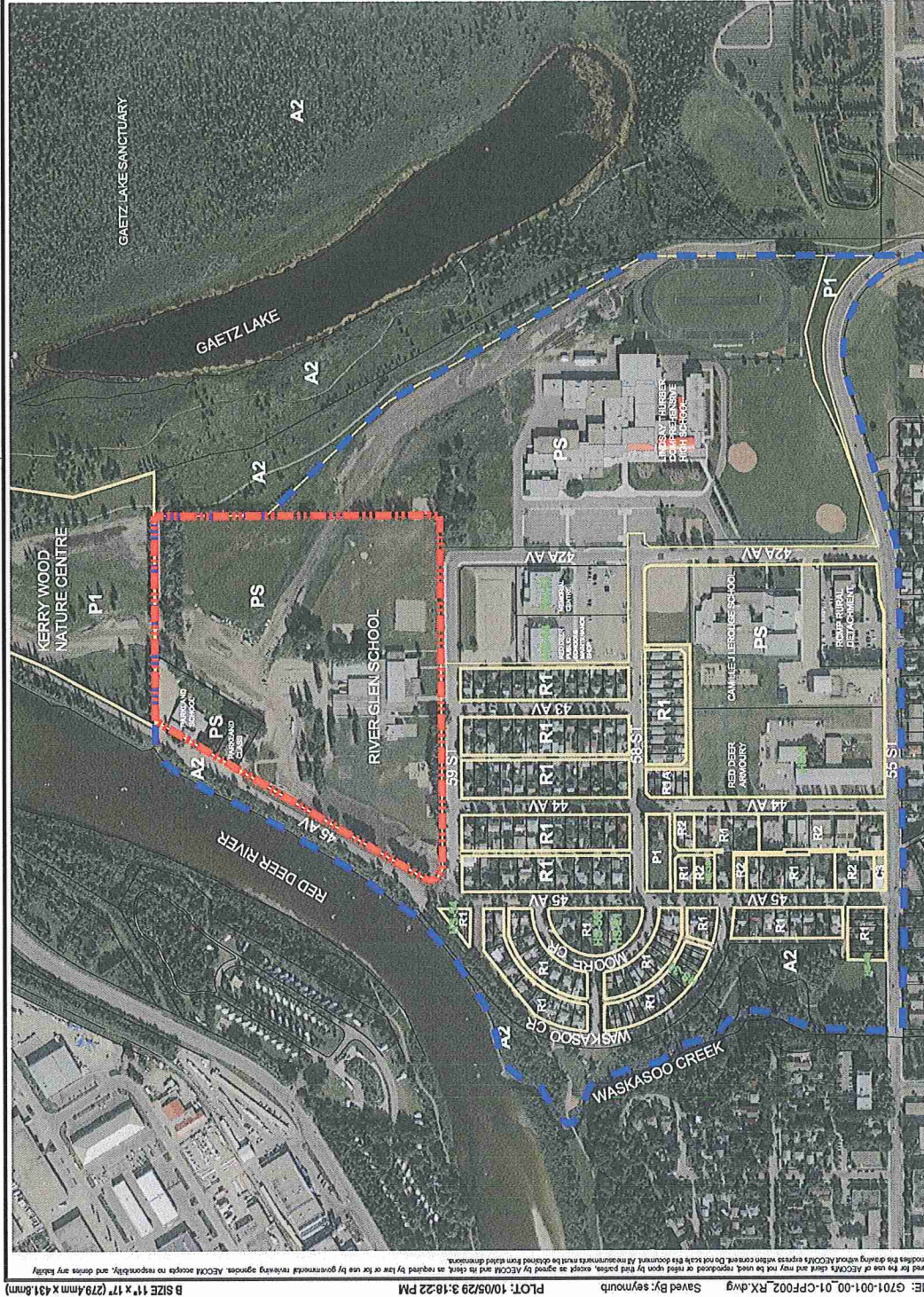
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LEGEND

-  SUBJECT SITE
 PLAN AREA



Chinook's Edge School Division 73
Waskasoo Neighbourhood Area Structure Plan



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LEGEND

- SUBJECT SITE
- PLAN AREA
- EXISTING LAND USE DISTRICT BOUNDARY
- EXISTING LAND USE DISTRICT
- R1
- HS
- HISTORICALLY SIGNIFICANT SITES

Chinook's Edge School Division 73
Waskasoo Neighbourhood Area Structure Plan

Plan Area Context
Figure 2

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2. Planning Framework

The City of Red Deer has adopted a number of statutory and non-statutory documents that provide direction with regard to future development. At the highest level is the Municipal Development Plan (MDP), action plans such as the Neighbourhood Planning Guidelines & Standards, and master plans such as the Trails & Pathways Master Plan. The following provides an overview of each of these key documents, as they pertain to this application.

2.1 Municipal Development Plan (MDP)

The City of Red Deer adopted its most recent Municipal Development Plan on May 5, 2008. The purpose of this plan is to "... guide and direct future growth and development for Red Deer, ensuring orderly, economical and beneficial development while balancing the environmental, social and economic needs and desires of the community." The plan takes a long term view of the future development of Red Deer, and sets out a vision for its future. It establishes the framework for the future development of the City, and is Red Deer's primary policy document in this regard.

The MDP makes reference to Smart Growth – or sustainable development principles, and recognizes the need to:

- Consider higher density development, a mix of land uses, and the importance of pathways and trail systems for both recreational and transportation purposes.
- Consider land intensification and redevelopment initiatives, thereby promoting a "compact, efficient and sustainable urban form."

There are a number of guiding principles and policies established within the MDP which support the land use concept plan that has been created for the subject site. They are as follows:

Table 1. Excerpts from the City of Red Deer MDP Guiding Principles

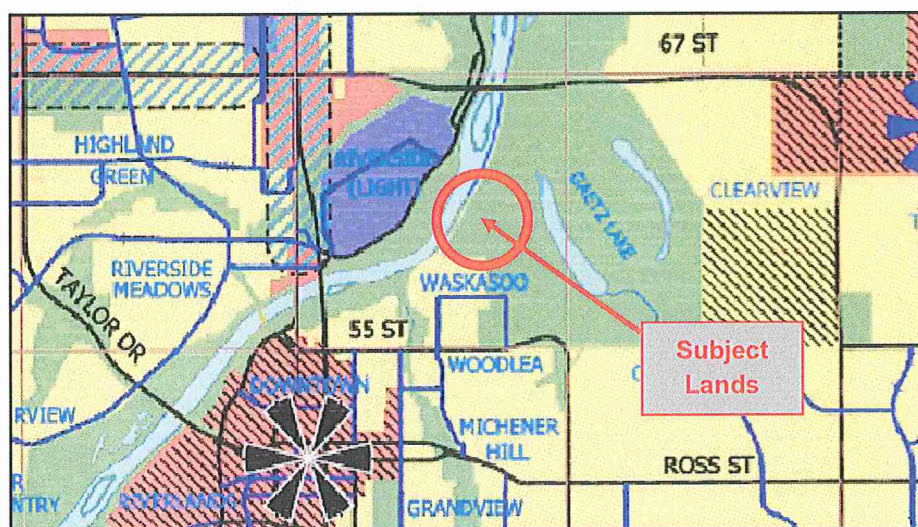
Guiding Principles	
2.	"Effectively manage, in a sustainable manner, issues associated with growth, such as infrastructure, urban expansion, intensification / infill, and increased traffic, through sound planning practices and consultation with citizens."
3.	"Ensure the efficient use of land for urban purposes by encouraging integration of uses, increased densities and innovative designs."
4.	"Build vibrant, attractive and safe neighbourhoods that provide for a range of housing choices, access to services, local employment, recreation, and open space."
11.	"Foster a strong sense of community based upon caring for neighbours, pride in private property and public spaces, enhancement of the built environment and creating a safe environment through design, community engagement and protective services."
12.	"Provide a diversity of connected parks and open spaces that facilitate both active and passive community activities."

Table 2. Excerpts from the City of Red Deer MDP Policies

Policies	
5.10	"Redevelopment and Intensification: The City shall undertake reviews of potential redevelopment and intensification opportunities in the established areas, including but not limited to: <ul style="list-style-type: none"> • Greater Downtown... • ...Vacant and under-utilized sites in communities"
5.17	"Efficiency of Land Use: The City should promote intensification of the urban areas by ensuring its design guidelines and specifications encourage the efficient use of land."
5.18	"Infill Development: The City should support infill residential and commercial development on vacant or underutilized parcels of land in established areas..."
10.9	"Infill and intensification shall be encouraged in established neighbourhoods through residential and mixed use infill projects where there is adequate capacity in major municipal infrastructure."

2.2 Generalized Land Use Concept

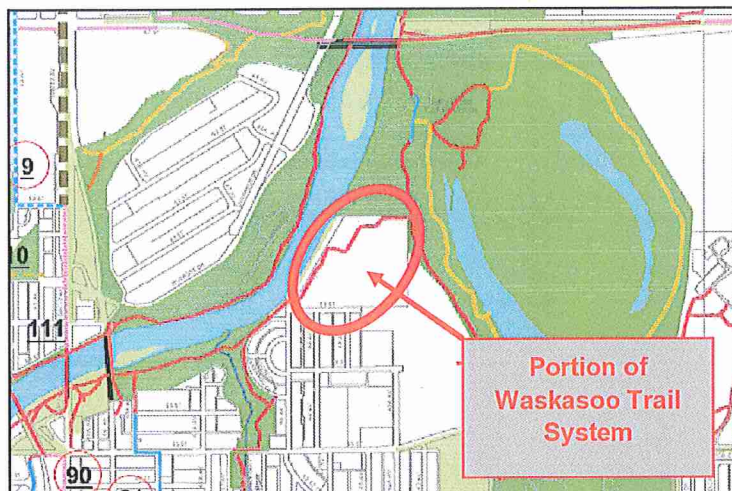
The MDP includes a Generalized Land Use Concept for the City of Red Deer. The concept "... communicates the general intent and direction for future and long-term land use patterns" and provides "... a graphic representation of what Red Deer may look like many years into the future."



As noted in the above illustration, the Generalized Land Use Concept shows the subject lands as "Open Space – Major," one of the five major land use categories discussed within the Plan. The MDP states that the open space areas shown on the concept "... represent the existing and proposed areas that make up the major elements of Red Deer's overall open space system."

2.3 City of Red Deer Trails and Pathways Master Plan

This document provides a framework for the future expansion and integration of Red Deer's extensive trail network. A major component of the City's Waskasoo Trail System passes adjacent to and through the subject lands, as shown in the illustration below.



2.4 City of Red Deer Neighbourhood Planning Guidelines and Standards

The City of Red Deer Neighbourhood Planning Guidelines and Standards establishes requirements for the planning and design of residential neighbourhoods and the preparation of neighbourhood area structure plans. This NASP has been prepared based on the framework established in the Guidelines and Standards document.

The document provides the following definition for a Neighbourhood Area Structure Plan:

"Neighbourhood area structure plans are plans prepared by developers, showing the proposed application of statutory plans, Council policy the Municipal and Intermunicipal Development Plans. Neighbourhood area structure plans generally encompass one quarter section (approx. 65 hectares) of development."

One of the standards established within the City's Neighbourhood Planning Guidelines and Standards is the requirement to submit a Phase 1 Environmental Site Assessment – as part of the submission of a NASP. The required Environmental Site Assessment is included as Appendix A.

2.5 City of Red Deer Land Use Bylaw

The subject lands are currently designated PS – Public Service (Institutional or Government) District – under the City's Land Use Bylaw. The purpose of this District is to "... provide land for those uses that are public or quasi-public in nature."

3. Neighbourhood Characteristics

3.1 History

The neighbourhood of Waskasoo is home to some of the first residences built in Red Deer by settlers in the late 1800s and early 1900s. William Addison Moore built one of the first three houses in the community in 1906, at 5553 – 45th Avenue. Moore personally undertook the initial development of the Waskasoo subdivision, laying out the two crescents (what are today Moore Crescent and Waskasoo Crescent), in line with the "City Beautiful" movement of the early 1900s, complete with concrete sidewalks and a street lighting system. The wood frame house he built is of Queen Anne styling with classical details, including the Doric columns supporting the second storey veranda and the Palladian windows in the upper half storey.

Two other houses that were built around this same time were built by Francis W. Galbraith (1906) at 5810 – 45th Avenue and Hugh Clarke (1907) at 5820 – 45th Avenue (now known as the Simpson residence). The F.W. Galbraith residence is the oldest home in Red Deer owned continuously by one family. The wood frame Simpson residence is based on the Four-Square or Cube style, which includes three dormers, each with a Palladian window in the gable end. The house has retained much of its original integrity throughout the decades.

Today, Waskasoo Crescent is home to a number of beautifully kept houses of post-war vintage. The lots along the street had been left vacant for three decades following the great economic collapse in 1913 and were not developed until the early 1950s.

Prior to development, the general area was used for pasture due to an uneven and seasonally marshy terrain. The area east of 45th Avenue was developed in the 1940s and early 1950s, when a temporary army base was set up in the approximate location of the present River Glen School. The Red Deer Public School District's Maintenance Shop, Memorial Centre (58th Street and 42A Avenue) and the Red Deer Armoury are all that remain of the base, which was decommissioned prior to the construction of River Glen School (constructed in 1959). Camille J. Lerouge School was later built in 1968.

3.2 Demographics

The Waskasoo neighbourhood is a mature, established community with a stable residential population and diverse housing mix. The 2009 City of Red Deer census of the neighbourhood population was 454 persons, a decrease of 11% from 512 in 2006. The community is predominantly made up of adult residents with 71.8% (341) of the population over the age of 24 (154 between 24 and 44, 138 between 45 and 64 and 49 residents 65 and older). Only 7.3% (35) of the population are elementary school age children between the ages of 5 and 14, and 16.1% (76) are between 15 and 24.

3.3 Housing

The neighbourhood and corresponding Plan Area is approximately 61.8 hectares (152.7 acres) in area and contained 227 dwelling units in 2008, down from 239 in 2006. In 2009, single detached dwellings were the predominant housing type (138), followed by apartment units (61), secondary suites in detached dwellings (12), duplex/semi-detached units (10) and fourplex/triplex units (6). Townhouse/rowhouse units or manufactured homes presently do not exist within the neighbourhood.

3.4 Historically Significant Sites

There are nine historically significant sites in the Waskasoo neighbourhood. The historical designation given to these sites by the City of Red Deer Land Use Bylaw 3357/2006 is intended to promote community awareness of actual or potential heritage and historically significant sites or buildings, and to provide a means whereby these sites or buildings may be preserved with available and practical means from time to time. The designation also protects these sites and buildings from demolition until further evaluation can prove otherwise. The Bylaw encourages but does not require that any renovations undertaken be sympathetic to the historical integrity of the site. The nine sites are listed in Table 3 below and their locations are shown in Figure 2.

Table 3. Historically Significant Sites in Waskasoo

Property Number	Historical Site Designation Building	Street Address	Legal Description
HS-1	A20 Army Camp Motor Pool Building and Cormack Gardens Currently Red Deer Armoury	4402 – 55 th Street	Parcel C, Plan 837 H.W.
HS-14	Drill Hall #1 (Red Deer Public School Maintenance Shop)	4230 – 58 th Street	Lot D1, Plan 4154 R.S.
HS-15	Drill Hall #2 (Red Deer Memorial Centre)	4214 – 58 th Street	Lot E, Plan 3962 H.W.
HS-21	F.W. Galbraith Residence	5810 – 45 th Avenue	Lot 1, Block 5, Plan 961 H.W.
HS-30	J. Weddell Residence	4532 Waskasoo Crescent	Lot 40, Block 2, Plan 872 2544
HS-39	William Moore Residence	5555 – 45 th Avenue	Lot 8, Block A, Plan 955 M.C.
HS-54	A.H. Russell Residence	5938 – 45 th Avenue	Lot 1 & 2, Block 3, Plan 1292 A.O.
HS-56	Simpson Residence	5820 – 45 th Avenue	Lot 2, Block 5, Plan 961 H.W.
HS-80	Oak Tree	55 th Street and 46 th Avenue	Lot 25, Block 1, Plan 1292 A.O.

The character that these sites give to the neighbourhood should be preserved. Therefore, any future infill development in the area should respect and be sensitive to this neighbourhood context.

3.5 Neighbourhood Schools

3.5.1 River Glen School

River Glen School is owned and operated by the Chinook's Edge School Division No. 73. Chinook's Edge is a rural school division with 41 schools and approximately 11,000 students throughout Central Alberta. Roughly 350 students, from kindergarten to grade 12 attend River Glen School. Although the school is located within the neighbourhood / Plan Area, it is not intended for use by students in the surrounding community. The majority of the students are bussed in from rural areas outside of the City of Red Deer. The school is located at the north end of

the Plan Area and is within the property of the subject site of this NASP. Vehicular access to the property is from the northwest boundary of the site off of 45th Avenue.

3.5.2 Lindsay Thurber Comprehensive High School

The newly renovated Lindsay Thurber Comprehensive High School is part of the Red Deer Public School District and is one of two public high schools in the city. Approximately 1900 students from grades 9 to 12 attend the school, with 92 teachers plus support staff. The majority of these students come from outside the Waskasoo neighbourhood from across the city. The school is located in the east side of the Plan Area and is accessed via 42A Avenue.

3.5.3 Camille J. Lerouge School

Camille J. Lerouge School is part of the Red Deer Catholic Regional School Division. The school opened in 1968 as a high school, but in 1996 it became French immersion school for students in kindergarten to grade nine. Today, roughly 650 students attend the school, which is open to families/children from across the city. It is located in the south part of the Plan Area and can be accessed from 42A Avenue.

3.6 Other Public Facilities/Buildings

Public facilities found in the Waskasoo community include the Red Deer/Cormack Armoury, an RCMP rural detachment, Red Deer Public Schools Maintenance Shop, Red Deer Catholic Schools Maintenance Shop (located on the same parcel as Camille J. Lerouge School) and the Red Deer Memorial Centre. As previously stated, the Red Deer/Cormack Armoury is a historically significant site that houses both the Royal Canadian Army Cadet Corps #1390 and the Royal Canadian Sea Cadet Corp of Red Deer. It is located at the northeast corner of 55th Street and 44th Avenue. The RCMP rural detachment is located on the northwest corner of 55th Street and 42nd Avenue. The Red Deer Public Schools Maintenance Shop is also a historically significant building and it is located next door to the Memorial Centre on 58th Street and 42nd Avenue. The Memorial Centre has a 760 seat auditorium and meeting hall that are used for cultural events, concerts and meetings.

At the north end of the Plan Area, adjacent to the subject site, are the Parkland Community Living and Support Society (CLASS) office building and Parkland School. Parkland CLASS is a registered not-for-profit Canadian charity with a staff base of 600 employees, providing a wide range of disability supports for approximately 400 disabled adults and children across Central Alberta and the Northwest Territories.

Parkland School has been in existence since 1960 and is for students with severe developmental disabilities, aged 4 to 19. Both the Parkland CLASS office and Parkland School are located adjacent to one another on separate properties and front onto 45th Avenue.

3.7 Parks, Natural Features and Recreational Amenities

Lindsay Thurber High School Park hosts a number of recreational amenities. The park contains an outdoor 400 metre, 8 lane asphalt track. Inside the track there is a 110 yard by 65 yard grass field, with 20 yard end-zones suitable for soccer and football. West of the track are two softball diamonds and a small soccer/football pitch. Both diamonds are adult size, have a backstop and an outfield 275 feet long. The soccer/football pitch is roughly 83 metres by 50 metres in size. North of the diamonds and just off of 42nd Avenue, south of the school parking lot are two outdoor basketball courts and two outdoor beach volleyball courts.

Other recreational amenities in the community include two playground structures and an informal soccer pitch (100 metres in length) at Camille J. Lerouge School, although the soccer pitch is located on the adjacent Red Deer Armoury property.

The River Glen School yard has a tennis/basketball court, sand volleyball court, three small, informal grass softball diamonds, two informal soccer pitches, a small toboggan hill, swing sets and a children's playground structure.

Waskasoo Park is considered the whole Red Deer River park valley stretching from Heritage Ranch in the southwest to Riverbend Recreational Area in the northeast. The Waskasoo Park and corresponding trail network pass through the Plan Area. According to the City of Red Deer Trails Master Plan, the Waskasoo trails are asphalt, the majority of which are 2.0-2.5 metres wide. The portion of the Waskasoo trail network that passes through the Plan Area can be found in Galbraith Park along Waskasoo Creek (also within the Plan Area on the west side south of Red Deer River), along the Red Deer River bank and along the northeast boundary of the River Glen School property.

There is a small neighbourhood park (or parkette according to the classification of parks in the City of Red Deer Neighbourhood Planning Guidelines and Standards) of 0.26 hectares (0.64 acres) in area that exists at the southeast corner of 45th Avenue and 58th Street. Park features include mature trees, open green space, two park benches and a children's play structure.

Located just outside of the Plan Area southeast of 55th Street and 42nd Avenue is the Woodlea outdoor ice rink. The rink has end-boards only and is one of the 54 outdoor rinks available for use during the winter season in Red Deer.

Directly east of the Plan Area is the Gaetz Lake Sanctuary. The bird sanctuary, which is an urban wildlife preserve, has trails, viewing decks and bird blinds and is open year round. Two oxbow lakes (Gaetz Lakes), wildflowers, rare orchids, yellow-headed and red-winged blackbirds (to name a few), mixed woodland, old growth forest and plenty of wildlife in the winter can be found within the sanctuary. Primary access to the sanctuary is from the Kerry Wood Nature Centre.

Directly north of the Plan Area is the Kerry Wood Nature Centre. It provides the focal point for interpretation of natural history of Waskasoo Park (including Gaetz Lake Sanctuary) and the Red Deer region. The Nature Centre includes the Marjorie Wood Art Gallery, the Discovery Room for children, a theatre, meeting rooms, extensive exhibits, hundreds of programs every year for people of all ages, a book/gift shop and a concession. Access to the Centre is from 45th Avenue to the south, which runs through the Plan Area.

3.7.1 Red Deer River and Escarpment Area

The Red Deer River runs directly adjacent to the northwest boundary of the Plan area. An escarpment area, as defined by the City of Red Deer Land Use Bylaw, is located within the Plan area and is part of the Red Deer River and Waskasoo Creek. Section 2.2(4) of the Bylaw states that no development, redevelopment, clearing or grading is permitted in an escarpment area...without a development permit. In Section 2.4(6), the Bylaw outlines the requirements of a development permit application for development in the escarpment area (i.e. a geotechnical study, etc). Furthermore, according to Section 2.10(3), the Development Authority has the right to refuse to issue a development permit if the Authority determines that the site is unsuitable for development, or they may attach a set of conditions to the development permit. In discussions with the City of Red Deer, the City indicated that the existing escarpment setback will not be an issue as they are in the process of relaxing the setback by relocating west of 45th Avenue.

3.8 Existing Land Uses

The Waskasoo neighbourhood is primarily a residential community. The predominant residential land use is single family detached homes, which have an R1 Residential (Low Density) District land use designation. The second most common residential land use is R2 Residential (Medium Density) District. Twelve (12) parcels with this land use designation are located on the east side of 45th Avenue and the west side of 44th Avenue, between 55th Street and 58th Street. There is also a small amount of R1A Residential (Semi-Detached Dwelling) District in the neighbourhood consisting of six units located on the southeast corner of the intersection at 44th Avenue and 58th Street. A small local commercial property with the designation C3 Commercial (Neighbourhood Convenience) District exists on the northeast corner of 55th Street and 45th Avenue.

Institutional/educational-related uses are another dominant land use in the Plan Area. The public and quasi-public land uses that exist within the neighbourhood are P1 Parks and Recreation District, PS Public Service (Institutional or Government District) and A2 Environmental Preservation District. The PS District makes up a large portion of the community and is located north of 59th Street and east and west of 42nd Avenue north of 55th Street. The A2 District is located along the escarpment of the Red Deer River and also exists east of Waskasoo Creek. Lastly, there is a small P1 District parcel that is located at the southeast corner of 45th Avenue and 58th Street.

The land uses that are located directly adjacent the subject site are described as follows:

- To the south of the property across 59th Street there are R1 and PS Districts
- To the west of the property across 45th Avenue there is an A2 District along the Red Deer River bank
- To the north of the property it is P1
- To the east of the northeast boundary of the property it is A2.

3.9 Landfills

There are two former landfills that exist to the east (north landfill) and southeast (south landfill) of the Plan area. These landfills were not active for very long as they were opened in 1965 and closed in 1967. For the purposes of this NASP, the north landfill is the more critical of the two since it is closer to the proposed development area. Furthermore, a portion of the proposed development area falls within the north landfill development setback of 300 metres. The north landfill area contains both household sanitary waste and demolition materials. The landfill to the north has an approximate area of 1.5 hectares (3.7 acres) and the landfill to the south has an approximate area of 2.5 hectares (6.2 acres). The north landfill has a depth ranging up to 2.5 m below grade with an estimated average of 2 m. The average cover layer is about 0.5 m thick and the estimated volume of waste for the north landfill area is 2250 m³. Figure 3 illustrates the location of these landfills and their corresponding 300 metre setbacks. Note: both a Phase 1 and Phase 2 Environmental Site Assessment have been carried out for the River Glen School site in relation to the landfills and their corresponding affects on the property. These reports can be found in the appendix of this NASP.

4. Subject Site Context & Development Considerations

4.1 Existing Parcels in the Subject Site Area

There are three existing legally subdivided parcels of land located within the subject site area (refer to Figure 3). These include:

Parcel 1 – This parcel is currently owned by The Board of Trustees of Chinook's Edge School Division No. 73. The legal description of the property is Plan 4154RS, Lot A. The parcel is 11.25 hectares (27.8 acres) in area, less 0.3 hectares (0.72 acres), which is part of Plan 3801SY.

Parcel 2 & 3 – These parcels are currently owned by the Parkland Community Living and Support Society (CLASS). The legal description of parcel 2 (Parkland CLASS administration/office building) is Plan 696TR, Block C, Lot J2. The parcel area of Lot J2 is 0.194 hectares (0.48 acres). The legal description of parcel 3 (Parkland School) is Plan 696TR, Block C, Lot J1. The parcel area of Lot J1 is 0.68 hectares (1.68 acres).

None of these three parcels have any Municipal Reserve (MR) or Municipal School Reserve (MSR) associated with their land titles.

4.2 Topography, Soils & Vegetation

The subject property is relatively flat at an elevation of 853 to 854 metres. There is a very slight slope towards the north on the western half of the property.

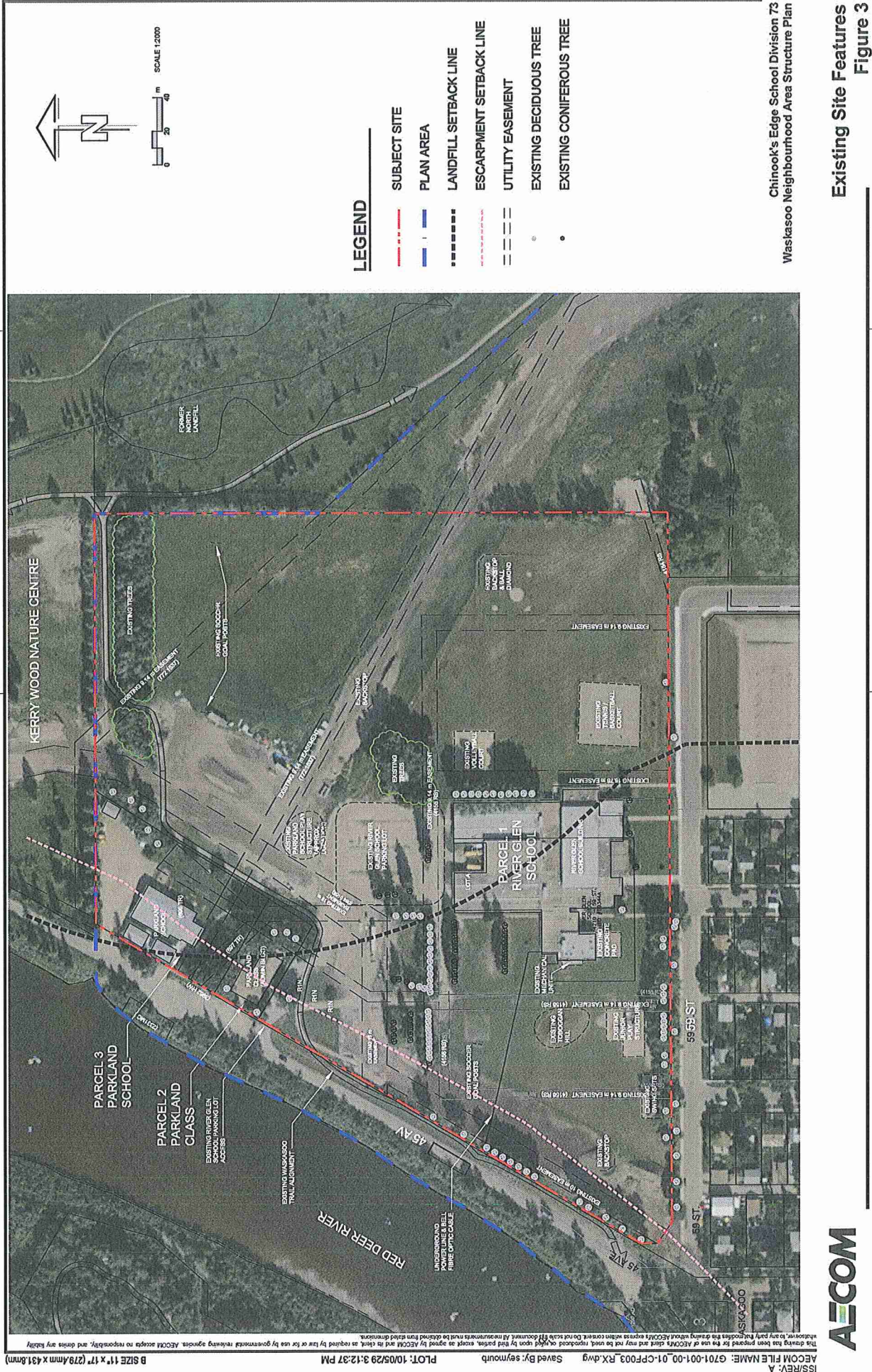
According to the Phase 1 Environmental Site Assessment prepared by Parkland Geotechnical, the soil profile consists of topsoil or sand and gravel above silty sand, overlying dense sand and gravel. In some areas of the property, a till-like clay with trace sand and gravel and coal inclusions can be found below the sand and gravel layer.

The vegetation on the River Glen School property consists of the following:

- The majority of the trees along 59th Street are mature, healthy Elm trees.
- Inside the fence line on the River Glen School side of 59th Street are many mature Poplar trees. Most appear to be in good condition and are either Northwest Poplar or Cottonwood.
- Around the River Glen School building are a few spruce trees, large shrubs (likely Lilac), lots of perennials (59th Street side) and behind the school are mature spruce trees.
- At the end of 59th Street (east end) there is a Willow tree and a Schubert, which are very close to the fence.
- The trees on the east side of the property appear to be in rough shape and are Poplar and Elm.
- There is a row of Poplar trees lining the inside of the fence on 45th Street.
- Between River Glen School and the parking lot are numerous mature Spruce and a collection of other deciduous trees (Elm, Poplar, Maple, Ash). There is also a row of shrubs which appear to be Caragana.

The vegetation on the Parkland CLASS and Parkland School properties consists of the following:

- There are many Poplar trees on the Parkland CLASS parcel.
- There are also some large Juniper trees in the front, a Mountain Ash and two small Spruce.
- Between the Parkland CLASS and Parkland School buildings are several Poplar and Maple trees.
- There is an old Spruce tree in front of the Parkland School directly adjacent to the road (45th Avenue).



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4.3 Current Access

Vehicular access to all three parcels is off of 45th Avenue. School bus loading for River Glen School occurs along 59th Street and at the north side of the school building beside the school parking lot.

4.4 Environmental Site Assessment

Parkland Geotechnical Consulting Ltd. completed a Phase 2 Environmental Site Assessment (ESA) in November 2008 and a Phase 1 ESA in November 2009. The Phase 1 ESA indicates that a potential environmental issue associated with the subject site is the historical landfill sites that were located east of the property in the late 1960s (refer to Figure 3). The Phase 2 ESA (see Appendix B) concluded that the environmental risk to the proposed development associated with leachate and landfill gas migration from the former landfill sites is very low.

The majority of the proposed residential development for the subject site remains outside of the 300 metre setback distance between landfills and sensitive land uses, except for the northeast corner of the northernmost residential lot.¹ The Phase 1 ESA states that the developer will need to have the City of Red Deer apply to Alberta Environment for a relaxation of the setback to accommodate this lot. The report also states that another option would be to remove this portion of the lot from the proposed development layout. This NASP has incorporated the latter recommendation and has removed the portion of the lot in question from the proposed development layout.

Lastly, the Phase 1 ESA considers the level of environmental risk associated with the subject property to be low, provided the above-mentioned precaution is taken. In addition, the report states that the present level of information for this property is considered to be sufficient and no additional site investigation is recommended at this time.

4.5 Existing Structures and Facilities

Features of the River Glen School parcel include:

- River Glen School building:
 - Single level building.
 - Floor area of approximately 6824 m² (73,453 ft²).
 - Main entrance is on the south side of the building off of 59th Street.
 - There are other entrances on the north (and south) side(s) of the school building.
 - There is a building mechanical unit located on the west side of the building which is enclosed by a chain link fence.
- Staff Parking Lot:
 - Located north of school building.
 - Gravel surface parking lot.
 - Approximate area of parking lot is 4000 m² (1 acre).
 - There is only one access point to the parking lot from 49th Avenue which is located directly south of the Parkland CLASS parcel. The gravel driveway/entrance-way splits into two access roads leading to the parking lot. One connects at the northwest corner of the parking lot and one the other connects at southwest corner. The first segment of the driveway is paved where it extends from 45th Avenue.

¹ At the time the Phase 1 and Phase 2 ESAs were prepared, a portion of the residential lot layout in the concept plan was within the 300 metre landfill setback.

- Waskasoo Trail:
 - A segment of the Waskasoo Trail (paved pedestrian and bicycle pathway) passes through a portion of the parcel at the north end, connecting from the west to the east.
- Chain Link Fence:
 - Chain link fence that surrounds the perimeter of the entire parcel.
- Play Structures/Facilities:
 - Small junior backstop (for softball) as well as team benches located in the southwest corner of the parcel. The softball infield is informal, unmarked and grass only.
 - Three swing set structures and a junior playground structure located in the southwest corner of the parcel, adjacent to 59th Street.
 - Small concrete pad that includes a basketball net connected to the southwest corner of the school building.
 - Small toboggan hill located west of the school building.
 - Soccer goal posts located at the west side of the property. The informal soccer field is only 40 metres long between the goal posts.
 - Large wheelchair accessible playground structure located north of the school building and parking lot. This playground structure belongs to and is used by Parkland School.
 - Soccer goal posts in the northwest corner of the parcel. The informal soccer field is 100 metres long between the goal posts.
 - Small junior backstop (for softball) 50 metres to the east of the parking lot.
 - Volleyball court (sand surface that includes two courts) directly east of the northeast corner of the school building.
 - Intermediate ball diamond and backstop located on the east side of the property. The infield is marked with dirt around the bases.
 - Large concrete tennis and basketball court located directly east of the southeast corner of the school building.

Features of the Parkland Community Living and Support Society (CLASS) parcel include:

- Parkland CLASS administration/office building:
 - Single level building.
 - Floor area of approximately 382 m² (4112 ft²).
 - Main entrance located at the west side of the building facing 45th Avenue.
- Parking lot:
 - Paved driveway on north side of parcel extending from 45th Avenue to small parking area at rear of property.
 - There is a gravel parking area adjacent to the property (in front of the parcel) between the parcel and 45th Avenue.
- Chain Link Fence:
 - Chain link fence that surrounds the perimeter of the entire parcel.

Features of the Parkland School parcel include:

- Parkland School buildings:
 - Three single level buildings on the parcel used for school classroom purposes.

- The main building is the largest and has an approximate floor area of 702 m² (7556 ft²).
- The two smaller buildings are subordinate to the main building and each have an approximate floor area of 80 m² (861 ft²).
- The main entrance to the school is off of 45th Avenue.
- Maintenance shed:
 - Small maintenance shed in the northeast corner of the parcel with an approximate floor area of 38 m² (409 ft²).
- Parking lot:
 - Large gravel parking lot at the north end of the parcel.
- Play structures/facilities:
 - Swing sets, slides, etc located throughout the property.

4.6 Geotechnical Considerations

A geotechnical investigation for the purposes of site development has not been performed. However, basic information on the underlying soils at the site was obtained during the Phase 2 Environmental Site Assessment conducted by Parkland Geotechnical. In the fall of 2007, Parkland Geotechnical drilled thirteen boreholes for the purposes of installing monitoring wells and to examine for evidence of landfill refuse. The boreholes were situated at various locations throughout the River Glen School parcel. Three of the boreholes were drilled in the area west of the school building identified for residential development. These holes were drilled to a depth of approximately 4 m. The primary purpose of the boreholes was to monitor the groundwater for contaminants, and to measure the soil for volatile organic carbon (mostly methane). However, the opportunity was taken to classify the soil samples as well. The three boreholes west of River Glen School revealed a topsoil depth of 200 mm, on top of an alluvial silty sand layer.

4.7 Site Servicing, Existing Utilities and Easements

Existing municipal utilities (water, sanitary sewer, storm sewer, and electric power) are all situated along 59th Street. In addition, a sanitary sewer trunk main runs along 45th Avenue, just west of the property, and water and sanitary mains run north between the proposed development and River Glen School. An overhead power line also runs along the east side of 45th Avenue.

A new 1200 mm diameter water trunk main was recently installed. The alignment is parallel to and inside the west boundary of the property, then east for 100 m before it resumes in a north-easterly direction. A 10 m wide utility right-of-way has been established for this line. A 750 mm sanitary sewer trunk main traverses the north end of the parcel within the same easement corridor as the water trunk main.

An ATCO Gas line serving the Parkland CLASS buildings to the north runs through the middle of the proposed development. An underground power line supplying River Glen School starts at a power pole on 45th Avenue and runs east, bisecting the proposed development. There is also a buried fibre optic cable alongside this power line.

5. Development Concept

The Development Concept prepared for the subject site is shown in Figure 4. The Concept illustrates how the most westerly portion of the site will be redeveloped for residential purposes, while maintaining the majority of the site for school / open space purposes. Overall, the Development Concept strives to retain the character of the existing neighbourhood while enhancing the overall environment within the City of Red Deer.

In regard to redevelopment in existing neighbourhoods, Section 4.7(2) of the City of Red Deer Land Use Bylaw states that:

In order to maintain the character of existing neighbourhoods, the Municipal Planning Commission shall have the authority to require increased development standards for any infill or redevelopment; such increased standards may require that the new development match the standards of existing development in the neighbourhood or along the applicable street within districts R1, R1A, and R2.

The Waskasoo NASP respects this regulation and the proposed development will match the highest standards that exist in the community of Waskasoo.

5.1 Development Objectives

The main objectives of the development are to:

- Redevelop portions of the River Glen School site in a manner which achieves the objectives laid out in the City of Red Deer's MDP relative to infill/intensification and sustainability;
- Ensure that the redevelopment of portions of the River Glen School site is in harmony with the built form of the existing Waskasoo Neighbourhood;
- Provide a combination of low density housing types, including conventional single family lot sizes and narrow residential lots;
- Provide a high level of architectural character and integrity;
- Provide a pedestrian friendly streetscape and environment;
- Preserve stands of existing mature trees to the largest extent possible and practical;
- Provide a revised and more efficient access and parking lot for the River Glen School;
- Maintain and enhance that portion of the Waskasoo Trail System that is contained on the site;
- Utilize low impact development/design principles as appropriate.

5.2 Low Density Residential

The residential development areas have been located outside of the 300 m landfill setback. The proposed lots predominately front onto 45th Avenue (three lots front onto 59th Street), which will minimize the impact on the existing properties in the area. With direct connections to the Waskasoo Trail system, the residential areas are within easy walking distance to downtown Red Deer. With an original size of 11.25 hectares (27.8 acres), the remaining school site (and its open space) of 6.88 hectares (17.00 acres) will still continue to be one of the larger school sites within the City of Red Deer.

The development has been designed to retain and be sensitive to the existing character of Waskasoo Neighbourhood. This will be accomplished through the following:

- The development will consist of single detached dwellings keeping in line with the current and dominant housing form within the Waskasoo neighbourhood.
- The majority of the residential lots will be serviced with rear lane access, which is the same as Waskasoo neighbourhood.
- All of the homes, with exception to possibly three or four, will not have front loading driveways and garages. This is in line with the existing context of the community of Waskasoo since there are only approximately a dozen homes in Waskasoo that have front loading garages (out of dozens of homes).
- Preservation of stands of mature trees, therefore retaining the canopy cover in the neighbourhood.
- The pedestrian friendly environment of the Waskasoo neighbourhood will continue through the development via a common pathway.
- The houses will have large front yard setbacks as this is the current case in Waskasoo.
- There will be a continuation of the current streetscape of 45th Avenue north of 59th Street adjacent to the development.

All lots except for one (1) that front onto 45th Avenue will be serviced with rear garages. Front loading driveways and garages, will otherwise not be permitted along 45th Avenue. The incorporation of front loading driveways and garages for the 12 southwest lots along 45th Avenue would be inappropriate. The reason for this is that the lots are slightly narrower than those in Waskasoo and as stated in the bullets above, there are very few front load garages in the existing community. Furthermore, if front loading driveways/garages were incorporated into any of these 12 lots, the resulting streetscape would be negatively affected as the garages may protrude substantially into the front yard.

As stated above, garages will be placed at the rear of the property and serviced by the rear lane. In order to prevent the appearance of a wall of garages from the school yard side, various measures shall be taken to address this interface. Examples of such interface measures could include, but are not limited to:

- (1) Staggering the placement of the rear garages from where they are setback from the rear property line.
- (2) Constructing a decorative privacy fence along the east side of the proposed lane.
- (3) Planting rows of trees and shrubs along the east side of the proposed lane.
- (4) Creating a berm along the east side of the proposed lane in addition to planting trees and shrubs.

At a minimum, rows of trees and shrubs could be planted along the east side of the proposed lane.

There are three lots that are proposed along 59th Street and only one of these lots will be serviced by a lane. Thus, at least two of the three lots will include front loading driveways and/or garages from 59th Street.

5.2.1 Conventional Single Detached Lots (R1)

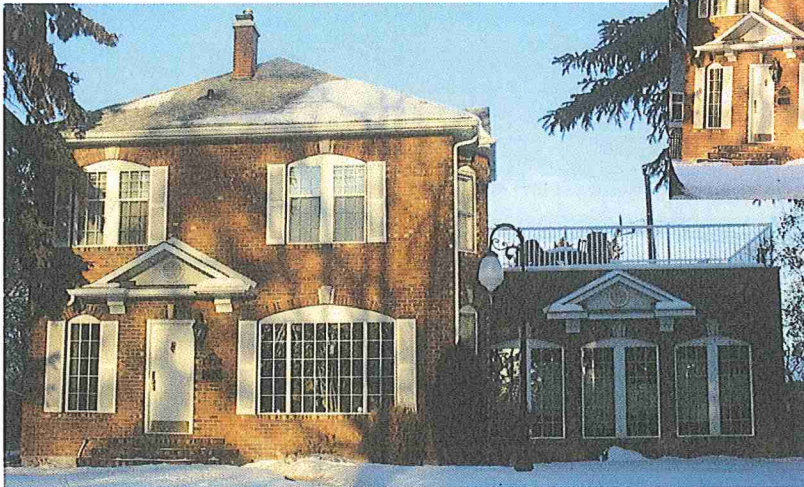
The housing type proposed for the development is single family detached dwellings. Out of the approximately 19 lots that are proposed, 16 of the lots will be designated as R1 Residential (Low Density) District and three (3) lots will be designated as R1N Residential (Narrow Lot) District. The R1 lots will range in size from roughly 650 m² to 850 m². The R1 lots that front onto 45th Avenue are approximately 13 m in width and range in depth from 56.8 m to 65.0 m. The three R1 lots along 59th Street are approximately 15 m in width and 45 m in depth. The area and density attributed to the R1 and R1N lots are identified in Table 4.

5.2.2 Narrower Single Detached Lots (R1N)

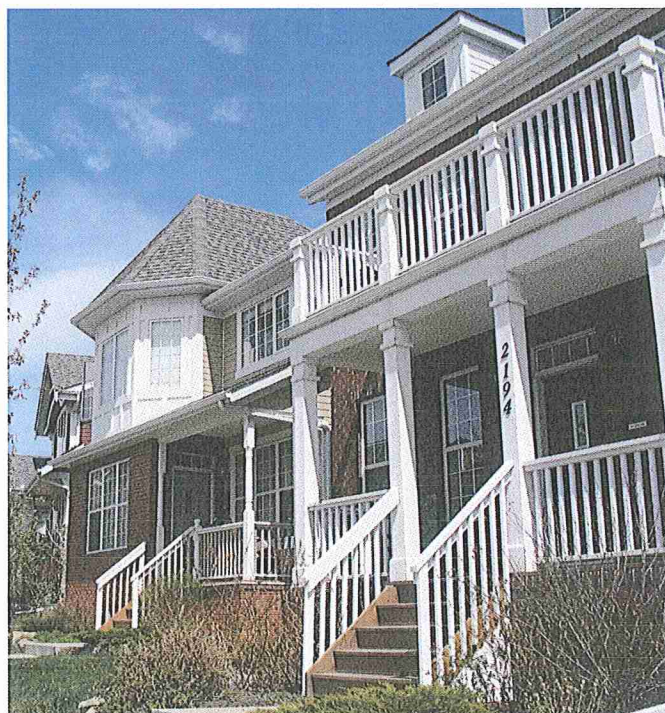
Because of a continuing demand and need for a more affordable lot and housing option, this NASP has made provision for three narrow detached lots which fall under the R1N land use designation. Front yard driveways/garages are prohibited on these lots. These lots will be approximately 11.0 m in width and roughly 56.8 m in depth.

5.2.3 Architectural Integrity

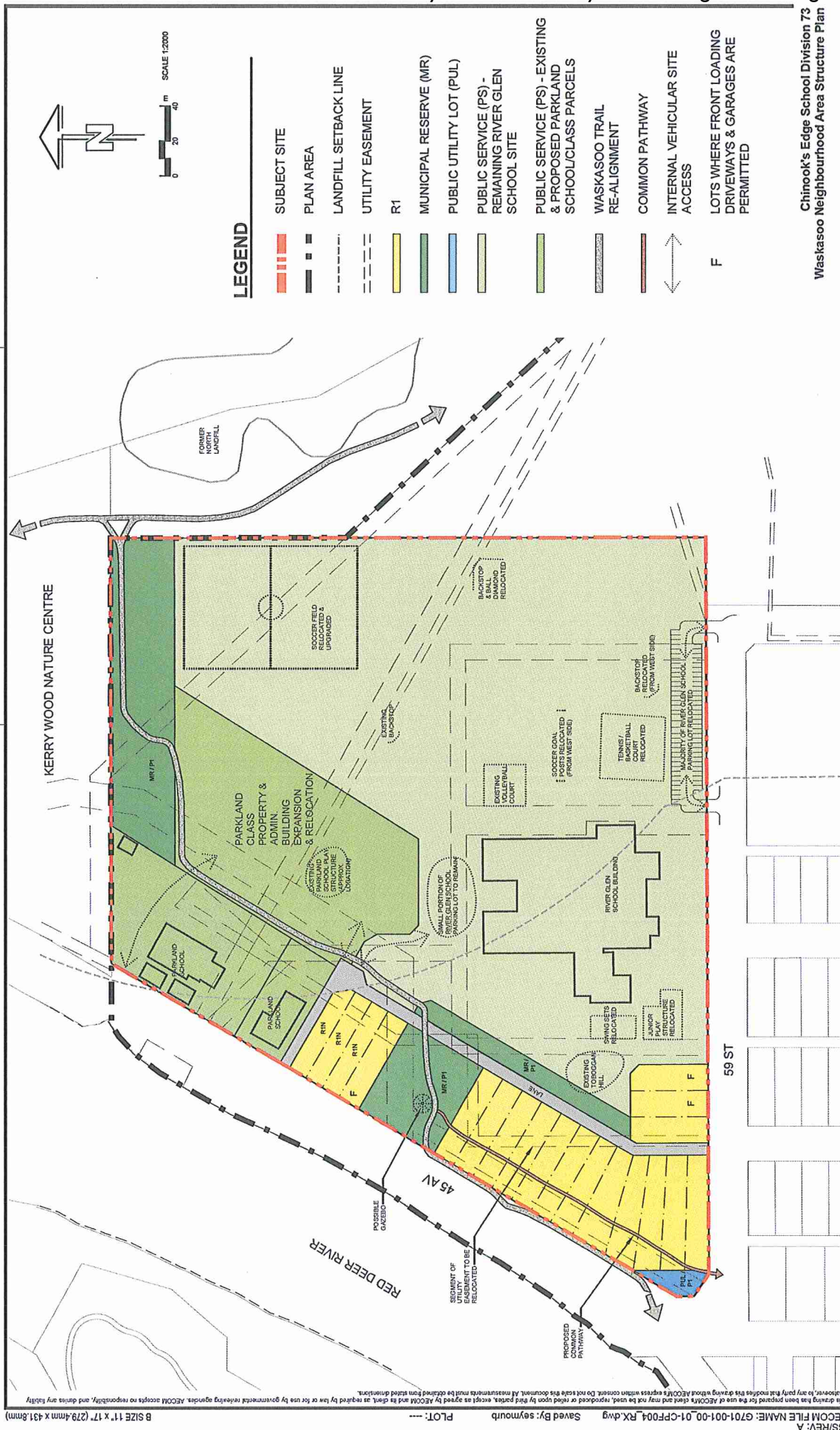
The proposed development will match the highest levels of architectural character that exist in the Waskasoo neighbourhood. Examples of such architectural integrity are shown below.



Existing home on Waskasoo Crescent.

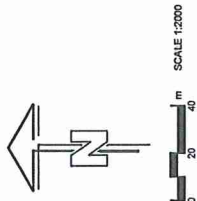


Example of front porches (neighbourhood in Calgary).



LEGEND

- SUBJECT SITE
- PLAN AREA
- LANDFILL SETBACK LINE
- UTILITY EASEMENT
- R1
- MUNICIPAL RESERVE (MR)
- PUBLIC UTILITY LOT (PUL)
- PUBLIC SERVICE (PS) - REMAINING RIVER GLEN SCHOOL SITE
- PUBLIC SERVICE (PS) - EXISTING & PROPOSED PARKLAND SCHOOL/CLASS PARCELS
- WASKASOO TRAIL RE-ALIGNMENT
- COMMON PATHWAY
- INTERNAL VEHICULAR SITE ACCESS
- F
- LOTS WHERE FRONT LOADING DRIVEWAYS & GARAGES ARE PERMITTED



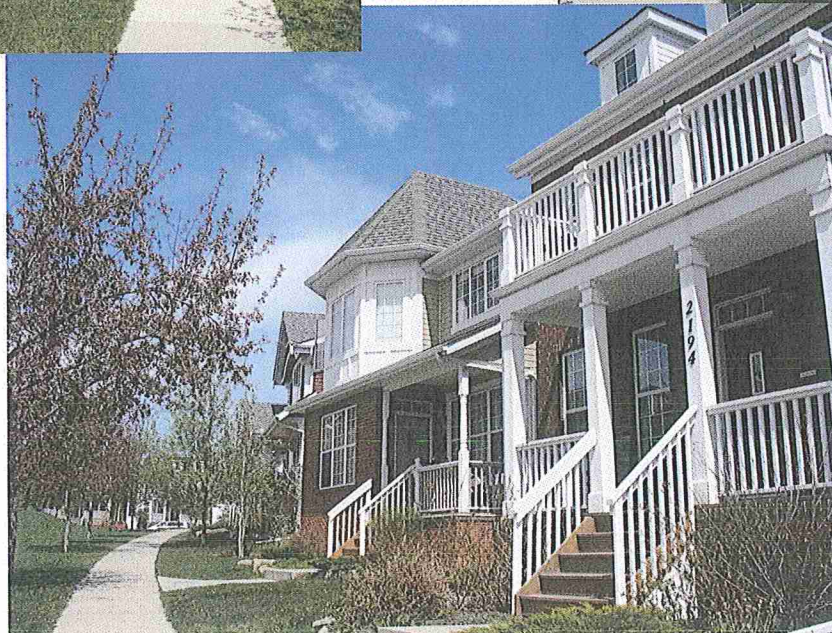
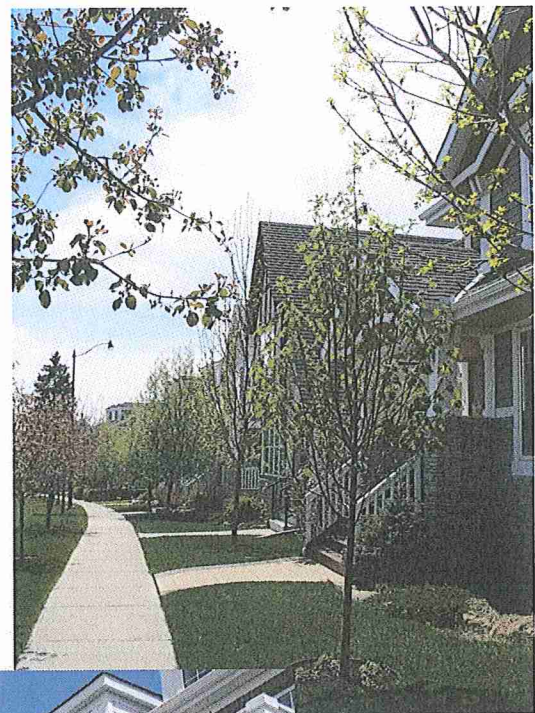
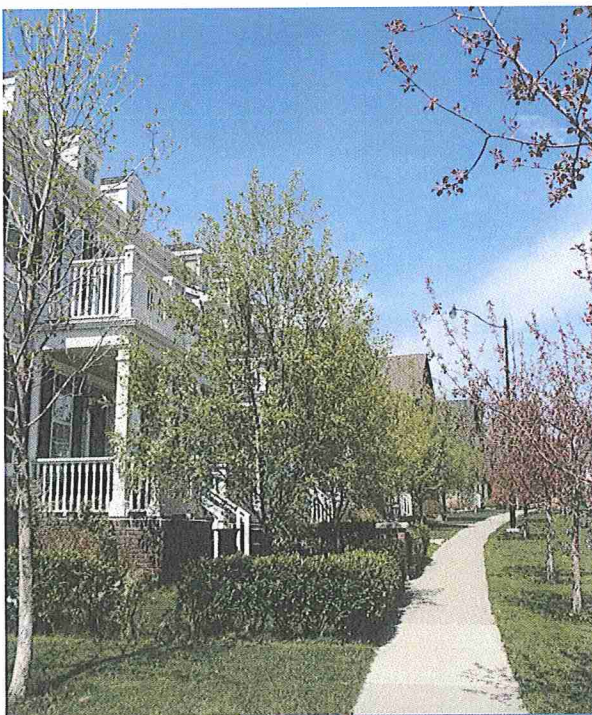
Chinook's Edge School Division 73
Waskasoo Neighbourhood Area Structure Plan

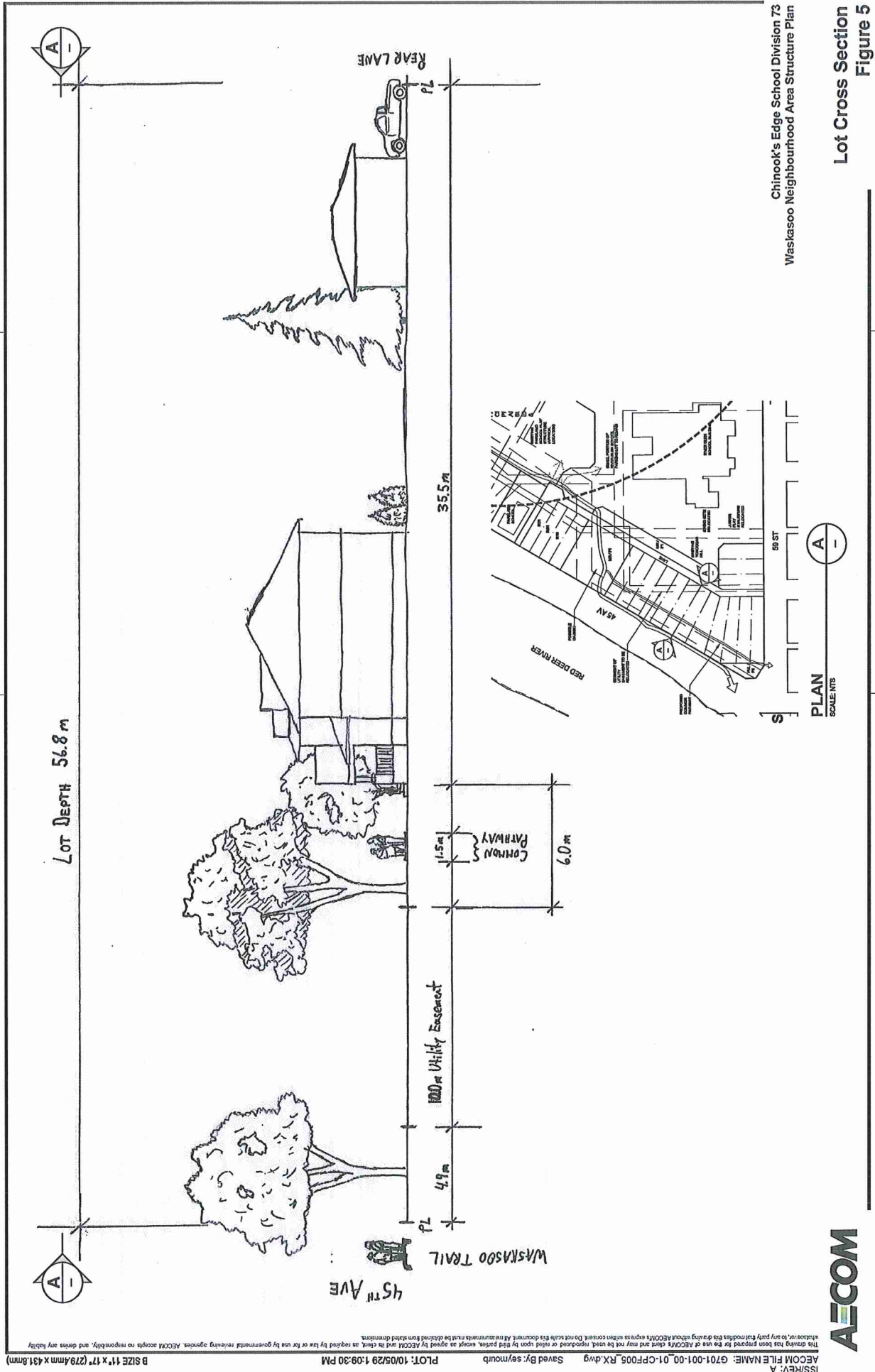
Land Use Concept
Figure 4

5.2.4 Common Pathway

This NASP proposes a "common pathway" (see Figures 4 and 5) within 12 of the lots that front onto 45th Avenue. One of the reasons for the common pathway is that paved or concrete driveways and pathways are not permitted within utility easements according to section 10 of the City of Red Deer Engineering Design Guidelines for NASPs. Under normal circumstances, pathways could extend (perpendicularly) from the street/sidewalk (in this case from 45th Ave and Waskasoo Trail) into the lots to the homes. However, because of the 10 m utility easement running parallel to the property line, this normal approach cannot be achieved. Since public pedestrian access is still needed to the front yards, a common pathway running parallel to the utility easement would solve the problem. Front porches will face directly onto the pathway similar to the example in Figure 5 and the images below. Also, a public access easement would need to be registered on the land titles for the respective lots for the pathway.

Examples of Homes Fronting onto a Common Pathway





ISS/REV: A
 AECOM FILE NAME: G701-001-00_01-CP005_RX.dwg
 Saved By: seymourb
 PLOT: 10/05/29 1:09:30 PM
 B SIZE 11" x 17" (279.4mm x 431.8mm)

5.3 Institutional / Public Service (PS)

As mentioned in section 1.3.2, the Parkland Community Living and Support Society (Parkland CLASS) intends to obtain a subdivided parcel of land from the Chinook's Edge School Division (portion of the existing River Glen School parcel). The objectives of Parkland CLASS for this proposed additional parcel are to construct a new administration/office building for Parkland CLASS staff. The existing administration building will be renovated and taken over by Parkland School (parcel to the north of Parkland CLASS) for classroom space. Parkland CLASS has already constructed a large wheelchair accessible playground structure (to serve disabled children) on the River Glen School property in a location that is within the proposed Parkland CLASS parcel. The existing Parkland School and CLASS parcels, as well as the proposed Parkland CLASS parcel will retain the current land use designation of Public Service (PS). It may be worthwhile to consolidate all three Parkland parcels into one comprehensive parcel.

It is the intent of this NASP that the residual River Glen School parcel will continue to function as a school site. Even after subdivision, the River Glen School site will still be one of the larger school sites in the City of Red Deer. Depending on each specific circumstance, existing playground structures and sports equipment/facilities will either remain in their current location or relocated and upgraded to another location. In other words, no recreational structure will be removed from the school site. The new locations of the recreational equipment are shown in Figure 4. The River Glen School site will retain its current land use designation of Public Service (PS).

5.4 Municipal Reserve (MR) / Open Space

This NASP has dedicated a full 10% of Municipal Reserve (MR) as required under the Municipal Government Act (see Table 4). There are three MR parcels that are proposed for the development (see Figure 4). These three parcels and their intended function are listed below:

- (1) MR parcel off of 45th Avenue. This MR parcel will be a focal point for the community and will function as a small park for passive recreation purposes. The reason that it will function as a passive recreational park, is because of the constraints that currently exist on the proposed parcel (existing utility easements and existing mature tree stands). Proposed amenities for this MR parcel include a realigned segment of the Waskasoo Trail (pathway) and a possible gazebo. This MR parcel will also serve as (and retain) a connection between the open space of the River Glen School yard and the Red Deer River.
- (2) MR parcel adjacent to and east of the proposed lane. This MR parcel is intended to act as a buffer between the residential lots/lane and the school yard (a detailed description of the possible buffer options for this parcel was discussed in section 5.2).
- (3) MR parcel between the proposed Parkland CLASS parcel / River Glen School parcel and the Kerry Wood Nature Centre at the north end of the subject site. This MR parcel will function as a buffer between the two uses and their respective plant species. This parcel is heavily treed and these trees will be retained through the MR designation. A portion of the Waskasoo Trail also runs through this proposed MR parcel.

Table 4. Land Use Statistics

Land Use	Area (ha)	Area (ac)	% of Subject Site Area	Number of Dwelling Units	Density (units per ha)
Gross Subject Site Area	11.83	29.23	100.00%		
Environmental Reserve (ER)	0.00	0.00	0.00%		
Net Developable Area	11.83	29.23	100.00%		
Residential	1.41	3.48	11.92%	19	1.61
Conventional Detached Dwellings (R1)	1.23	3.04	10.40%	16	
Narrow Lot Detached Dwellings (R1N)	0.18	0.44	1.52%	3	
Open Space	1.13	2.79	9.55%		
Municipal Reserve (MR)*	1.09	2.69	9.21%		
Public Utility Lots (PUL)	0.04	0.10	0.34%		
Institutional	9.07	22.41	76.67%		
Public Service (PS) - Remaining River Glen School Site	6.88	17.00	58.16%		
Public Service (PS) - Existing Parkland School & Parkland CLASS Lots	0.87	2.15	7.35%		
Public Service (PS) - Parkland CLASS Expansion	1.31	3.24	11.07%		
Road Rights-of-Way	0.22	0.54	1.86%		
Lanes	0.22	0.54	1.86%		

* MR dedication is 1.09 ha which is 10% of the land that Chinook's Edge School Division owns in the development concept. In the event that Parkland CLASS / School decides to further subdivide their existing property, they will be responsible to provide 10% MR or money in lieu.

6. Transportation

6.1 Road Network

The development is located on the portion of the River Glen School property which is bordered by 45th Avenue to the west. The site is bordered by 59th Street to the south, and the school property to the east and north.

59th Street is a Residential Local Street, with a two lane undivided cross-section. The roadway has a sidewalk on the north side, and is wide enough to allow parking on the south side.

45th Avenue transitions from a Residential Collector Street south of 58th Street, with parking and boulevard-separated sidewalks on both sides, to a Residential Local Street between 58th Street and 59th Street, with parking and boulevard-separated sidewalks on both sides. North of 59th Street, 45th Avenue narrows considerably, providing access to the Kerry Wood Nature Centre, and connecting with 40th Avenue, north of 67th Street. This portion of 45th Avenue has no sidewalks adjacent to the roadway, but is parallel to part of the Waskasoo Trail network.

55th Street is the primary roadway providing access to Gaetz Avenue and the Central Business District as well as areas to the east of the Plan area. 55th Street is an arterial roadway with four travel lanes and sidewalks on both sides.

6.2 Site Access & Emergency Services

The residential development will have two access points. One will be located on 59th Street at 44th Avenue and the other will be off of 45th Avenue, directly south of the existing Parkland CLASS parcel. The current T-intersection at 59th Street and 44th Avenue is yield-controlled at the northbound approach, and free in the east-west direction. The site access will be a flow-through lane and will be yield-controlled.

The lane will meet the geometric requirements for a Heavy Single Unit Truck (HSU) design vehicle, which is representative of City of Red Deer fire trucks and garbage trucks². City of Red Deer design standards state that the minimum right-of-way width requirement for a lane is 7.0 m³. This will accommodate the design vehicle, which has a minimum right-of-way requirement of 6.0 m, which allows for the set up of a fire truck. This minimum right-of-way should be clear of all obstacles and level. Any utility servicing infrastructure may result in a wider right-of-way requirement (i.e. electrical transformer boxes, utility poles, etc).

Although Appendix A of Section 13 of the City of Red Deer Roadway Design Standards states that no horizontal curve is allowed on a laneway, a minimum radius horizontal curve of 50.0 m would accommodate the design vehicle adequately and would pose no access issues.

The lots front onto 45th Avenue, and can be accessed via this roadway for emergency services, if it is more appropriate than via the back lane.

Vehicular access to the new/additional Parkland CLASS parcel will be via the proposed lane and through the north end of the existing Parkland School parcel. Vehicular access to the River Glen School site will occur in two locations. The majority of the existing parking lot north of the school will be relocated to the southeast corner of the site adjacent and parallel to 59th Street near 42A Avenue. Access to the existing parking lot will continue, however only a small portion of the parking lot will remain. This will be to allow access and parking for delivery trucks, bus drop-

²Design Guidelines Manual: Section 13 Roadway Design Standards; The City of Red Deer; 2009; pg. 6.

³Design Guidelines Manual: Section 13 Roadway Design Standards, Appendix A; The City of Red Deer; 2009.

off/pick-up, maintenance vehicles and a small number of school staff. The new access to the parking lot will be from the northeast corner of the proposed lane.

6.3 Traffic Impact Assessment

6.3.1 Trip Generation

There are 19 low density residential single family lots proposed for this development. The Institute of Transportation Engineers (ITE) Trip Generation manual provides the following trip generation rates for this land use:

Table 5. Trip Generation

Time of Day	Rate (per dwelling unit)	# Trips (rounded up)	% Inbound	# Inbound	% Outbound	# Outbound
Weekday AM Peak Hour	0.75	15	25%	4	75%	11
Weekday PM Peak Hour	1.01	20	63%	13	37%	7

The proposed Parkland CLASS administration building expansion and relocation will result in only a small amount of additional office space. The additional trips generated will therefore be minimal. As for the remaining River Glen School/parcel, the trip generation will be unchanged.

6.3.2 Trip Distribution and Assignment

The nature of the residential development suggests that the majority of weekday peak hour trips will be to and from employment centres. As such, the following trip distribution and assignment are assumed:

- 75% of trips will access Gaetz Avenue North and South, and the Central Business District (CBD) via 59th Street to 45th Avenue and then 55th Street;
- 10% of trips will access Gaetz Avenue North and South and the Central Business District (CBD) via 44th Avenue to 55th Street;
- 15% of trips are destined to the eastern portions of Red Deer, via 59th Street to 42A Avenue to 55th Street East.

6.3.3 Intersection Analysis

A study conducted in 2002 for the Lindsey Thurber Comprehensive High School indicated that the intersections of concern in the area operated adequately. Upgrades at a number of intersections were recommended in this report, including:

- That an EBLT phase (protected/permissive) be implemented at the intersection of 55th Street and 42A Avenue during the morning peak hour, and omitted during the rest of the day;
- That an exclusive channelized WBRT lane be designed and installed at the intersection of 55th Street and 42A Avenue. The resulting island should have appropriate pedestrian connections and "para-ramps";
- That a channelized SBRT lane be designed and installed at the south approach to Camille LeRouge School to provide a "right-in" access for school buses;
- That an extension to 42A Avenue and 59th Street be designed and installed to form a "T" intersection.

The implementation of these recommendations results in adequate operation of all intersections within the vicinity of the Plan area. Assuming these recommendations have been implemented, it is expected that the addition of traffic from the new development on the River Glen School property will not negatively impact operations at any of the intersections. The number of trips being generated by the site in the peak hours is minimal, and is rapidly dispersed onto 59th Street, 45th Avenue, 44th Avenue and 42A Avenue, resulting in, at most, 10 additional vehicles making any particular movement during a one-hour period.

6.4 Parking

Each lot will include a double detached garage accessed from the rear lane, as well as a double driveway leading to the garage. 45th Avenue in the vicinity of the development is not currently wide enough to adequately accommodate street parking. However, the site access lane may be used for additional parking, if appropriately designed and marked.

6.5 Pathways

The development is located in the vicinity of a portion of the Waskasoo Trail network, with a pathway alongside 45th Avenue north of 59th Street. Additionally, a common pathway will provide public pedestrian access to each front yard. The common pathway will be located approximately 16.0 m to the right of the existing Waskasoo Trail (see Figure 5). A portion of the existing Waskasoo Trail that runs through the property will need to be realigned. The developer will be responsible for the realignment and the associated costs.

7. Servicing

7.1 Stormwater Management

The site for the proposed development, currently being part of the schoolyard, is an open, grassed area with little grade change. Drainage is all overland, appearing to mostly drain to the south, towards 59th Street. There are two stormwater sewers in the vicinity. A 450 mm diameter main starts at a manhole at the intersection of 44th Avenue and 59th Street, and runs east. A second series of stormwater sewers, with diameters ranging from 375 mm to 600 mm, run north along 45th Avenue and discharges into the Red Deer River at an outfall approximately 60 m north of the 45th Avenue/59th Street intersection.

Stormwater management will be in accordance with the best management practice outlines within the *Alberta Environment Standards and Guidelines for Stormwater Management*. It is anticipated that some neighbourhood LEED principles could be included in the plan which shall involve simple design and management practices that take advantage of natural site features and minimize economic, physical and social impacts. It is part of the contemporary trend towards more sustainable solutions that protect the environment and costs less.

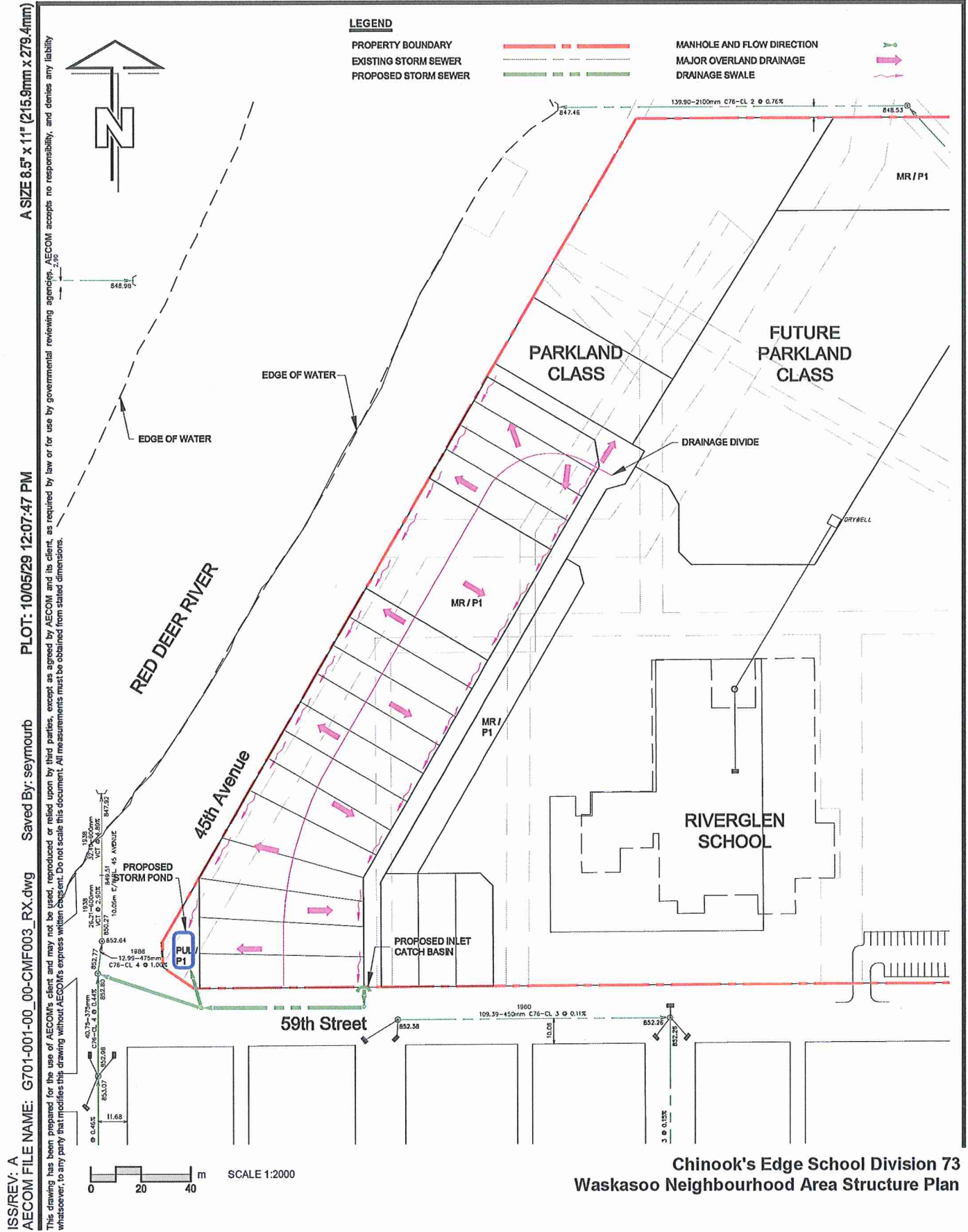
These proposed alternative stormwater management measures will be used in conjunction with the City's existing stormwater management practices with the aim of achieving economic, aesthetic and environmental benefits both for the city and prospective home owners. For example, roof runoff can be managed using rainwater tanks and vegetated swales. Paved areas can be minimised and runoff can also be managed by a variety of landscape measures and practices. These measures reduce the volume of stormwater runoff and the rate at which it is discharged to the City's stormwater drainage system.

The proposed concept for stormwater drainage would include both overland and underground systems tying into the existing main along 45th Avenue (see Figure 6). The residential lots would be split-graded, with the portions backing into the access lane sloping towards the lane and the portions of the lots fronting into 45th Avenue sloping towards the main road.

Frontal run-off along 45th Avenue will follow a vegetated swale and shall be directed into a small dry pond. Back-lot drainage along the rear lane will also follow a vegetated swale that shall discharge into a catch basin inlet. Both the dry pond and the vegetated swale will discharge into a short length of a proposed stormwater sewer along 59th Street that will connect into the 475 mm diameter stormwater sewer along 45th Avenue.

The dry pond will be designed to detain enough storm water to limit the total development flow during a 1-in-100-year rain event to pre-development levels, or limited to the surplus/available capacity of the 45th Avenue 475 mm diameter stormwater sewer.

As part of the transportation plan for the development, a new parking lot for River Glen school will be built, with access onto 59th Street. Run-off from the parking lot would be captured in catch basins and the regulated flow discharged to the 59th Street storm main.



7.2 Water Supply and Distribution

The 150 mm diameter water distribution main is runs along 59th Street and along a north-south corridor just east of the existing school playground site. The development will be serviced by connecting into this 150 mm diameter water distribution main and running it along the utility corridor. This proposed service main shall then connect to the existing 150 mm diameter water distribution main located north of the River Glen School. The schematic of the proposed water distribution system is shown in Figure 7.

A recently constructed high-pressure, 1200 mm diameter trunk main, runs along the east side of 45th Avenue. While not servicing the subject site directly, this trunk line supplements the water distribution system of the Waskasoo neighbourhood.

7.3 Sanitary Sewer Collection

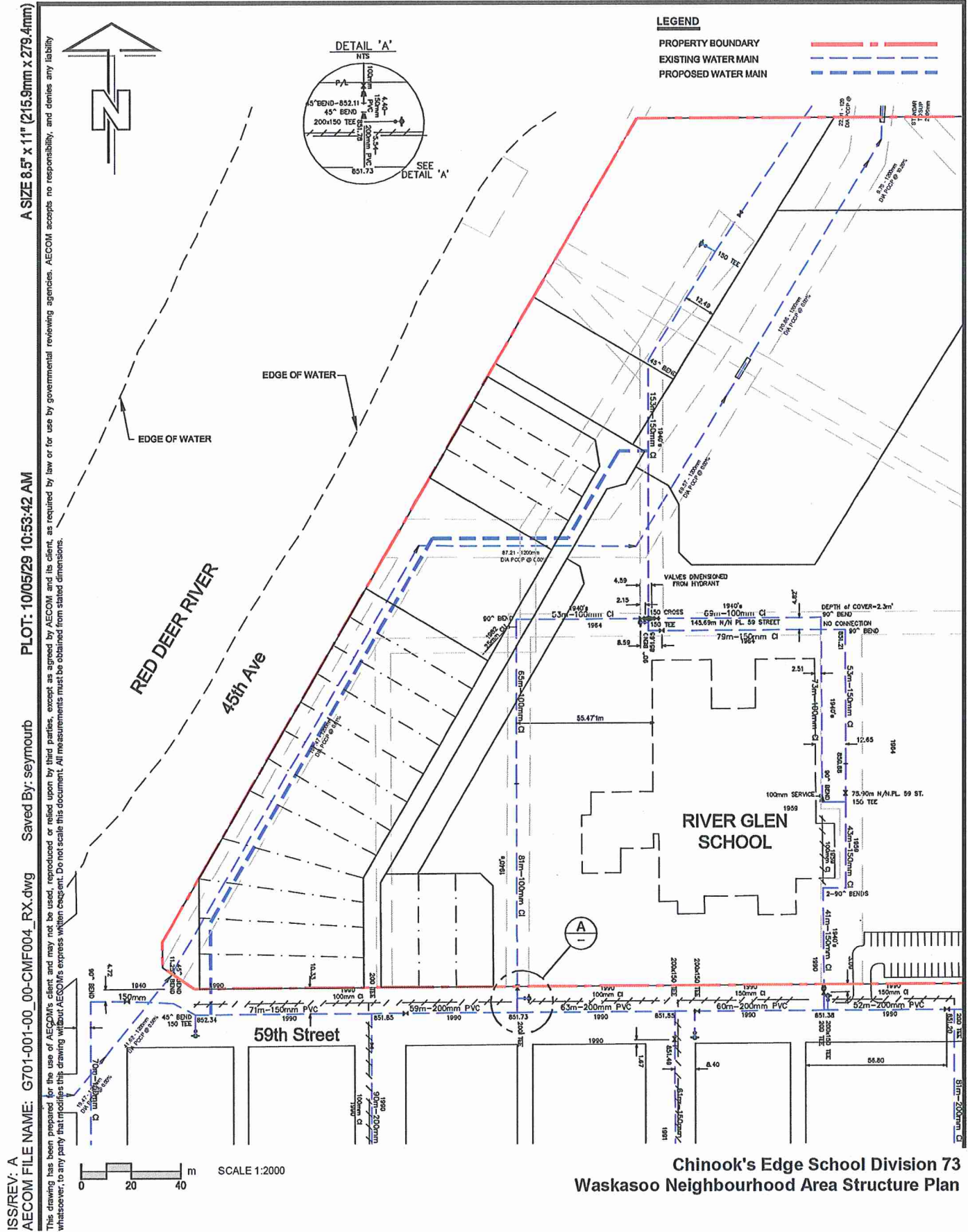
Existing sanitary mains are located along 59th Street and 45th Avenue. Their sizes are 900 mm in diameter and 300 mm in diameter, respectively. The capacity of the 300 mm main is approximately 40L/s and the proposed development would add to the peak flow by about 1.0 L/s over the present 4L/s peak.

Sanitary servicing for the proposed development will be from a proposed sanitary sewer installed within the utility corridor and shall connect to the existing drop manhole along the existing 900 mm sanitary sewer located along 45th Avenue. The schematic of the proposed sewage collection system is shown in Figure 8.

7.4 Shallow Utilities

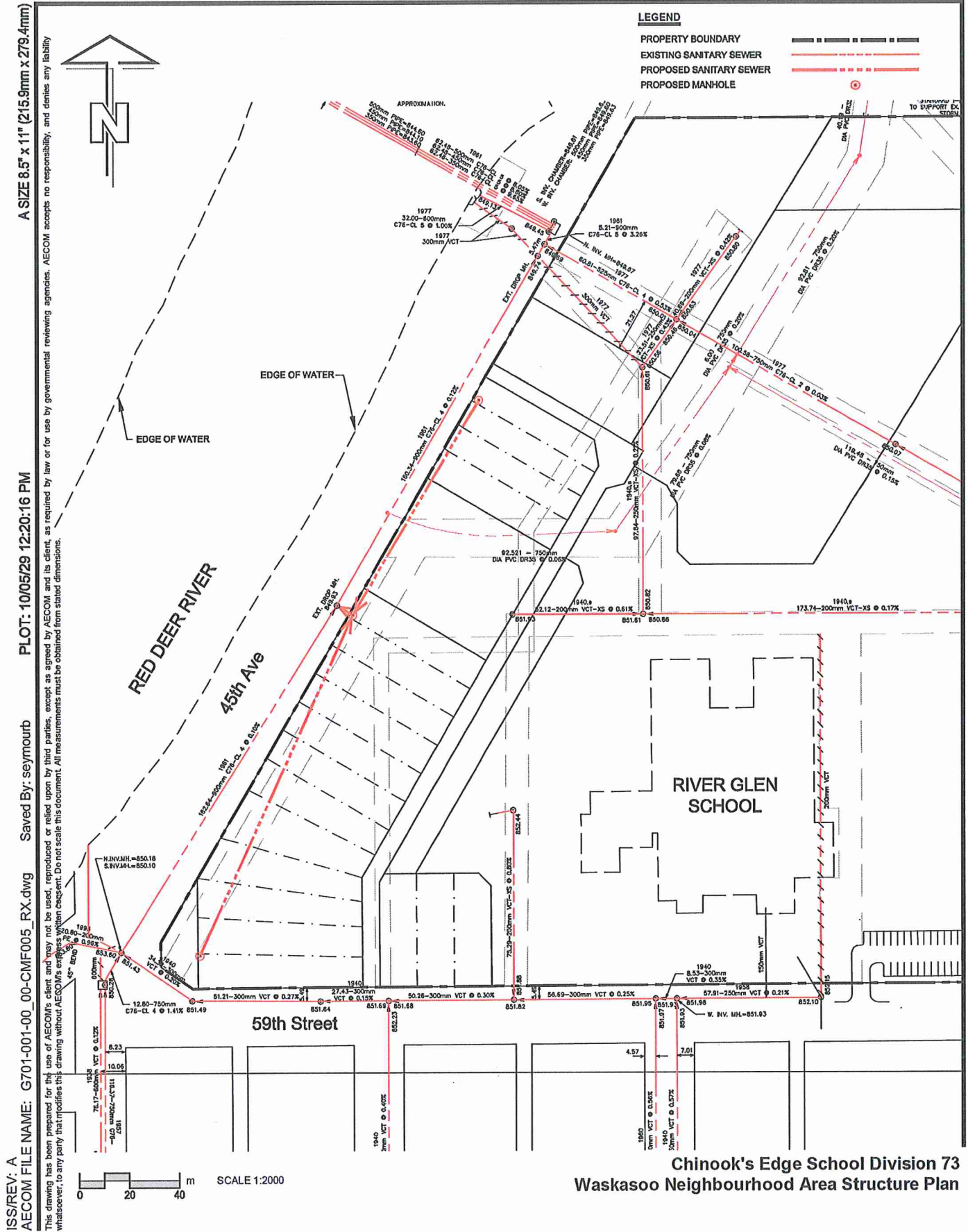
The area will be serviced with electrical, telephone, natural gas, and cable utilities. Initial discussions with the City of Red Deer Electric Light and Power indicate the power would be supplied from an overhead line located along the east side of 45th Avenue. An ATCO gas line that runs through the property will be relocated.

An existing underground power line supplying River Glen School will be relocated along the new service lane and an underground fibre optic cable that parallels the power line will also be relocated.



AECOM

**Water Distribution Plan
Figure 7**



8. Development Phasing

Given the small amount of development proposed, a phasing plan will not be included as the entire development will occur at the same time.

LEGISLATIVE SERVICES

December 14, 2012

Pierre Oberg, President
Waskasoo Community Association

Via Email: waskasoo@telus.net

Dear Mr. Oberg:

Re: Council Decision – December 10, 2012
Waskasoo Neighbourhood Area Structure Plan Bylaw 3217/D-2012

At the Monday, December 10, 2012 Red Deer City Council Meeting, Council defeated first reading of the Waskasoo Neighbourhood Area Structure Plan Bylaw 3217/D-2012, an amendment to consider a neighbourhood area structure plan application for the centrally located Waskasoo Neighbourhood.

If you require any further information, please contact Mr. Quincy Brown, Senior Planner at 403.406.8707.

Sincerely,



Frieda McDougall
Legislative Services Manager

c: Tara Lodewyk, Manager of Planning Services
Quincy Brown, Senior Planner

LEGISLATIVE SERVICES

December 14, 2012

Mr. Allan Tarnoczi
Associate Superintendent of Corporate Services
Chinook's Edge School Division No. 73
4904-50 Street
Innisfail, AB T4G 1W4

Dear Mr. Tarnoczi:

Re: Council Decision – December 10, 2012
Waskasoo Neighbourhood Area Structure Plan Bylaw 3217/D-2012

At the Monday, December 10, 2012 Red Deer City Council Meeting, Council defeated first reading of the Waskasoo Neighbourhood Area Structure Plan Bylaw 3217/D-2012, an amendment to consider a neighbourhood area structure plan application for the centrally located Waskasoo Neighbourhood.

If you require any further information, please contact Mr. Quincy Brown, Senior Planner at 403.406.8707.

Sincerely,



Frieda McDougall
Legislative Services Manager

c: C. Webber, Group 2 Architects
Waskasoo Environmental Education Society
Tara Lodewyk, Manager of Planning Services
Quincy Brown, Senior Planner



Council Decision – December 10, 2012

DATE: December 12, 2012
TO: Tara Lodewyk, Planning Services Manager
FROM: Frieda McDougall, Legislative Services Manager
SUBJECT: Waskasoo Neighbourhood Area Structure Plan
Bylaw 3217/D-2012

Reference Report:

Planning Department, dated November 20, 2012

Bylaw Reading:

At the Monday, December 10, 2012 Red Deer City Council Meeting, Council defeated first reading of the Waskasoo Neighbourhood Area Structure Plan Bylaw 3217/D-2012, which considers the site establishment of a neighbourhood area structure plan for the centrally located Waskasoo Neighbourhood.

Report back to Council: No

A handwritten signature in blue ink, appearing to read 'Frieda McDougall'.

Frieda McDougall
Legislative Services Manager

c: Director of Planning Services



November 26, 2012

Recommendation for an Electricity
Transmission Rate Rider
Electric Utility Bylaw Amendment
3273/D-2012

Electric Light & Power

Report Summary & Recommendation:

The Electric Light & Power Department is requesting Council's approval for the addition of a transmission rate rider to EL&P's Distribution Tariff in Bylaw No. 3273/2000.

The EL&P Department recommends the addition of a transmission rider to flow through volatile AESO transmission charges to Red Deer electricity customers on a more timely and efficient manner, and not to increase electricity costs to customers. This goal is in line with the principles that the utility be self-supporting and that users pay for all legitimate costs.

City Manager Comments:

I support the recommendation of Administration that Council consider three readings of Electric Utility Bylaw Amendment 3273/D-2012.

Craig Curits
City Manager

Proposed Resolution

That Council consider three readings of Electric Utility Bylaw Amendment 3273/D-2012



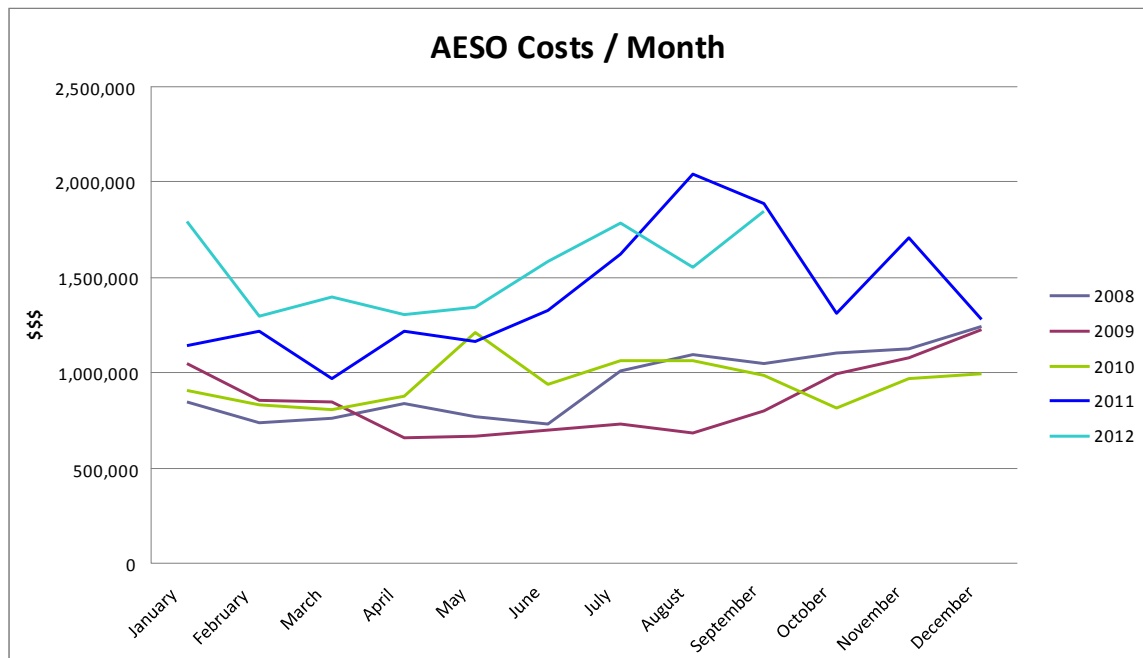
Report Details

Background:

AESO Transmission Tariff (DTS – Demand Transmission Service) expense, which is the cost of electricity ‘transportation’ from generating plants to Red Deer’s distribution system, is EL&P’s single largest operating expense. It is currently forecast at \$18 million in 2012, representing approximately 45% of EL&P’s total revenue requirement for operating the electric utility. DTS is not only a large expense, but it is also out of EL&P’s control and highly variable. The variability of total AESO DTS charges is illustrated on Graph I AESO Total DTS Expense.

EL&P was reasonably successful at estimating DTS charges in the past, and often delayed any increase to its own tariff until the beginning of the next year. More recently however, EL&P has had to increase its tariff in mid-2009, mid-2010 and mid-2011 to adjust for more material AESO DTS rate changes. These material increases since 2009 could not have been reasonably absorbed into EL&P’s operating budget and deferred to the end of each year, as doing so would have negatively impacted the utility’s finances.

Graph I: AESO Total DTS Expense





Discussion:

AESO transmission charges have become more variable in recent years due to three main reasons:

1. Variability in AESO's Rider C,
2. Cost of Operating Reserve charges, and
3. Critical Transmission Infrastructure projects

AESO Rider C

One of AESO's primary functions is to provide economic planning and reliable operation of the provincial transmission system. This includes the responsibility to collect sufficient revenues to pay for the system. AESO uses its Rider C charge as a "keep-whole" mechanism to ensure adequate revenue is collected to cover the cost of the provincial transmission system. The cost of Rider C for Red Deer is a major contributor to cost variability and uncertainty, as EL&P pays the AESO transmission invoice first, on behalf of all Red Deer customers, before it passes the charge on to customers through rates approved by City Council. The rates EL&P proposes to Council at the beginning of each year are based on the best information from the AESO on what their transmission tariff will be each year. Unfortunately the transmission rates that the AESO sets at the beginning of each year have often been inadequate to cover all of their volatile costs, consequently the AESO has materially and frequently adjusted Rider C in past quarters. This is a charge which has been difficult for EL&P to react to in its pass-through of charges to Red Deer customers.

An example of a material upward cost adjustment by the AESO occurred between the first and second quarter of 2011 when Rider C charges varied by over 300% or \$960,000 from first to second quarter. The variability of annual AESO Rider C charges is illustrated in the following table:

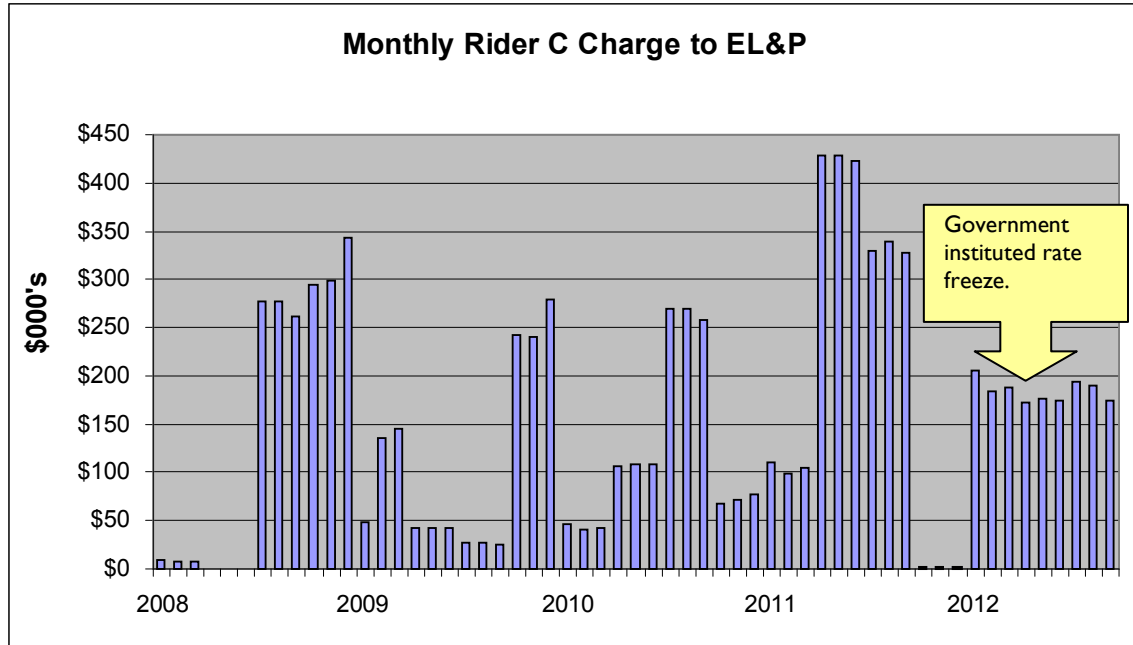
Table 1: EL&P forecast versus actual AESO DTS Rider C charges:

Year	EL&P budget	AESO actual	Shortfall
2009	\$460,000	\$1,411,570	\$951,570
2010	\$420,000	\$1,469,195	\$1,049,195
2011	\$120,000	\$2,599,083	\$2,479,083
September 2012 YTD	\$720,000	\$1,663,988	\$943,988



Monthly Rider C charges to EL&P are illustrated in the following graph:

Graph 2: Rider C



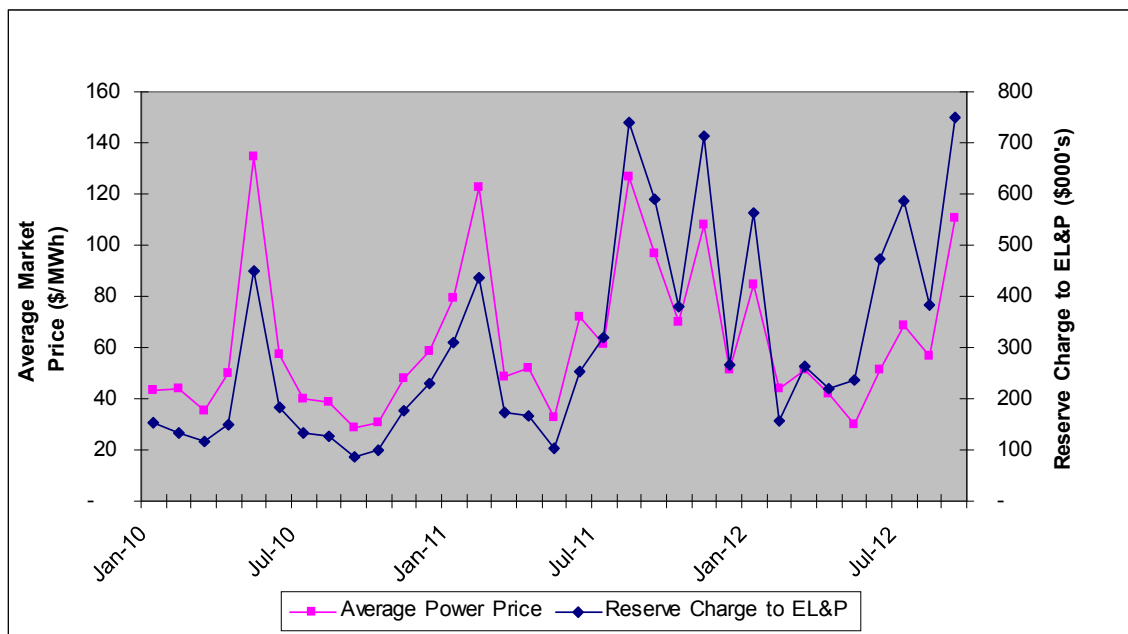
Operating Reserve Charge

The second major reason for the variability in total AESO charges is due to another element of the DTS tariff called the *Operating Reserve Charge*. Operating reserve, also referred to as *Spinning Reserve*, is required to balance electricity supply and demand in real time across Alberta, and along inter-provincial power lines. Basically generators are paid to idle and potentially ramp up their plants on short notice, in anticipation of being called on by the AESO to meet increasing demand, or to compensate for a supply failure elsewhere in the system.

Operating reserve charges to DTS customers like Red Deer tend to vary greatly because they are correlated with the market price of power as indicated below:



Graph 3: Monthly Variations in Power Price vs. Reserve Charges Paid by EL&P



Obviously it is impossible to accurately predict commodity power prices, and in turn operating reserve charges. Therefore AESO charges to EL&P for operating reserve rarely match with EL&P forecast assumptions at the beginning of each year.

Critical Transmission Infrastructure

Alberta is currently undergoing a major transmission capital program so as to assist (and not restrict) economic growth in the province. There have been no major transmission lines built in Alberta since the 1980's even though the population has increased by 1 million people and economic output has quadrupled since then. Consequently the AESO is forecasting the need for \$13.5 billion in transmission upgrades out to 2020 in their latest update to the *Alberta Long Term Transmission Plan* (June, 2012). This forecast cost will fluctuate somewhat based on outcomes of AUC regulatory proceedings and as actual costs of construction are realized; however, it is safe to say these significant transmission costs have and will find their way onto utility bills of every electricity customer in Alberta.

The AESO estimates that transmission costs will gradually increase up to \$19/MWh or 1.9¢/kWh at the individual customer level. This would eventually increase the average residential bill by \$11 per month once these projects are fully in service, and increase EL&P's AESO invoice by \$1.24 million per month (65,000 average MWh x \$19/MWh). The timing of when these projects get approved, built, and put into service is another variable that will impact EL&P's ability to pass transmission costs through to customers on a timely basis.



Analysis:

EL&P evaluated three options to deal with the variability of AESO DTS charges and to ensure efficient pass-through of DTS charges to Red Deer customers:

1. **Periodic Distribution Tariff updates:**

EL&P has utilized this method in the past and made mid-year, wholesale changes to its Distribution Tariff (DT) to account for AESO's fluctuating charges. While this method allows EL&P to recover increased costs before year end, it does not allow EL&P to do it on the most timely basis. Once EL&P becomes aware of an AESO rate change, it requires EL&P to calculate rate implications for each rate class, write up a report to Council, and approach Council with a new request each time. This method would put more strain on the working capital of the utility due to the time required to apply and approve a complete rate change. Also, EL&P has little option but to pass increases of transmission expense onto customers, as the only alternative is for the cost to affect the bottom line of the utility, and potentially the dividend and return to the City.

The irregular adjustment and lack of customer knowledge, also leads to customer confusion regarding the cause, and often attributes the responsibility for the change to the City of Red Deer, which is not the case.

Higher transmission charges under this method would be reflected by higher fixed and variable System Access Charges for all rate classes, therefore the additional costs would be hidden in current rates.

2. **Report quarterly to Council:**

Submitting a regular quarterly report to Council for a rate adjustment has the advantage of providing more opportunities for EL&P to flow through its costs, however price adjustments may not be required every quarter. As well, changes in AESO costs can be estimated in a rather mechanical way, and may not warrant Council's time every quarter to approve a charge which merely passes through EL&P's largely non-discretionary cost for transmission. These costs are fully regulated by the Alberta Utilities Commission and are therefore legitimately collected from every electricity customer in Alberta.

Transmission increases under this method could be included in the fixed and variable System Access Charges, making them somewhat hidden, or could become a separate charge per kWh (i.e. as a rate rider) as further described below.

3. **Set up a separate transmission rider and allow rate changes with Administrative approval:**

A third option is for EL&P to implement a transmission rider for DTS tariff changes, similar to other major distribution utilities in Alberta. EL&P and the city would benefit with a consumption-based rider (i.e. ¢ per kWh) as it will improve the timeliness and intergenerational equity (i.e. charging current customers for current costs) in the flow-



through of AESO DTS charges to customers. As well, charging the rider on a consumption basis increases the variable proportion of customers' bills and potentially promotes electricity conservation. In addition, working capital requirements would be minimized with a flexible rider, a rider which can preferably be set at the City Administration level, similar to how the Regulated Rate Option price is currently approved each month upon acknowledgment from the Development Services Director.

This rider method is similar to what all other major Alberta distribution utilities are already doing. The following table illustrates what rate mechanisms other major utilities have in place:

Table 2. Other Utility Riders:

	ATCO	ENMAX	EPCOR	Fortis	Lethbridge
Adjustment frequency	quarterly	quarterly	quarterly	quarterly	quarterly
Rate structure	\$ per kWh	\$ per kWh	\$ per kWh	% of base	\$ per kWh
Threshold amount ¹	\$1 M	\$2.5 M	\$2.5 M	\$2.5 M	none

¹ Balance before the AUC allows an adjustment through rates.

Presentation on retailer invoices would simply be as follows:

Transmission Rider	\$# . ##
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On average, the recovery of a \$1,000,000 deficit would equate to an approximate rider charge of 1.6¢ per kWh on a customer's monthly bill if the goal was to recoup a \$1 million deficit all in one month. To maintain rate stability, a rider adjustment would normally be in effect for at least a full quarter, making the charge one third of 1.6¢ per kWh or 0.5¢ in this example.

Retail Market Review Committee

As noted on Graph 2 above, electric utilities regulated by the AUC are currently under a rate freeze pending provincial government reaction to a recently written report by Department of Energy appointed, industry experts. It is ambiguous whether this AUC-enforced rate freeze pertains to EL&P, and to the tariff changes recommended in this report, because our distribution utility is regulated by City Council. However Council should be mindful that a rate freeze is currently in effect on AUC regulated utilities until the provincial government responds to the report's recommendations. The 390 page, 41 recommendation report was completed on September 6, and the Energy Minister recently promised a response to it by the end of 2012, so tariff changes may have to be delayed until early 2013 depending on Council's sensitivity to an AUC imposed rate freeze.



Recommendation

EL&P recommends adopting the third rider option above. This option is recommended due to the mechanical nature of the rider calculation and due to the expedience benefit it offers. The underlying goal of utilizing the third option is to ensure that AESO charges are efficiently passed through to customers, like all other major utilities are already doing, and ensuring that EL&P's and the City's finances are not negatively impacted by legitimate, AUC approved flow-through costs.

The procedure to change the rider amount, utilizing option 3, is proposed as follows:

1. AESO publishes a DTS rate change 30 days or more prior to implementation.
2. The EL&P manager (or designate) calculates the rate change impact to Red Deer customers and notifies the Development Services Director of the calculated adjustment.
3. Subject to the Director's approval, the EL&P manager or designate contacts ENMAX Power, as our current wholesale billing agent, to implement the rider change in our tariff.
4. The calculation of the rider will only consider costs or refunds that keep EL&P from incurring a deficit or surplus on AESO's DTS transmission tariff expense during the year, ensuring the efficient flow through of AESO DTS changes to EL&P's customers.

EL&P will continue to propose new rates in its Distribution Tariff as part of the City's budget process, and transmission rider adjustments will be re-calculated to work in conjunction with the introduction of any new base Distribution Tariff rates, if required, with the purpose of keeping the utility whole.

It is recommended that City Council, as regulator of EL&P's Distribution Tariff, provide the necessary three readings at the Council meeting of December 10, 2012 for approval of the proposed addition of a Transmission rate rider to "**Appendix A –Distribution Tariff**" and to "**Appendix D – Distribution Tariff**" of the Electric Utility Bylaw No. 3273/2000 with the effective date of January 1, 2013.

CITY OF RED DEER¹
ELECTRIC LIGHT & POWER DEPARTMENT
DISTRIBUTION TARIFF

GENERAL

Effective Date

This Tariff is effective on January 1, ~~2012~~2013. It applies to all consumptions, whether estimated or actual, on and after January 1, ~~2012~~2013, for the use of System Access and Distribution Access services.

Terms and Conditions

The "Terms and Conditions for Distribution Access Services" and the "Terms and Conditions for Retail Access Services" are part of this Tariff. Furthermore, the "Schedule of Fees for Distribution Access Services" and the "Retail Access Service Agreement" are also part of this Tariff.

Billing Demand

The kVA of Billing Demand with respect to the monthly billing period will be the greater of:

1. the highest kVA Metered Demand in the monthly billing period; or
2. the highest kVA Metered Demand in the 12 consecutive months including and ending with the monthly billing period.

The kVA Metered Demand will be measured by either a thermal demand meter having a demand response period of 90% in 15 minutes and a 30 minute test period, or 15 minute interval demand metering equipment.

The kVA of Billing Demand will be re-established on such shorter periods of time as designated by the Electric Light & Power Manager for the individual customer as warranted by that customer's changing load characteristics.

¹ 3273/B-2001, 3273/A-2002, 3273/B-2003, 3273/A-2005, 3273/A-2006, 3273/B-2006, 3273/E-2006, 3273/A-2007, 3273/A-2008, 3273/A-2009, 3273/B-2009, 3273/B-2010, 3273/D-2010, 3273/A-2011, 3273/B-2011

APPENDIX "A"
Bylaw 3273/2000
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RESIDENTIAL - RATE 61

Application Applies to all residential premises which are measured by a single meter and which contain not more than two dwelling units.

Distribution Tariff	Unit	System Access	Distribution Access
Basic Charge	\$ per day	0.2660	0.3984
Variable Charge	\$/kWh of all energy	0.0071	0.0137

**Balancing
Pool
Allocation** A credit of \$0.00569/kWh of all energy effective from January 1, 2013.

**Transmission
Rider** Charge or credit for a charge or refund from the Alberta Electric System Operator for Demand Transmission Service which is not included in the System or Distribution Access charges.

**Local Access
Fee** Assessed as 33% of each and every component of the Distribution Access Charge and is added to the customer's bill.

**Minimum
Monthly
Charge** Total Basic Charge (System Access plus Distribution Access), plus any applicable Local Access Fee.

APPENDIX "A"
Bylaw 3273/2000
Page 3 of 8

GENERAL SERVICE - RATE 63

Application Applies to non-residential customers and to residential premises not entitled to Rate 61, plus the "house lights" services (including common area lighting and utility rooms) of apartment buildings where the kVA Metered Demand is less than 50 kVA. If the kVA Metered Demand exceeds 50 kVA, Rate 64 will be applied immediately and will be continued to be applied irrespective of future kVA Metered Demand.

Services are to be taken at one of the following nominal voltages:

120/240 Volts, single phase, 3 wire;
120/208Y Volts, network, 3 wire;
120/208Y Volts, three phase, 4 wire;
347/600Y Volts, three phase, 4 wire.

**Distribution
Tariff**

	Unit	System Access	Distribution Access
Basic Charge	\$ per day	1.0015	1.1180
Variable Charge	\$/kWh of all energy	0.0067	0.0107

**Balancing
Pool
Allocation**

A credit of \$0.00569/kWh of all energy effective from January 1, 2013.

**Transmission
Rider**

Charge or credit for a charge or refund from the Alberta Electric System Operator for Demand Transmission Service which is not included in the System or Distribution Access charges.

**Local Access
Fee**

Assessed as 33% of each and every component of the Distribution Access Charge and is added to the customer's bill.

**Minimum
Monthly
Charge**

Total Basic Charge (System Access plus Distribution Charge), plus any applicable Local Access Fee.

APPENDIX "A"
Bylaw 3273/2000
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GENERAL SERVICE - RATE 64

Application Applies to commercial and industrial installations where service is taken at the voltage listed for Rate 63 but where the kVA Metered Demand is 50 kVA or greater.

**Distribution
Tariff**

	Unit	System Access	Distribution Access
Demand Charge	\$/kVA of Billing Demand per day	0.1174	0.0966
Variable Charge	\$/kWh of all energy	0.0067	0.0074

**Balancing
Pool
Allocation**

A credit of \$0.00569/kWh of all energy effective from January 1, 2013.

**Transmission
Rider**

Charge or credit for a charge or refund from the Alberta Electric System Operator for Demand Transmission Service which is not included in the System or Distribution Access charges.

**Local Access
Fee**

Assessed as 33% of each and every component of the Distribution Access Charge and is added to the customer's bill.

**Minimum
Monthly
Charge**

Total Demand Charge (System Access plus Distribution Access), plus any applicable Local Access Fee.

APPENDIX "A"
Bylaw 3273/2000
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LARGE GENERAL SERVICE/INDUSTRIAL - RATE 78

Application Applies where 4,160 volts or greater is available with adequate system capacity and service is taken at 4,160 volts or greater, balanced three phase and the kVA Metered Demand is not less than 1000 kVA.

Rate 78 is also applicable to all customers who were billed on Rate 78 prior to December 31, 2000 regardless of the kVA Metered Demand.

**Distribution
Tariff**

	Unit	System Access	Distribution Access
Demand Charge	\$/kVA of Billing Demand per day	0.1234	0.1037
Variable Charge	\$/kWh of all energy	0.0068	0.0071

**Balancing
Pool
Allocation**

A credit of \$0.00569/kWh of all energy effective from January 1, 2013.

**Transmission
Rider**

Charge or credit for a charge or refund from the Alberta Electric System Operator for Demand Transmission Service which is not included in the System or Distribution Access charges.

**Local Access
Fee**

Assessed as 33% of each and every component of the Distribution Access Charge and is added to the customer's bill.

**Minimum
Monthly
Charge**

Total Basic Charge (System Access plus Distribution Charge), plus any applicable Local Access Fee.

APPENDIX "A"
Bylaw 3273/2000
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STREET LIGHT SERVICE - RATE 81

Application Applies to standard street light fixtures.

**Distribution
Tariff**

	Unit	System Access	Distribution Access
Demand Charge	\$/kVA of Billing Demand per day	0.1617	0.1309
Variable Charge	\$/kWh of all energy	0.0067	0.0082

Note: Demand and consumption values of individual fixtures will be established by the Electric Light & Power Manager and will be reviewed by the Electric Light & Power Manager from time to time.

**Balancing
Pool
Allocation**

A credit of \$0.00569/kWh of all energy effective from January 1, 2013.

**Transmission
Rider**

Charge or credit for a charge or refund from the Alberta Electric System Operator for Demand Transmission Service which is not included in the System or Distribution Access charges.

**Local Access
Fee**

Assessed as 33% of each and every component of the Distribution Access Charge and is added to the customer's bill.

**Minimum
Monthly
Charge**

Total Demand Charge (System Access plus Distribution Access), plus any applicable Local Access Fee.

APPENDIX "A"
Bylaw 3273/2000
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TRAFFIC LIGHT SERVICE - RATE 82

Application Applies to standard traffic light systems.

**Distribution
Tariff**

	Unit	System Access	Distribution Access
Demand Charge	\$/kVA of Billing Demand per day	0.1623	0.1225
Variable Charge	\$/kWh of all energy	0.0067	0.0101

Note: Demand and consumption values of individual fixtures will be established by the Electric Light & Power Manager and will be reviewed by the Electric Light & Power Manager from time to time.

**Balancing Pool
Allocation** A credit of \$0.00569/kWh of all energy effective from January 1, 2013.

**Transmission
Rider**

Charge or credit for a charge or refund from the Alberta Electric System Operator for Demand Transmission Service which is not included in the System or Distribution Access charges.

**Local Access
Fee**

Assessed as 33% of each and every component of the Distribution Access Charge and is added to the customer's bill.

**Minimum
Monthly
Charge**

Total Demand Charge (System Access plus Distribution Access), plus any applicable Local Access Fee.

APPENDIX "A"
Bylaw 3273/2000
Page 8 of 8

DISTRIBUTION GENERATION - RATE 83

Application Applies to generators meeting all of the following requirements

1. Have a capacity of 150 kW or greater, and connected to a distribution voltage;
2. Have installed a revenue class bi-directional 15-minute interval meter.

Generators not meeting the above requirements are reviewed on an individual basis.

**Distribution
Tariff**

	Unit	Distribution Access
Capacity Charge	\$/kW of peak output per day	0.0825
Variable Charge	\$/kWh of supplied energy	0.0057

- Note:
1. Power consumption by the customer for standby purposes is subject to an applicable rate (61, 63, 64, 78, 81 or 82) for load customers
 2. Peak output is measured and calculated in the same manner as the Billing Demand for load customers

**Local Access
Fee**

Assessed as 33% of each and every component of the Distribution Access Charge and is added to the customer's bill.

**Transmission
Charge**

As per the applicable supply tariff of the Transmission Administrator. This is a charge to the customer and is added to the customer's bill.

**Transmission
Credit**

$DTS \times \Sigma(A - B)$ where

DTS is the applicable demand tariff of the Transmission Administrator

A is hourly gross billing determinants at the Point of Delivery to which the customer is connected

B is hourly net billing determinants at the Point of Delivery to which the customer is connected

This is a credit to the customer and is calculated on a monthly basis.

CITY OF RED DEER
ELECTRIC LIGHT & POWER DEPARTMENT
REGULATED RATE TARIFF¹

GENERAL

Effective Date and Term

This Tariff is effective on ~~October 1, 2012~~ **January 1, 2013** and remains in effect until revised.

Terms and Conditions

The "Terms and Conditions for the Regulated Rate Tariff", the "Terms and Conditions for Distribution Access Services" and the "Terms and Conditions for Retail Access Services" are part of this Tariff. Furthermore, the "Regulated Rate Tariff Fee Schedule", the "Distribution Access Services Schedule of Fees", and the "Retail Access Service Agreement" are also part of this Tariff.

Billing Demand

The kVA of Billing Demand with respect to the monthly billing period will be the greater of:

1. the highest kVA Metered Demand in the monthly billing period; or
2. the highest kVA Metered Demand in the 12 consecutive months including and ending with the current monthly billing period.

The kVA Metered Demand will be measured by either a thermal demand meter having a demand response period of 90% in 15 minutes and a 30 minute test period, or 15 minute interval demand metering equipment.

The kVA of Billing Demand will be re-established on such shorter periods of time as designated by the Electric Light & Power Manager for the individual customer as warranted by that customer's changing load characteristics.

¹ 3273/B-2001, 3273/C-2002, 3273/B-2002, 3273/A-2003, 3273/B-2003, 3273/C-2003, 3273/D-2003, 3273/A-2004, 3273/B-2005, 3273/A-2006, 3273/C-2006, 3273/C-2010

RESIDENTIAL REGULATED RATE

RATE 61

This tariff is provided in accordance with the Alberta Regulated Rate Option Regulation (A/R 262/2005), and the Alberta Electric Utility Act, S.A. 2003, c. E-5.1.

Application

Applies to all residential premises which

- (1) are measured by a single meter and contain not more than two dwelling units; and
- (2) are not currently enrolled under any other price options or with any alternative retail electricity supplier.

Rate

Administration Charge	\$0.2498 per day
Energy Charge	As per Regulated Rate Tariff Energy Price Setting Plan, Appendix “C” of this Bylaw
System Access Charge	As per Distribution Tariff, Appendix “A” of this Bylaw
Distribution Access Charge	As per Distribution Tariff, Appendix “A” of this Bylaw

Balancing Pool Allocation

As per Distribution Tariff, Appendix “A” of this Bylaw.

Transmission Rider

As per Distribution Tariff, Appendix “A” of this Bylaw.

Municipal Consent and Access Fee

As per Distribution Tariff, Appendix “A” of this Bylaw.

Minimum Monthly Charge

APPENDIX “D”
Bylaw 3273/2000
Page 3 of 9

Minimum Distribution Tariff charge (Appendix “A” of this Bylaw), plus any applicable Municipal Consent and Access Fee, plus any applicable Administration Charge, plus any applicable Balancing Pool Allocation.

APPENDIX “D”

Bylaw 3273/2000

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GENERAL SERVICE REGULATED RATE

RATE 63

This tariff is provided in accordance with the Alberta Regulated Rate Option Regulation (A/R 262/2005), and the Alberta Electric Utilities Act, S.A. 2003, c. E-5.1.

Application

- (1) Applies to a non-residential customer, or to a residential premise not entitled to Rate 61, or to the “house lights” service (including common area lighting and utility rooms) of apartment buildings, where the kVA Metered Demand is less than 50 kVA. If the kVA Metered Demand exceeds 50 kVA, Rate 64 will be applied immediately and will be continued to be applied irrespective of future kVA Metered Demand; and
- (2) It is reasonably forecasted that the annual consumption of electricity with respect to each separate property will be less than 250,000 kWh; and
- (3) Customer is not currently enrolled under any other price options or with any alternative retail electricity supplier.

Services are to be taken at one of the following nominal voltages:

120/240 Volts, single phase, 3 wire;
120/208Y Volts, network, 3 wire;
120/208Y Volts, three phase, 4 wire;
347/600Y Volts, three phase, 4 wire.

Rate

Administration Charge	\$0.2498 per day
Energy Charge	As per Regulated Rate Tariff Energy Price Setting Plan, Appendix “C” of this Bylaw
System Access Charge	As per Distribution Tariff, Appendix “A” of this Bylaw
Distribution Access Charge	As per Distribution Tariff, Appendix “A” of this Bylaw

Balancing Pool Allocation

As per Distribution Tariff, Appendix “A” of this Bylaw.

Transmission Rider

As per Distribution Tariff, Appendix “A” of this Bylaw.

Municipal Consent and Access Fee

As per Distribution Tariff, Appendix “A” of this Bylaw.

Minimum Monthly Charge

Minimum Distribution Tariff charge (Appendix “A” of this Bylaw), plus any applicable Municipal Consent and Access Fee, plus any applicable Administration Charge, plus any applicable Balancing Pool Allocation.

APPENDIX "D"
Bylaw 3273/2000
Page 6 of 9

GENERAL SERVICE REGULATED RATE

RATE 64

This tariff is provided in accordance with the Alberta Regulated Rate Option Regulation (A/R 262/2005), and the Alberta Electric Utilities Act, S.A. 2003, c. E-5.1.

Application

- (1) Applies to a commercial or industrial installation where service is taken at the voltage listed for Rate 63 but where the kVA Metered Demand is 50 kVA or greater; and
- (2) It is reasonably forecasted that the annual consumption of electricity will be less than 250,000 kWh; and
- (3) Customer is not currently enrolled under any other price options or with any alternative retail electricity supplier.

Rate

Administration Charge	\$0.2498 per day
Energy Charge	As per Regulated Rate Tariff Energy Price Setting Plan, Appendix "C" of this Bylaw
System Access Charge	As per Distribution Tariff, Appendix "A" of this Bylaw
Distribution Access Charge	As per Distribution Tariff, Appendix "A" of this Bylaw

Balancing Pool Allocation

As per Distribution Tariff, Appendix "A" of this Bylaw.

Transmission Rider

As per Distribution Tariff, Appendix "A" of this Bylaw.

Municipal Consent and Access Fee

As per Distribution Tariff, Appendix "A" of this Bylaw.

APPENDIX “D”
Bylaw 3273/2000
Page 7 of 9

Minimum Monthly Charge

Minimum Distribution Tariff charge (Appendix “A” of this Bylaw), plus any applicable Municipal Consent and Access Fee, plus any applicable Administration Charge, plus any applicable Balancing Pool Allocation.

GENERAL SERVICE REGULATED RATE

RATE 78

This tariff is provided in accordance with the Alberta Regulated Rate Option Regulation (A/R 262/2005), and the Alberta Electric Utilities Act, S.A. 2003, c. E-5.1.

Application

- (1) Applies to a commercial or industrial installation where 4,160 volts or greater is available with adequate system capacity and service is taken at 4,160 volts or greater, balanced three phase and the kVA Metered Demand is not less than 1,000 kVA; and
- (2) It is reasonably forecasted that the annual consumption of electricity will be less than 250,000 kWh; and
- (3) Customer is not currently enrolled under any other price options or with any alternative retail electricity supplier.

Rate

Administration Charge	\$0.2498 per day
Energy Charge	As per Regulated Rate Tariff Energy Price Setting Plan, Appendix “C” of this Bylaw
System Access Charge	As per Distribution Tariff, Appendix “A” of this Bylaw
Distribution Access Charge	As per Distribution Tariff, Appendix “A” of this Bylaw

Balancing Pool Allocation

As per Distribution Tariff, Appendix “A” of this Bylaw.

Transmission Rider

As per Distribution Tariff, Appendix “A” of this Bylaw.

Municipal Consent and Access Fee

As per Distribution Tariff, Appendix “A” of this Bylaw.

Minimum Monthly Charge

APPENDIX “D”
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Page 9 of 9

Minimum Distribution Tariff charge (Appendix “A” of this Bylaw), plus any applicable Municipal Consent and Access Fee, plus any applicable Administration Charge, plus any applicable Balancing Pool Allocation.

BYLAW NO. 3273/D-2012

Being a bylaw to amend Bylaw No. 3273/2000, the Electric Utility Bylaw of The City of Red Deer.

COUNCIL ENACTS AS FOLLOWS:

Bylaw No. 3273/2000 is hereby amended as follows:

1. By deleting 'Appendix A' – Distribution Tariff' and replacing it with the attached revised 'Appendix A – Distribution Tariff'.
2. By deleting 'Appendix D' – Regulated Rate Tariff and replacing it with the attached revised "Appendix D – Regulated Rate Tariff".
3. This bylaw shall come into effect on January 1, 2013.

READ A FIRST TIME IN OPEN COUNCIL this day of 2012.

READ A SECOND TIME IN OPEN COUNCIL this day of 2012.

READ A THIRD TIME IN OPEN COUNCIL this day of 2012.

AND SIGNED BY THE MAYOR AND CITY CLERK this day of 2012.

MAYOR

CITY CLERK

CITY OF RED DEER
ELECTRIC LIGHT & POWER DEPARTMENT
DISTRIBUTION TARIFF

GENERAL

Effective Date

This Tariff is effective on January 1, 2013. It applies to all consumptions, whether estimated or actual, on and after January 1, 2013, for the use of System Access and Distribution Access services.

Terms and Conditions

The "Terms and Conditions for Distribution Access Services" and the "Terms and Conditions for Retail Access Services" are part of this Tariff. Furthermore, the "Schedule of Fees for Distribution Access Services" and the "Retail Access Service Agreement" are also part of this Tariff.

Billing Demand

The kVA of Billing Demand with respect to the monthly billing period will be the greater of:

1. the highest kVA Metered Demand in the monthly billing period; or
2. the highest kVA Metered Demand in the 12 consecutive months including and ending with the monthly billing period.

The kVA Metered Demand will be measured by either a thermal demand meter having a demand response period of 90% in 15 minutes and a 30 minute test period, or 15 minute interval demand metering equipment.

The kVA of Billing Demand will be re-established on such shorter periods of time as designated by the Electric Light & Power Manager for the individual customer as warranted by that customer's changing load characteristics.

APPENDIX "A"
Bylaw 3273/D-2012
Page 2 of 8

RESIDENTIAL - RATE 61

Application Applies to all residential premises which are measured by a single meter and which contain not more than two dwelling units.

**Distribution
Tariff**

	Unit	System Access	Distribution Access
Basic Charge	\$ per day	0.2660	0.3984
Variable Charge	\$/kWh of all energy	0.0071	0.0137

**Balancing
Pool
Allocation** A credit of \$0.00569/kWh of all energy effective from January 1, 2012 to December 31, 2012 inclusive and nil for any other time periods.

**Transmission
Rider** Charge or credit for a charge or refund from the Alberta Electric System Operator for Demand Transmission Services which is not included in the System or Distribution Access charges.

**Local Access
Fee** Assessed as 33% of each and every component of the Distribution Access Charge and is added to the customer's bill.

**Minimum
Monthly
Charge** Total Basic Charge (System Access plus Distribution Access), plus any applicable Local Access Fee.

APPENDIX "A"
Bylaw 3273/D-2012
Page 3 of 8

GENERAL SERVICE - RATE 63

Application Applies to non-residential customers and to residential premises not entitled to Rate 61, plus the "house lights" services (including common area lighting and utility rooms) of apartment buildings where the kVA Metered Demand is less than 50 kVA. If the kVA Metered Demand exceeds 50 kVA, Rate 64 will be applied immediately and will be continued to be applied irrespective of future kVA Metered Demand.

Services are to be taken at one of the following nominal voltages:

120/240 Volts, single phase, 3 wire;
120/208Y Volts, network, 3 wire;
120/208Y Volts, three phase, 4 wire;
347/600Y Volts, three phase, 4 wire.

**Distribution
Tariff**

	Unit	System Access	Distribution Access
Basic Charge	\$ per day	1.0015	1.1180
Variable Charge	\$/kWh of all energy	0.0067	0.0107

**Balancing
Pool
Allocation** A credit of \$0.00569/kWh of all energy effective from January 1, 2012 to December 31, 2012 inclusive and nil for any other time periods.

**Transmission
Rider** Charge or credit for a charge or refund from the Alberta Electric System Operator for Demand Transmission Services which is not included in the System or Distribution Access charges.

**Local Access
Fee** Assessed as 33% of each and every component of the Distribution Access Charge and is added to the customer's bill.

**Minimum
Monthly
Charge** Total Basic Charge (System Access plus Distribution Charge), plus any applicable Local Access Fee.

APPENDIX "A"
Bylaw 3273/D-2012
Page 4 of 8

GENERAL SERVICE - RATE 64

Application Applies to commercial and industrial installations where service is taken at the voltage listed for Rate 63 but where the kVA Metered Demand is 50 kVA or greater.

**Distribution
Tariff**

	Unit	System Access	Distribution Access
Demand Charge	\$/kVA of Billing Demand per day	0.1174	0.0966
Variable Charge	\$/kWh of all energy	0.0067	0.0074

**Balancing
Pool
Allocation** A credit of \$0.00569/kWh of all energy effective from January 1, 2012 to December 31, 2012 inclusive and nil for any other time periods.

**Transmission
Rider** Charge or credit for a charge or refund from the Alberta Electric System Operator for Demand Transmission Services which is not included in the System or Distribution Access charges.

**Local Access
Fee** Assessed as 33% of each and every component of the Distribution Access Charge and is added to the customer's bill.

**Minimum
Monthly
Charge** Total Demand Charge (System Access plus Distribution Access), plus any applicable Local Access Fee.

APPENDIX "A"
Bylaw 3273/D-2012
Page 5 of 8

LARGE GENERAL SERVICE/INDUSTRIAL - RATE 78

Application Applies where 4,160 volts or greater is available with adequate system capacity and service is taken at 4,160 volts or greater, balanced three phase and the kVA Metered Demand is not less than 1000 kVA.

Rate 78 is also applicable to all customers who were billed on Rate 78 prior to December 31, 2000 regardless of the kVA Metered Demand.

**Distribution
Tariff**

	Unit	System Access	Distribution Access
Demand Charge	\$/kVA of Billing Demand per day	0.1234	0.1037
Variable Charge	\$/kWh of all energy	0.0068	0.0071

**Balancing
Pool
Allocation** A credit of \$0.00569/kWh of all energy effective from January 1, 2012 to December 31, 2012 and nil for any other time periods.

**Transmission
Rider** Charge or credit for a charge or refund from the Alberta Electric System Operator for Demand Transmission Services which is not included in the System or Distribution Access charges.

**Local Access
Fee** Assessed as 33% of each and every component of the Distribution Access Charge and is added to the customer's bill.

**Minimum
Monthly
Charge** Total Basic Charge (System Access plus Distribution Charge), plus any applicable Local Access Fee.

APPENDIX "A"
Bylaw 3273/D-2012
Page 6 of 8

STREET LIGHT SERVICE - RATE 81

Application Applies to standard street light fixtures.

**Distribution
Tariff**

	Unit	System Access	Distribution Access
Demand Charge	\$/kVA of Billing Demand per day	0.1617	0.1309
Variable Charge	\$/kWh of all energy	0.0067	0.0082

Note: Demand and consumption values of individual fixtures will be established by the Electric Light & Power Manager and will be reviewed by the Electric Light & Power Manager from time to time.

**Balancing
Pool
Allocation** A credit of \$0.00569/kWh of all energy effective from January 1, 2012 to December 31, 2012 inclusive and nil for any other time periods.

**Transmission
Rider** Charge or credit for a charge or refund from the Alberta Electric System Operator for Demand Transmission Services which is not included in the System or Distribution Access charges.

**Local Access
Fee** Assessed as 33% of each and every component of the Distribution Access Charge and is added to the customer's bill.

**Minimum
Monthly
Charge** Total Demand Charge (System Access plus Distribution Access), plus any applicable Local Access Fee.

APPENDIX "A"
Bylaw 3273/D-2012
Page 7 of 8

TRAFFIC LIGHT SERVICE - RATE 82

Application Applies to standard traffic light systems.

Distribution Tariff	Unit	System Access	Distribution Access
Demand Charge	\$/kVA of Billing Demand per day	0.1623	0.1225
Variable Charge	\$/kWh of all energy	0.0067	0.0101

Note: Demand and consumption values of individual fixtures will be established by the Electric Light & Power Manager and will be reviewed by the Electric Light & Power Manager from time to time.

Balancing Pool Allocation A credit of \$0.00569/kWh of all energy effective from January 1, 2012 to December 31, 2012 inclusive and nil for any other time periods.

Transmission Rider Charge or credit for a charge or refund from the Alberta Electric System Operator for Demand Transmission Services which is not included in the System or Distribution Access charges.

Local Access Fee Assessed as 33% of each and every component of the Distribution Access Charge and is added to the customer's bill.

Minimum Monthly Charge Total Demand Charge (System Access plus Distribution Access), plus any applicable Local Access Fee.

APPENDIX "A"
Bylaw 3273/D-2012
Page 8 of 8

DISTRIBUTION GENERATION - RATE 83

Application Applies to generators meeting all of the following requirements

1. Have a capacity of 150 kW or greater, and connected to a distribution voltage;
2. Have installed a revenue class bi-directional 15-minute interval meter.

Generators not meeting the above requirements are reviewed on an individual basis.

**Distribution
Tariff**

	Unit	Distribution Access
Capacity Charge	\$/kW of peak output per day	0.0825
Variable Charge	\$/kWh of supplied energy	0.0057

- Note:
1. Power consumption by the customer for standby purposes is subject to an applicable rate (61, 63, 64, 78, 81 or 82) for load customers
 2. Peak output is measured and calculated in the same manner as the Billing Demand for load customers

Local Access Fee Assessed as 33% of each and every component of the Distribution Access Charge and is added to the customer's bill.

Transmission Charge As per the applicable supply tariff of the Transmission Administrator. This is a charge to the customer and is added to the customer's bill.

Transmission Credit $DTS \times \Sigma(A - B)$ where

DTS is the applicable demand tariff of the Transmission Administrator

A is hourly gross billing determinants at the Point of Delivery to which the customer is connected

B is hourly net billing determinants at the Point of Delivery to which the customer is connected

This is a credit to the customer and is calculated on a monthly basis.

CITY OF RED DEER

ELECTRIC LIGHT & POWER DEPARTMENT

REGULATED RATE TARIFF

GENERAL

Effective Date and Term

This Tariff is effective on January 1, 2013 and remains in effect until revised.

Terms and Conditions

The "Terms and Conditions for the Regulated Rate Tariff", the "Terms and Conditions for Distribution Access Services" and the "Terms and Conditions for Retail Access Services" are part of this Tariff. Furthermore, the "Regulated Rate Tariff Fee Schedule", the "Distribution Access Services Schedule of Fees", and the "Retail Access Service Agreement" are also part of this Tariff.

Billing Demand

The kVA of Billing Demand with respect to the monthly billing period will be the greater of:

1. the highest kVA Metered Demand in the monthly billing period; or
2. the highest kVA Metered Demand in the 12 consecutive months including and ending with the current monthly billing period.

The kVA Metered Demand will be measured by either a thermal demand meter having a demand response period of 90% in 15 minutes and a 30 minute test period, or 15 minute interval demand metering equipment.

The kVA of Billing Demand will be re-established on such shorter periods of time as designated by the Electric Light & Power Manager for the individual customer as warranted by that customer's changing load characteristics.

RESIDENTIAL REGULATED RATE

RATE 61

This tariff is provided in accordance with the Alberta Regulated Rate Option Regulation (A/R 262/2005), and the Alberta Electric Utility Act, S.A. 2003, c. E-5.1.

Application

Applies to all residential premises which

- (1) are measured by a single meter and contain not more than two dwelling units; and
- (2) are not currently enrolled under any other price options or with any alternative retail electricity supplier.

Rate

Administration Charge	\$0.2498 per day
Energy Charge	As per Regulated Rate Tariff Energy Price Setting Plan, Appendix “C” of this Bylaw
System Access Charge	As per Distribution Tariff, Appendix “A” of this Bylaw
Distribution Access Charge	As per Distribution Tariff, Appendix “A” of this Bylaw

Balancing Pool Allocation

As per Distribution Tariff, Appendix “A” of this Bylaw.

Transmission Rider

As per Distribution Tariff, Appendix “A” of this Bylaw.

Municipal Consent and Access Fee

As per Distribution Tariff, Appendix “A” of this Bylaw.

APPENDIX “D”
Bylaw 3273/D-2012
Page 3 of 9

Minimum Monthly Charge

Minimum Distribution Tariff charge (Appendix “A” of this Bylaw), plus any applicable Municipal Consent and Access Fee, plus any applicable Administration Charge, plus any applicable Balancing Pool Allocation.

GENERAL SERVICE REGULATED RATE

RATE 63

This tariff is provided in accordance with the Alberta Regulated Rate Option Regulation (A/R 262/2005), and the Alberta Electric Utilities Act, S.A. 2003, c. E-5.1.

Application

- (1) Applies to a non-residential customer, or to a residential premise not entitled to Rate 61, or to the “house lights” service (including common area lighting and utility rooms) of apartment buildings, where the kVA Metered Demand is less than 50 kVA. If the kVA Metered Demand exceeds 50 kVA, Rate 64 will be applied immediately and will be continued to be applied irrespective of future kVA Metered Demand; and
- (2) It is reasonably forecasted that the annual consumption of electricity with respect to each separate property will be less than 250,000 kWh; and
- (3) Customer is not currently enrolled under any other price options or with any alternative retail electricity supplier.

Services are to be taken at one of the following nominal voltages:

- 120/240 Volts, single phase, 3 wire;
- 120/208Y Volts, network, 3 wire;
- 120/208Y Volts, three phase, 4 wire;
- 347/600Y Volts, three phase, 4 wire.

Rate

Administration Charge	\$0.2498 per day
Energy Charge	As per Regulated Rate Tariff Energy Price Setting Plan, Appendix “C” of this Bylaw
System Access Charge	As per Distribution Tariff, Appendix “A” of this Bylaw
Distribution Access Charge	As per Distribution Tariff, Appendix “A” of this Bylaw

APPENDIX “D”
Bylaw 3273/D-2012
Page 5 of 9

Balancing Pool Allocation

As per Distribution Tariff, Appendix “A” of this Bylaw.

Transmission Rider

As per Distribution Tariff, Appendix “A” of this Bylaw.

Municipal Consent and Access Fee

As per Distribution Tariff, Appendix “A” of this Bylaw.

Minimum Monthly Charge

Minimum Distribution Tariff charge (Appendix “A” of this Bylaw), plus any applicable Municipal Consent and Access Fee, plus any applicable Administration Charge, plus any applicable Balancing Pool Allocation.

GENERAL SERVICE REGULATED RATE

RATE 64

This tariff is provided in accordance with the Alberta Regulated Rate Option Regulation (A/R 262/2005), and the Alberta Electric Utilities Act, S.A. 2003, c. E-5.1.

Application

- (1) Applies to a commercial or industrial installation where service is taken at the voltage listed for Rate 63 but where the kVA Metered Demand is 50 kVA or greater; and
- (2) It is reasonably forecasted that the annual consumption of electricity will be less than 250,000 kWh; and
- (3) Customer is not currently enrolled under any other price options or with any alternative retail electricity supplier.

Rate

Administration Charge	\$0.2498 per day
Energy Charge	As per Regulated Rate Tariff Energy Price Setting Plan, Appendix “C” of this Bylaw
System Access Charge	As per Distribution Tariff, Appendix “A” of this Bylaw
Distribution Access Charge	As per Distribution Tariff, Appendix “A” of this Bylaw

Balancing Pool Allocation

As per Distribution Tariff, Appendix “A” of this Bylaw.

Transmission Rider

As per Distribution Tariff, Appendix “A” of this Bylaw.

Municipal Consent and Access Fee

As per Distribution Tariff, Appendix “A” of this Bylaw.

APPENDIX “D”
Bylaw 3273/D-2012
Page 7 of 9

Minimum Monthly Charge

Minimum Distribution Tariff charge (Appendix “A” of this Bylaw), plus any applicable Municipal Consent and Access Fee, plus any applicable Administration Charge, plus any applicable Balancing Pool Allocation.

GENERAL SERVICE REGULATED RATE

RATE 78

This tariff is provided in accordance with the Alberta Regulated Rate Option Regulation (A/R 262/2005), and the Alberta Electric Utilities Act, S.A. 2003, c. E-5.1.

Application

- (1) Applies to a commercial or industrial installation where 4,160 volts or greater is available with adequate system capacity and service is taken at 4,160 volts or greater, balanced three phase and the kVA Metered Demand is not less than 1,000 kVA; and
- (2) It is reasonably forecasted that the annual consumption of electricity will be less than 250,000 kWh; and
- (3) Customer is not currently enrolled under any other price options or with any alternative retail electricity supplier.

Rate

Administration Charge	\$0.2498 per day
Energy Charge	As per Regulated Rate Tariff Energy Price Setting Plan, Appendix “C” of this Bylaw
System Access Charge	As per Distribution Tariff, Appendix “A” of this Bylaw
Distribution Access Charge	As per Distribution Tariff, Appendix “A” of this Bylaw

Balancing Pool Allocation

As per Distribution Tariff, Appendix “A” of this Bylaw.

Transmission Rider

As per Distribution Tariff, Appendix “A” of this Bylaw.

Municipal Consent and Access Fee

As per Distribution Tariff, Appendix “A” of this Bylaw.

APPENDIX “D”
Bylaw 3273/D-2012
Page 9 of 9

Minimum Monthly Charge

Minimum Distribution Tariff charge (Appendix “A” of this Bylaw), plus any applicable Municipal Consent and Access Fee, plus any applicable Administration Charge, plus any applicable Balancing Pool Allocation.



Council Decision – December 10, 2012

DATE: December 12, 2012

TO: Jim Jorgensen, Electric, Light & Power Manager

FROM: Frieda McDougall, Legislative Services Manager

SUBJECT: Recommendation for an Electricity Transmission Rate Rider
Electric Utility Bylaw Amendment 3273/D-2012
Changes to Appendix A – Distribution Tariff – Addition of
Transmission Rate Rider
Changes to Appendix D – Regulated Rate Tariff – Effective
January 1, 2013

Reference Report:

Electric, Light & Power, dated November 26, 2012

Bylaw Reading:

At the Monday, December 10, 2012 Red Deer City Council Meeting, Council gave first and second readings to Electric Utility Bylaw Amendment 3273/D-2012, an amendment for the addition of a transmission rate rider to EL&P's Distribution Tariff in Bylaw 3273/2000. A copy of the bylaw is attached.

Report back to Council: Yes, for consideration of third reading to be held at the Monday, January 21, 2013 Council Meeting.

Comments/Further Action:

Administration to set up a meeting with EL&P Manager and Council to review the amendments considered for the Electric Utility Bylaw prior to January 21, 2013.

A handwritten signature in blue ink, appearing to read 'F. McDougall'.

Frieda McDougall
Legislative Services Manager

/attach

c: Director of Development Services



November 14, 2012

2013 Municipal General Election

Legislative Services

Report Summary & Recommendation:

That the following items be received as information only unless otherwise directed by Council:

- a) The nomination form of a candidate must be signed by at least 5 electors.
 - b) A nomination deposit is not required.
 - c) Names of the candidates on each ballot will be arranged alphabetically in order of surnames.
 - d) A list of electors will not be required.
 - e) Voter identification will not be required.
 - f) Five dates will be provided for the holding of the Advance Vote and The City will pursue opportunities to pilot an online offering during the Advance Vote.
 - g) All candidates are required to prepare and disclose statements of their election expenses.
 - h) Election for the mayor, councillors and public school trustees will be conducted at-large while Catholic school trustees will be elected by ward as established by the Red Deer Regional Catholic Division #39.
 - i) Placement of election signs is set out by the Land Use Bylaw and in accordance with Council's resolution designating municipal properties on which election signs may be placed.
2. That Council pass Bylaw 3491/2012, The Election Bylaw that supports the following recommendations:
- a) The City will conduct the Public and Catholic School Board elections.
 - b) Hours for receipt of nominations will be 8 am to 12 noon on Nomination Day.
 - c) The Returning Officer may establish locations, in addition to the local jurisdiction office, where nominations may be received.
 - d) Voting hours on Election Day and the Advance Vote will be from 10 am to 8 pm unless otherwise established in areas where The City partners in the conduct of the Red Deer Catholic Regional Division #39 election of trustees.
 - e) A Special Ballot will be provided for the 2013 election.
 - f) Requests for Special Ballots will be accepted at any time between July 2, 2013 and 4:30 pm, on Election Day.
 - g) Electronic technology will be utilized to accommodate the needs of visually or hearing impaired voters and will be provided at the Advance Vote.
 - h) At-home incapacitated elector voting will be offered during the hours an advance voting station is open. Definition of Incapacitated Elector at Home includes those residents restricted by mobility.
 - i) The Returning Officer is authorized to designate the location of institutional voting stations.
 - j) Voter activated ballot count technology will be used for the tabulation of results.
 - k) Ballot counting will commence prior to closure of the voting stations without producing or making known any results until after 8:00 p.m.
3. That the Minister of Municipal Affairs be notified, in accordance with section 77.1(2.3) of the Local Authorities Election Act, that applications for Special Ballots will be accepted at any time between July 1, 2013 and 4:30 p.m. on Election Day.



2013 Municipal General Election

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City Manager Comments:

I support the recommendations of administration.

Craig Curtis
City Manager

Proposed Resolution:

That Council consider giving three readings to Election Bylaw 3491/2012

Resolved that Council of The City of Red Deer, having considered the report from Legislative Services, dated November 14, 2012 re: 2013 Municipal General Election, hereby agrees that the Minister of Municipal Affairs be notified, in accordance with Section 77.1 (2.3) of the Local Authorities Act, that applications for Special Ballots will be accepted at any time between July 1, 2013 and the close of voting stations on Election Day.

Background:

The Municipal Government Act (MGA) defines a general election as an election to fill vacancies. It is a vote to select the winner of a position or political office and is foundational in a democratic political system in which the power lies in a body of citizens who can elect people to represent them. The MGA identifies the Local Authorities Election Act (LAEA) as the over-arching legislation for local authority elections and under the LAEA, local authority elections are held every three years. As a result, a municipal election will be held on Monday October 21, 2013 for the offices of Mayor, Councillor, Public School Trustee, and Catholic School Trustee.

Both the Municipal Government Act (MGA) and the Local Authorities Election Act (LAEA) provide for various alternatives concerning the conduct of general elections. The purpose of this report is to outline The City's compliance with the provisions of both of these pieces of legislation and to identify other steps to be undertaken by The City in the conduct of the 2013 election.

Following are the requirements of legislation and proposed actions for the election. At the conclusion of each section it is identified as either being presented for Council's information or requesting a specific direction from Council. Additionally, all of the recommendations are summarized at the conclusion of the report under Appendix A.

Legislative & Other Requirements:

I. Joint Elections



2013 Municipal General Election

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Sections 2 & 3 of the Local Authorities Election Act provide for entering into an agreement to hold an election in conjunction with another elected authority. The City has agreements with the Public and Catholic School Boards to conduct the trustees' election on their behalf based on a cost sharing formula. This has been a very successful long-standing partnership.

For Council's information, the Public School Board and the City of Red Deer's boundaries are the same. The Catholic School Board's boundaries include:

- the City of Red Deer;
- a portion of Red Deer County surrounding Red Deer;
- Rocky Mountain House, Caroline, Alhambra, Eckville, Sylvan Lake, Penhold, Innisfail, Bowden, Olds and Didsbury and a portion of the counties surrounding these jurisdictions.

Recommendation: That The City continue to conduct the Public and Catholic School Board elections to share costs.

2. Election Day

Section 11 of the Local Authorities Election Act states that Election Day shall be the third Monday in October; however, a council may stipulate by a bylaw passed prior to June 30th in the year in which a general election is to be held, that Election Day shall be the Saturday immediately preceding the third Monday in October.

Red Deer's past practice has been to hold the election on the third Monday in October and it is recommended that this continue for the following reasons:

- The voters in Red Deer are accustomed to voting on Monday.
- There would be additional costs associated with a Saturday election. Most of the voting stations are schools and additional costs would be incurred for opening the buildings, security, janitorial services, etc.
- Nomination Day, which is four weeks before Election Day, would also have to be on a Saturday.
- Community Association Centres are also used as Voting Stations and this may conflict with the Saturday recreational use of these facilities.
- Saturday represents Sabbath for some religious groups.

Recommendation: That Election Day is officially declared as Monday, October 21, 2013.

3. Election Advertising

Sections 14, 26, 35 and 74 all relate to notifications that must be provided relative to Nomination Day, Advance Votes and Election Day. A notice must be published at least once a week in each of the 2 weeks



2013 Municipal General Election

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before Nomination Day and Election Day, and at least one week before the advance vote or by mailing or delivering a notice to every residence in the local jurisdiction at least one week before these respective events. In previous years, The City has used local newspapers to meet advertising requirements. In 2007, we introduced the mailing of an election publication to every residence within the city; however, some newspaper advertising will still be required.

Many electors in previous elections have expressed a lack of knowledge about the election indicating they do not get a newspaper. Door to door delivery of election information in 2007 and 2010 addressed this information gap and will continue in 2013.

Recommendation: Submitted for Council's information.

4. An Employee Seeking Election

Section 22, subsection 5, of the Local Authorities Election Act provides that an employee of a municipality seeking election may apply to the council for a leave of absence without pay on or after July 1st in the year of a general election, or on or after the day the council passes a resolution to hold the by-election, but before that persons last working day prior to Nomination Day. The council shall grant any application it receives under this section.

Recommendation: Submitted for Council's information.

5. Appointment of Returning Officer

Section 13 of the Local Authorities Election Act provides for Council to appoint a returning officer for the purpose of conducting elections. The City's Organizational Bylaw 3457/2010, Section 14, subsection (b), states: The Legislative Services Manager is appointed as Returning Officer for the purposes of the Local Authorities Election Act.

Recommendation: Submitted for Council's information.

6. Nomination Forms

Section 27 of the Local Authorities Election Act states that the nomination form of a candidate shall be signed by at least 5 electors eligible to vote in the election. Council may pass a bylaw prior to June 30 in the year in which a general election is to be held, specifying the minimum number of electors required to sign the nomination form of a candidate, but that number must be at least 5 and not more than 100. In the past, Council has only required the signatures of 5 electors. We have received no feedback or requests to increase the number of signatures required on the nomination form.

Recommendation: That the nomination form of a candidate must be signed by at least 5 electors eligible to vote in the election.



2013 Municipal General Election

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7. Nominations

Nomination Day is 4 weeks before the election and will be held on Monday, September 23, 2013. Section 28 of the Local Authorities Election Act provides that nominations shall be received between the hours of 10 am and 12 noon on Nomination Day unless Council passes a bylaw to receive nominations earlier than 10 am. In 1992, Council began the practice for nominations to be received between 8 am and 12 noon on Nomination Day of any election.

Additionally, this section provides that an elected authority may establish locations, in addition to the local jurisdiction office, where a deputy may receive nominations. This allows for locations to be established in town offices of other municipalities located within the boundaries of the Red Deer Regional Catholic Division #39.

Recommendation:

1. The hours for receipt of nominations remain at 8 am to 12 noon on Nomination Day, Monday September 23, 2013.
2. That the town offices in the towns of:
 - Rocky Mountain House
 - Caroline
 - Eckville
 - Sylvan Lake
 - Penhold
 - Innisfail
 - Bowden
 - Olds
 - Didsbury

be established as locations in which nominations may be received by Deputy Returning Officers appointed by The City of Red Deer in the conduct of the election for the Red Deer Regional Catholic Division #39.

8. Deposit

Section 29 of the Local Authorities Election Act provides that Council may, by bylaw passed not less than 30 days before Nomination Day (August 19, 2013 Council Meeting); require that every nomination be accompanied by a deposit. Council can set the amount of the deposit however it cannot exceed \$100.



2013 Municipal General Election

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Council does not currently require a deposit and we have received no feedback or requests to require a deposit.

Recommendation: That a nomination deposit not be required.

9. Death of a Candidate

Section 33 (1) of the Local Authorities Election Act states that Council may by bylaw, passed prior to Nomination Day, provide that if prior to the opening of the voting stations on Election Day, a candidate dies after being nominated,

- (a) the election for the position for which the deceased candidate was nominated shall be discontinued, and
- (b) the elected authority shall as soon as practicable provide for the holding of a new election for that office.

Section 33 (2) goes on to say that if a candidate dies after being nominated and a bylaw has not been passed under the above section, the Returning Officer shall cause a notice of the death to be posted at a conspicuous location in all the relevant voting stations.

In 1998, Council repealed a bylaw that provided for the discontinuance of the election for which the deceased candidate was nominated. Under such a bylaw, a new election for that position would have to be held; voters would be required to come out and vote twice which may lower the voter turnout for the second election depending on which office is affected; and the costs to run a second election would be substantial.

Recommendation: That the death of a candidate would be posted to advise all voters and a by-election would not be required.

10. Rotation of Names on Ballot

Section 43 of the Local Authorities Election Act states the names of the candidates on each ballot shall be arranged alphabetically in order of surnames. It also states that if a bylaw is passed 2 months before an election (August 19, 2013 Council Meeting) the rotation of the names on the ballots can be done. Our practice is to arrange the names alphabetically for the following reasons:

- The costs to provide for the rotation of names would be extremely high;
- As we utilize a ballot card, and often there is more than one office on a card, rotating the names would be almost impossible unless we had a separate ballot card for each office;
- Operationally, the timelines to have the ballots produced, tested and printed does not make rotation of names feasible;



2013 Municipal General Election

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- Based on a study that has been done for the last 4 elections there is no advantage created for those whose names appear on the top half of the ballot or in fact anywhere on the ballot. A copy of the report is attached as Appendix B.

Recommendation: That the names of the candidates on each ballot be arranged alphabetically in order of surnames.

11. Voting Hours

Section 46 of the Local Authorities Election Act states that voting stations shall be kept open continuously on Election Day from 10 am to 8 pm unless Council passes a bylaw prior to June 30th in a year in which an election is being held, that would provide voting stations to be open before 10 am.

A few Alberta municipalities moved to earlier voting hours in recent elections, however, based on an evaluation undertaken by The City of Calgary, there was no indication that opening earlier resulted in significantly higher voter turnout but did result in significantly higher costs.

Red Deer has, in the past, retained the voting hours of 10 am to 8 pm and it is recommended that these hours be retained.

For the jurisdictions outside of Red Deer, in which we conduct the election on behalf of the Catholic School district, we would have the same voting station hours as that jurisdiction.

Recommendation: The hours of voting remain from 10 am to 8 pm; however, these hours may be varied in jurisdictions outside of The City of Red Deer in which the vote for Catholic School trustees is conducted on behalf of the Red Deer Regional Catholic Division #39.

12. List of Electors

Section 49 of the Local Authorities Election Act gives Council the option to direct the Returning Officer to prepare a list of electors who are entitled to vote in an election and to prescribe procedures and forms governing the enumeration of electors. If Council wishes to have a list of electors prepared this could be undertaken in conjunction with the 2013 census. It is also possible to obtain a copy of the voter's list from the provincial government. This list is compiled from the most recent census enumeration, driver registries, and Alberta Health's database. The province advises that the list is 95% accurate as of May 2012 which would result in the need to enumerate and ensure the data is updated, resulting in additional census costs.

There is a perception that the use of a voter's list enhances the integrity of the election. Although, the reality is that if an elector's name does not appear on the list, the elector can still vote by completing a declaration



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(section 53), which is exactly the same as the process currently followed. Additionally, the use of a voter's list could result in longer line-ups at voting stations and the need for additional staffing.

The current practise of allowing electors to declare their eligibility at the voting station is accepted by the voters and has worked very well with no signs of abuse.

Recommendation: That enumeration not be undertaken and electors be allowed to declare their eligibility at the voting station.

13. Identification of Campaign Workers

Section 52 of the Local Authorities Election Act supports the candidate or campaign worker's right to free access to each residence in a building containing 2 or more residences or to each residence in a mobile home park. Section 28.1 requires that the elected authority provide, on the request of the candidate, sufficient number of copies of the prescribed form for the identification of an official agent, campaign workers and scrutineers.

Identification of candidates will be provided by this office to candidates on Nomination Day and a standard form of identification developed and provided to candidates for their distribution to campaign workers.

Recommendation: Submitted for Council's information.

14. Voter Identification

Section 53 of the Local Authorities Election Act allows Council to provide for the number and types of identification that are required to verify the person's identity and age for the purpose of determining eligibility. There is significant debate as to the value that a requirement for voter identification adds to the election process.

To be eligible to vote in an election under section 47 of the Local Authorities Election Act, an elector must be at least 18 years old, a Canadian citizen, and have resided in Alberta for the six consecutive months immediately preceding Election Day and live in the local jurisdiction on Election Day. There is no universal piece of identification that would verify a person's eligibility as outlined above. This means that at least two pieces of identification would be required and flexibility in terms of type of identification would need to be ensured. Perhaps the most significant consideration is that if a municipality does decide to require voter identification, any elector that does not have the appropriate identification is not allowed to vote.

Recommendation: That voter identification not be required and electors be allowed to declare their eligibility at the voting station.



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15. Advance Voting

Section 73 of the Local Authorities Election Act provides for Council to hold an advance vote prior to Election Day and the Returning Officer must determine the days and hours when the advance vote is to be held.

In 2010, five dates for advance voting were provided and 1104 people voted.

In addition, a new option for voters may be an ability to participate in an advance vote online. The City of Red Deer has requested permission from Municipal Affairs and is currently working on a written proposal to be submitted for approval to host an internet voting option for the Advance Vote.

Recommendation: That Council authorize the holding of an advance vote for the 2013 election. If Council provides this authorization, we will then designate the following days and times for the advance vote to be held at the Red Deer and District Museum, and dependant on support from Municipal Affairs may also provide for an online vote. If online voting is permitted it would be offered continuously from October 5 through 19.

Saturday, October 05, 2013	10:00 a.m. – 8:00 p.m.
Friday, October 11, 2013	10:00 a.m. – 8:00 p.m.
Saturday, October 12, 2013	10:00 a.m. – 8:00 p.m.
Friday, October 18, 2013	10:00 a.m. – 8:00 p.m.
Saturday, October 19, 2013	10:00 a.m. – 8:00 p.m.

Advance votes for electors in the Catholic Regional School Division #39 located outside of Red Deer will be designated in accordance with the dates established by the presiding municipality.

16. Special Ballots

An elected authority may, by resolution, provide for the use of special ballots. Section 77.1(1) states:

An elector who is unable to vote at an advance vote or at the voting station on Election Day because of

- (a) physical incapacity,
- (b) absence from the local jurisdiction, or
- (c) being a returning officer, deputy returning officer, constable, candidate or agent who may be located on Election Day at a voting station other than that for the elector's place of residence



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may apply to vote by special ballot.

The LAEA s.77.2(3.1) provides that an elected authority may by resolution set a time and date earlier than the closing of the voting station on election day for when an outer envelope must be received by a returning officer. Since City Hall closes to the public at 4:30 p.m. it would be proposed that the time for receipt of special ballots be established accordingly.

A special ballot as set out by the Act can also be described as an absentee or mail in ballot and would apply most specifically to snow birds and to those who work outside of the area for extended periods of time. Legislation provides that applications for special ballots may be made at any time between the day of the notice of election (at least two weeks before Election Day) and 4:30 pm on Election Day, unless an elected authority passes a resolution to accept applications earlier.

Introduced to legislation in 2003, 24 Alberta municipalities implemented special ballots in the 2004 election with 23 of the 24 reporting no significant problems or issues. In fact, most municipalities reported that special ballots were very well received by the population they are designed to serve.

In 2007, special ballots were adopted and implemented at The City of Red Deer. Forty voters requested special ballots in 2007. In 2010, 14 special ballots were cast.

Recommendation:

1. That Special Ballots be authorized for the 2013 election.
2. That in accordance with section 77.1(2.2), applications for special ballots be accepted at any time between July 1, 2013 and 4:30 pm on Election Day.
3. That in accordance with section 77.1(2.3) The City of Red Deer notify the Minister of the resolution to accept earlier applications for special ballots, no later than 4 months prior to Nomination Day (June 18, 2013).

17. Blind Voter

Section 78 of the Local Authorities Election Act, provides for taking the vote of a blind elector at a voting station. The vote is recorded with the assistance of a deputy, or a friend or relative of the incapacitated elector. In 2003 Section 78 of the Local Authorities Election Act was amended to require that a municipality, if requested by an elector at least 3 months before Election Day, must provide the elector with a blind voter template in the prescribed form. Using section 6(2) of the Local Authorities Election Act, The City of Red Deer requested that the Minister of Municipal Affairs approve the use of the Advance Vote to accommodate blind voters. The Red Deer Election Regulation was adopted to provide for a visually impaired elector, via a



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headset, to hear the instructions on how to vote and the names of candidate. It walks the elector through the process of voting and provides opportunity to make corrections. This same equipment provides visual information for electors who may not be able to hear instructions from election personnel. This technology was very well received by all voters attending the Advance Vote.

Recommendation: That electronic technology be provided at the Advance Vote, as The City's "template" for blind voters, to accommodate the needs of visually and hearing impaired voters.

18. Incapacitated Elector at Home

Section 79 of the Local Authorities Election Act allows Council to provide for the attendance of a deputy at the residence of an elector during the hours an advance voting station is open or other times as may be fixed by resolution, in order to take the vote of an elector who, because of physical incapacity, is unable to attend a voting station or an advance voting station, to vote. This provision is made for those electors who are house bound and can in no way leave the house to vote. Electors must register for this service with the Returning Officer prior to the actual day of voting. The City has offered this service since 1995, and since 2004 has also included accommodation to electors who must rely on special transportation with the challenges of needing to book outgoing and returning trips in advance. In 2010, there were three incapacitated elector at home votes.

Recommendation: That the provision of at-home incapacitated elector voting be offered during the hours an advance voting station is open.

19. Institutional Voting Stations

Section 80 of the Local Authorities Election Act provides for Council, by resolution, to designate locations for institutional voting stations or to authorize the Returning Officer to designate such locations. In the 2010 election, 14 institutional voting stations were established within the city and an additional 11 locations were established in outlying jurisdictions.

Recommendation: That the Returning Officer be authorized to designate the location of one or more institutional voting stations for an election.

20. Voting Machines

Section 84 of the Local Authorities Election Act provides for the taking of the votes of the electors by means of voting machines, vote recorders or automated voting systems. In 1992, The City began using a ballot counting machine to tabulate the votes of the electors. This has been an excellent system and has been



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received well by the electors, candidates and staff. The only negative comment has been the lateness of results in some elections.

In the 2007 election, The City built on the use of this technology with the use of voter activated ballot count machines located at each regular voting station. The voter completes their ballot and personally inserts it into the counter. If the machine detects an issue with the marks on the ballot such as an under-vote or over-vote, the machine will ask the voter to verify their intent prior to accepting the ballot. No interpretation of a ballot by election staff is required. While no results are available until after the voting station closes, the ballot is immediately tabulated electronically and a cumulative record is recorded for every ballot cast. At the end of the day the memory card of the machine is removed and delivered to the central election office and the already tabulated results are downloaded. Employing similar technology to the central count, audit and reporting functions are excellent and results are available very quickly following the close of voting.

Recommendation: Submitted for Council's information.

21. Ballot Counting

Section 84(2)(c)(iii) provides that a bylaw established to provide for the taking of votes by means of voting machines also must prescribe the procedures for counting the votes. In 2001 the Elections Bylaw was amended to provide for the tabulation of results during the day without producing or making known any results. Ballot counting commenced at 6 pm with the results of the Advance and Institutional votes being tabulated prior to the close of voting stations. No results were produced or made known until after the close of polls at 8 pm.

Recommendation: That the process of tabulating ballots on Election Day before the close of the voting stations, without producing or making known any results until after 8:00 pm, be continued.

22. Election Expenses

Section 118 of the Local Authorities Election Act states that a council may, by bylaw passed, prior to April 15 in a year in which a general election is held, require that candidates prepare and disclose to the public statements of all their campaign contributions and campaign expenses.

Council passed the Campaign Contribution and Expense Disclosure Bylaw No. 3367/2006 in 2006.

Recommendation: Submitted for Council's information.

23. Wards and At-Large.



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Following the 2010 election Council directed that a report be prepared outlining the pros and cons of the ward system. This report was presented to Council at the Monday April 30, 2012 Council Meeting. The following resolution was passed by Council:

Resolved that Council of The City of Red Deer, having considered the report from the Legislative Services department dated April 2, 2012, Re: Election: At Large versus Ward System of Voting hereby supports:

Option 3

Affirm at large representation.

Recommendation: Based on Council's direction, the 2013 election will be conducted At-Large.

24. Election of Mayor

Section 150 of the Municipal Government Act states that the chief elected official (Mayor) of a city is to be elected by a vote of the electors of the municipality unless the council passes a bylaw requiring council to appoint the Mayor from among the councillors. This bylaw would have to be passed 180 days before the general election (April 22, 2013 Council meeting) and must be advertised. If Council wishes to consider this option, it may be prudent that a question be placed on the 2013 Election Ballot Card asking the electors if a change in the way Red Deer elects the Mayor is desired and that any change be for the 2016 election.

Recommendation: That the election of the Mayor by the electors continue.

25. Disclosure Bylaw - Personal Information

Section 171 of the Municipal Government Act states:

171 A Council may by bylaw

- (a) require that each councillor file with a designated officer a statement of the name or names of
 - (i) the councillor's family,
 - (ii) the employers of the councillor,
 - (iii) each corporation, other than a distributing corporation, in which the councillor is a shareholder, director or officer,
 - (iv) each distributing corporation in which the councillor beneficially owns voting shares carrying at least 10% of the voting rights attached to the



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- voting shares of the corporation or of which the councillor is a director or officer, and
 - (v) each partnership or firm of which the councillor is a member, and
- (b) require the designated officer to compile a list of all the names reported on the statements filed with the officer and give a copy of the list to the employees of the municipality indicated in the bylaw.

This section would apply to those elected to Council. In the past, Council has had the option to implement a Disclosure - Personal Information Bylaw; however has chosen not to. On October 15, 2012 Council adopted a Governance Process Policy Code of Conduct, GP-A-2.2. This policy requires council members to annually disclose: the name or names of family; the council member's employer; each corporation, other than a distributing corporation, in which the member of Council is a shareholder, director or officer; and each distributing corporation in which the member of Council beneficially owns voting shares carrying at least 10% of the voting rights attached to the voting shares of the corporation of which the Council member is a director or officer. The adoption of this policy accomplishes the same purposes as a disclosure bylaw.

Recommendation: Submitted for Council's information.

26. Placement of Election Signs

Land Use Bylaw 3357/2006 includes the authority and criteria for placement of election signs. During the 2010 election, 34 locations were designated as municipal lands on which election signs could be located. Thirteen of those locations were located in the north and twenty-two in the south. It should be noted that the placement of election signs also applies to federal and provincial elections.

Recommendation: Provided for Council's information. A separate report evaluating current designated election sign locations will be provided to Council at a later date.

27. Election Outreach

Traditionally, this department has focussed its election efforts on the development of a candidate handbook and on legal advertising in compliance with the Local Authorities Election Act. In recent years other tools such as participation in the Let's Talk day in the mall and utilization of The City's Web site have enhanced voter information and understanding of election processes.

Following is an overview of the key elements of election outreach to be employed in the 2013 election, which includes:

- Development and use of the theme "Make this Election Yours"



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- Participation in the “Let’s Talk” Saturday at the mall, Saturday, April 20, 2013.
- Use of informational material such as the candidate handbook and voter brochures
- Development and mass distribution (door to door) of legislated election information
- Use of banners and posters throughout the city to promote the election
- Enhanced use of The City website including pre and post election information and surveys
- Library: for specific candidate information

Recommendations: Provided for Council’s information.

28. Information for Potential Candidates

To assist potential candidates in sorting through the information and rules related to running for public office, Legislative Services has prepared a document titled “2013 General Election Information For Potential Candidates – Candidate’s Handbook”. Copies are available at Legislative Services.

Recommendation: Submitted for Council’s information.



Appendix A
Page I

Summary of Recommendations

Item	Action	Authority
Joint Election	<ul style="list-style-type: none"> Continue partnership with the Red Deer Public School Board and the Red Deer Catholic Regional Division 	<ul style="list-style-type: none"> LAE Act, s. 2 & 3 Election Bylaw 3491/2012, s. 4
Election Day	<ul style="list-style-type: none"> Monday, October 21, 2013 	<ul style="list-style-type: none"> LAE Act, s. 11
Appointment of Returning Officer	<ul style="list-style-type: none"> Legislative Services Manager appointed as Returning Officer 	<ul style="list-style-type: none"> LAE Act, s. 13 Election Bylaw 3491/2010, s. 5 Organizational Bylaw s. 14
Nomination Forms	<ul style="list-style-type: none"> Must be signed by at least 5 electors 	<ul style="list-style-type: none"> LAE Act, s. 27
Nomination Day	<ul style="list-style-type: none"> September 23, 2013, 8:00 a.m. – 12:00 noon 	<ul style="list-style-type: none"> LAE Act, s. 28 Election Bylaw 3491/2012, s. 6
Receipt of Nominations	<ul style="list-style-type: none"> The town offices in the towns of Rocky Mountain House, Caroline, Alhambra, Eckville, Sylvan Lake, Penhold, Innisfail, Bowden, Olds and Didsbury be established as locations in which nominations may be received 	<ul style="list-style-type: none"> LAE Act, s. 28 Election Bylaw 3491/2012, s. 7
Deposit	<ul style="list-style-type: none"> Nomination deposit not required 	<ul style="list-style-type: none"> LAE Act, s. 29
Death of Candidate	<ul style="list-style-type: none"> Notice of death to be posted at a conspicuous location in all relevant voting stations 	<ul style="list-style-type: none"> LAE Act, s. 33
Rotation of Names on Ballot	<ul style="list-style-type: none"> Continue practice of arranging names of candidates alphabetically in order of surname 	<ul style="list-style-type: none"> LAE Act, s. 43
Voting Hours	<ul style="list-style-type: none"> 10:00 a.m. – 8:00 p.m. 	<ul style="list-style-type: none"> LAE Act, s. 46
List of Electors	<ul style="list-style-type: none"> Enumeration not be undertaken Electors declare eligibility at the voting station 	<ul style="list-style-type: none"> LAE Act, s. 50, 53
Identification of Campaign Workers	<ul style="list-style-type: none"> Provide general identification cards for all candidates and sufficient copies for candidates to distribute to campaign workers 	<ul style="list-style-type: none"> LAE Act, s. 52
Voter Identification	<ul style="list-style-type: none"> Voter identification not required 	<ul style="list-style-type: none"> LAE Act, s. 53
Advance Vote	<ul style="list-style-type: none"> Saturday, October 5, 2013 Friday, October 11, 2013 Saturday, October 12, 2013 Friday, October 18, 2013 Saturday, October 19, 2013 10:00 a.m. to 8:00 p.m. each day Advance votes in the Catholic Regional School Division located outside of Red Deer will be in accordance with 	<ul style="list-style-type: none"> LAE Act, s. 73 Election Bylaw 3491/2012, s. 13



Appendix A
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Item	Action	Authority
	those established by the presiding municipality	
Special Ballots	<ul style="list-style-type: none"> A special ballot will be provided for electors who are unable to attend an advance vote or a voting station on Election Day Notify Minister that special ballots be accepted at any time between July 2, 2013 and 4:30 pm on Election Day 	<ul style="list-style-type: none"> LAE Act, s. 77.1 Election Bylaw 3491/2012, s. 16 & 17
Blind Voter	<ul style="list-style-type: none"> Use electronic technology to accommodate visually and hearing impaired voters Red Deer Regulation permitting the blind voter template be available at the Advance Vote 	<ul style="list-style-type: none"> LAE Act, s. 78 Election Bylaw 3491/2012, s. 19 LAE Act, s. 6
Incapacitated Electors at Home	<ul style="list-style-type: none"> Include electors affected by mobility Attend residence of incapacitated electors during hours an advance voting station is open 	<ul style="list-style-type: none"> LAE Act, s. 79 Election Bylaw 3491/2012, s. 20, 21, & 22
Institutional Voting Stations	<ul style="list-style-type: none"> Designate institutional voting stations Authorize Returning Officer to designate other such institutional voting stations as required 	<ul style="list-style-type: none"> LAE Act, s. 80 Election Bylaw 3491/2012, s. 23, 24, 25 & 26
Voting Machines	<ul style="list-style-type: none"> Voter activated ballot counting technology Acquire specific technology to respond to visually and hearing impaired voters 	<ul style="list-style-type: none"> LAE Act, s. 84 Election Bylaw 3491/2012, s. 27, 28 & 29
Ballot Counting	<ul style="list-style-type: none"> Commence counting of ballots before the close of voting stations No results made known until after 8:00 p.m. 	<ul style="list-style-type: none"> LAE Act, s. 84(2) Election Bylaw 3491/2012, s. 46
Election Expenses	<ul style="list-style-type: none"> Disclosure of election expenses required 	<ul style="list-style-type: none"> LAE Act, s. 118 Election Expense Disclosure Bylaw 3492/2012
Wards	<ul style="list-style-type: none"> Continue with an at-large election 	<ul style="list-style-type: none"> MGA, s. 147 & 148
Election of Mayor	<ul style="list-style-type: none"> Continue with practice of election of Mayor by electors 	<ul style="list-style-type: none"> MGA, s. 150
Disclosure Bylaw	<ul style="list-style-type: none"> Disclosure of personal information not required 	<ul style="list-style-type: none"> MGA, s. 171
Placement of Election Signs	<ul style="list-style-type: none"> Land Use Bylaw provides for location of election signs 	<ul style="list-style-type: none"> Land Use Bylaw 3357/2006
Election Outreach	<ul style="list-style-type: none"> Use outreach activities to enhance voter information and understanding of election processes 	
Information for Potential Candidates	<ul style="list-style-type: none"> Continue with production and dissemination of handbook 	



Appendix B
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2010 Municipal Election Analysis of Candidates Elected in Relation to Name Location on Ballot

History

Prior to 1992 the names of candidates on ballots were rotated so consecutive voters would receive a ballot with a different name appearing first. This meant that the name of the first candidate would drop to the bottom on the second ballot and continued with each consecutive ballot. The Local Authorities Election Act provides for this practice or a municipality can choose to place the names the same on all ballots, alphabetically.

On January 6, 1992, Council approved the use of an “automated ballot counting system” for Red Deer municipal elections. The one drawback to this move is that the costs and complexity of printing ballots based on the practice of rotating names increased substantially. As a result, Council agreed that this practice be discontinued however a process to monitor any issues that may arise be put into place.

Also in moving to the automated ballot counting system there is an ability to determine the number of undervotes for each Office. An undervote is a vote that could have been cast but was not. For example, if a voter could vote for eight candidates and chose to vote for only six, this would result in two undervotes. This provides some indication that voters are strategic in voting and not checking off names in a random manner or based on ballot position.

Issue

Initially there was concern that some electors may select the candidates whose names appear at the top or in the upper portion of the ballot with greater frequency than those whose names appear in the lower portion of the ballot.

Objective

To provide a process that monitors the selection of candidates in relation to the placement of their names on the ballot by:

- a) Analyzing the number of ballots cast for candidates based on the placement of names on the top and bottom half of the ballot,
- b) Analyzing the number of under votes in each race.

Findings

The monitoring of the 2010 Election is the seventh election analyzed based on the above objectives. The findings for the 2010 Election are consistent with the previous six elections, in that:

- I. The number of votes cast is distributed throughout the ballot. This indicates that one ballot style based on names of candidates appearing in alphabetical order for each ballot does not create an advantage for those names appearing on the top portion of the ballot. As shown in the following table, those elected are disbursed between the top and bottom half.



Appendix B
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Office	Candidates Elected	
	Top Half of Ballot	Bottom Half of Ballot
Mayor	1	0
Councillor	4	4
Public School	3.5	3.5
Catholic School	2.5	2.5
Total:	11	10

2. Based on the number of undervotes:

- a. It does not appear that voters randomly vote for candidates based on name position on the ballot.
- b. It does appear that voters make strategic choices when they come to the voting stations.

For reference, the detailed analysis supporting this report are included as Attachment 1, and the results of the election as they appeared in The City of Red Deer's Statement of Official Results, included as Attachment 2.



Table A: shows the number of votes cast for candidates based on the placement of names on the top and bottom half of the ballot:

Office	Top Half of Ballot						Bottom Half of Ballot							
	2010	2007	2004	2001	1998	1995	1992	2010	2007	2004	2001	1998	1995	1992
Mayor	8,100	3,411	7,578	1,139	6,894	n/a	7,141	6,219	9,871	8,059	9,399	8,516	n/a	9,787
Councillor	45,951	38,786	55,105	34,130	44,890	34,137	52,762	47,534	45,013	49,328	36,131	52,581	34,615	55,278
Public School	19,522	19,039	27,505.5	20,836	28,094	20,870	30,810	27,662	20,720	25,607.5	19,267	27,648	17,719	27,753
Catholic School	7,225	6,084	7,611	5,246	7,686	4,800	6,897	6,894	5,671	7,078	5,470	6,368	4,179	6,060
Total:	80,798	67,320	97,799.5	61,351	87,564	59,807	97,610	88,309	81,275	90,072.5	62,007	95,113	56,513	98,878

NOTE: When there was an uneven number of candidates for an office, ½ of the votes cast for the candidate whose name appeared at the centre were assigned to the top half, and the other ½ to the bottom half.

Table B: indicates the total number of votes received by “Elected Candidates” based on the placement of names on the top and the bottom half of the ballot, and the total number of votes received by the “Non-Elected Candidates” based on the placement of names in the top and the bottom half of the ballot.

Total Votes Received by:	Top Half of Ballot							Bottom Half of Ballot						
	2010	2007	2004	2001	1998	1995	1992	2010	2007	2004	2001	1998	1995	1992
Elected Candidates	50,594	36,557	62,058.5	40,456	66,815	40,368	85,909	63,926	72,438	47,067.5	41,908	69,279	36,906	72,003
Non-Elected Candidates	30,204	30,763	35,741	20,093	20,749	19,439	45,960	24,383	8,837	43,005	29,160	25,834	19,607	50,766
Total:	80,798	67,320	97,799.5	61,351	87,564	59,807	97,610	88,309	81,275	90,072.5	62,007	95,113	56,513	98,878



Note: When there was an uneven number of candidates for an office, ½ of the votes cast for the candidate whose name appeared at the centre were assigned to the top half, and the other ½ to the bottom half.

Table C: indicates the 'average' number of votes received by Elected and Non-Elected candidates.

Average Number of Votes Received by:	Top Half of Ballot							Bottom Half of Ballot						
	2010	2007	2004	2001	1998	1995	1992	2010	2007	2004	2001	1998	1995	1992
Elected Candidates	5,326	5,222	2,955	1,122	6,074	3,669	6,136	5,559	5,572	2,241	1,848	6,927	4,613	6,000
Non-Elected Candidates	3,553	3,619	1,702	592	2,964	2,159	3,404	3,751	2,525	2,048	698	3,229	1,782	3,275

Table D: indicates the number of candidates Elected based on the placement of names on the top and the bottom half of the ballot:

Office	Top Half of Ballot								Bottom Half of Ballot							
	2010	2007	2004	2001	1998	1995	1992		2010	2007	2004	2001	1998	1995	1992	
Mayor	1	0	1	0	.5	n/a	0		0	1	0	1	.5	n/a	1	
Councillor	4	2	3.5	4	4	4	4		4	6	4.5	4	4	4	4	
Public School	1.5	3	4.5	3.5	3.5	4	4		5.5	4	2.5	3.5	3.5	3	3	
Catholic School	3	3	3	2.5	3	3	3		2	2	2	2.5	2	2	2	
Total:	9.5	8	12	10	11	11	11		11.5	13	9	11	10	9	10	

Table E: indicates the number of candidates not elected based on the placement of names on the top and the bottom half of the ballot:

Office	Top Half of Ballot								Bottom Half of Ballot							
	2010	2007	2004	2001	1998	1995	1992		2010	2007	2004	2001	1998	1995	1992	
Mayor	0	1.5	1	1.5	1	n/a	1.5		1	.5	2	.5	1	n/a	.5	
Councillor	4	5	9	5	3	6	7		4	1	8	5	3	6	7	
Public School	4	1	1	2.5	2	3	3		0	0	3	2	2	4	4	
Catholic School	.5	1	2	2	1	0	1		1.5	2	3	2	2	1	2	
Total:	8.5	8.5	13	11	7	9	12.5		6.5	3.5	16	9.5	8	11	13.5	

Table F: indicates the number of candidates elected by the position placement of names on the ballot.

Number of Candidates Elected by Position on Ballot					
<u>2010 Results</u>	<u>2007 Results</u>	<u>2004 Results</u>	<u>2001 Results</u>	<u>1998 Results</u>	
3 – first name on ballot	3 – first name on ballot	0 – first name on ballot	1 – first name on ballot	2 – first name on ballot	
2 – last name on ballot	2 – last name on ballot	1 – last name on ballot	2 – last name on ballot	2 – last name on ballot	
2 – second from the top	1 – second from top	3 – second from top	2 – second from top	2 – second from top	
2 – second from the bottom	3 – second from bottom	3 – second from bottom	2 – second from bottom	3 – second from bottom	
1 – third from top	2 – third from top	2 – third from the top	4 – third from the top	3 – third from the top	
3 – third from bottom	2 – third from bottom	1 – third from the bottom	1 – third from the bottom	1 – third from bottom	

Number of Candidates Elected by Position on Ballot	
<u>1995 Results</u>	<u>1992 Results</u>
1 – first name on ballot	3 – first name on ballot
2 – last name on ballot	3 – last name on ballot
2 – second from top	2 – second from top
0 – second from bottom	2 – second from bottom
3 – third from the top	1 – third from top
2 – third from bottom	2 – third from bottom



Table G: indicates the total number of under votes for each office, e.g.: voters who did not vote for the full slate of candidates permitted, or who did not vote for any of the candidates in a given office.

Office	Under Votes						
	2010	2007	2004	2001	1998	1995	1992
Mayor	551	257	216	331	368	n/a	161
Councillor	25,099	24,369	21,911	16,691	28,521	15,392	28,008
Public School	30,110	20,022	31,944	17,366	29,735	19,147	36,588
Catholic School	4,980	3,130	4,191	2,873	3,811	2,901	4,078
Total:	60,740	47,778	58,262	37,261	76,169	37,440	68,835

Table H: indicates the total number of ballots on which “over votes” occurred, eg: voters who voted for more than the full slate of candidates permitted in a given office.

Office	Over votes						
	2010	2007	2004	2001	1998	1995	1992
Mayor	8	8	14	0	16	n/a	26
Councillor	440	26	74	3	45	8	8
Public School	245	3	51	46	68	7	7
Catholic School	65	6	19	8	11	2	5
Total:		43	158	57	140	17	51

BYLAW NO. 3491/2012

Being a bylaw to provide for municipal and school trustee elections in the city of Red Deer;

COUNCIL OF THE CITY OF RED DEER, ENACTS AS FOLLOWS:

Title

- I This bylaw may be called the "Election Bylaw".

Definitions

- 2 Except as otherwise provided for in this bylaw, the terms used in the Local Authorities Election Act (the Act), where used or referred to in this bylaw, have the same meaning as defined or provided in the Act.

- 3 In this bylaw, the following terms mean:

"Automated voting system" means an automated or electronic system designed to automatically count and record votes and process and store the election results;

"Auxiliary ballot box" means a separate compartment in the ballot box for ballot cards that have been marked by voters but not counted by the vote tabulator.

"Ballot" means the part of a printed or electronically produced ballot card on which is indicated the office to be voted on, the names of the candidates, the bylaw name and number or the questions if any, and containing the spaces in which the elector is to mark his vote;

"Ballot box" means a container for paper ballots or ballot cards that have been marked by the voters;

"Ballot card" means a paper card, in a form approved by the Returning Officer, listing the ballots to be voted on in the election;

"City" means the municipal corporation of The City of Red Deer, in the Province of Alberta;

"Council" means the Council of The City elected pursuant to the Act;

"Counting centre" means an area designated by the Returning Officer in a controlled access building and equipped for the counting of votes and the tabulation of election results;

"Electronic Ballot Device" means a data storage unit that records and counts votes by electronic means where a voter casts his or her vote using touch screen technology.

"Local Jurisdiction" means, and includes, The City of Red Deer, the Red Deer Public School District No. 104, and the Red Deer Catholic Regional Division #39.

"Marking instrument" means the pen or other device, approved by the Returning Officer, for use in marking ballots by the elector;

"Memory Storage Device" means a computer memory unit that plugs into the Vote Tabulator or Electronic Ballot Device that contains:

- (a) the names of the candidates for each contest;
- (b) the alternatives 'yes' and 'no' for each bylaw or question (where there is a bylaw or question); and
- (c) a secure mechanism to record and count votes;

"Register Tape" means the printed record generated from the Vote Tabulator or Electronic Ballot Device which shows:

- (a) the number of ballots received;
- (b) the number of ballots accepted;

- (c) the number of votes for each candidate; and
- (d) where there is a vote on a bylaw or question, the number of votes for and against each bylaw or question;

"Secrecy sleeve" means an open ended envelope, in a form approved by the Returning Officer, used to cover a printed ballot card to conceal the markings made on the ballot card by the elector without covering the initials of the election official;

"Vote tabulator" means a machine into which ballot cards are inserted and:

- (a) records the number of votes for each candidate; and
- (b) where applicable, records the number of votes for and against each bylaw or question.

Joint Election

- 4 The Legislative & Administrative Services Manager of The City is authorized to enter into agreements, on behalf of The City, to conduct elections on behalf of other local jurisdictions in Red Deer whose boundaries may or may not be contiguous with the City but do have areas in common.

Nomination Hours

- 5 The Returning Officer will receive nominations of candidates for the local jurisdiction elections between the hours of 8:00 a.m. and 12:00 noon on Nomination Day and on any subsequent day to which the time for receipt of nominations is adjourned.

Receipt of Nominations

- 6 The Returning Officer may establish locations, in addition to the local jurisdiction office, where a deputy may receive nominations.

Voting Subdivisions

- 7 The Returning Officer may alter the boundaries of voting subdivisions and create additional voting subdivisions as long as the changes are made before notice of election is given.

Ballots

- 8 Following nomination day, the Returning Officer will ensure sufficient ballots and ballot cards are printed and/or prepared electronically.

Form of Ballot

- 9 The form of the ballot will be established by the Returning Officer.

Voting Hours

- 10 (1) Every voting station will be kept open continuously on Election Day and during the advance vote from 10 am until 8 pm.
- (2) The Returning Officer may alter voting hours to correspond with hours established in areas where The City partners in the conduct of the Red Deer Catholic Regional Division #39 election of trustees.

Advance Voting

- 11 An advance vote may be held on any vote held in an election for the local jurisdiction.
- 12 The advance vote will be held on the dates and times set by the Returning Officer.
- 13 An electronic ballot device will be used to conduct the advance vote within the city of Red Deer and:
- (a) A deputy will:

- (i) explain the voting procedures for the electronic ballot device;
 - (ii) take the voter to the voting compartment
 - (iii) activate the electronic ballot device by loading the correct ballot into the unit; and
 - (iv) leave the voting compartment.
- (b) The voter may only vote by selecting a candidate's name (or candidates, where there is more than one vacancy) and where there is a vote on a bylaw or question, beside "yes" or "no".
- (c) Once a voter has pressed the "vote" button and cast the ballot, a replacement ballot shall not be issued.
- (d) In the event that a voter leaves the voting station without pressing the "vote" button to cast the ballot, the deputy will cancel the ballot and it will be recorded as a rejected ballot.
- (e) At the end of each day of an advance vote the presiding deputy will replace the electronic ballot device into a protective lock mode and physically lock each electronic ballot device.
- (f) The electronic ballot device will be closed and sealed at the close of the advance vote and will remain like that until opened for the tabulation of results on election day.

- 14 The Returning Office will establish the form of ballot and voting procedures for any Advance Vote held on behalf of the Red Deer Catholic Regional Division #39 in the area outside of the city of Red Deer.

Vote by Special Ballot

- 15 A vote by special ballot will be provided for those electors who are unable to vote at an advance vote or at the voting station on Election Day because of

- a) physical incapacity,
 - b) absence from the local jurisdiction, or
 - c) being a returning officer, deputy returning officer, constable, candidate, official agent or scrutineer who may be located on election day at a voting station other than that for the elector's place of residence.
- 16 (1) Applications for special ballots will be accepted at any time between July 1 in the year of an election and 4:30 pm on Election Day.
- (2) The Returning Officer will set dates for receipt of applications for special ballots in the event of a by-election or a vote held on a question, other than that held in conjunction with a general election.
- 17 At the close of voting on Election Day, the deputy supervising the special ballot box and one other deputy designated by the presiding deputy will immediately deliver the sealed ballot boxes to the counting centre for counting.

Incapacitated Elector at Voting Station

- 18 The electronic ballot device with an audio ballot feature is provided as a blind voter template to allow for the vote of a blind elector at the advance vote held within the local jurisdiction of the city of Red Deer.

Incapacitated Elector at Home

- 19 If a voter is unable to attend at a voting station because of physical incapacity or mobility limitations, that voter may request, at least 48 hours before the end of the Advance Vote period, to have a deputy attend at the voter's residence in order to take the vote of the voter.
- 20 If the Returning Officer is satisfied that the voter is unable to attend at a voting station due to physical incapacity or mobility limitations, the Returning Officer will:
- (a) advise the voter that the request has been accepted;
 - (b) appoint two deputies to attend at the voter's residence; and

- (c) inform the voter of the date and approximate time that the deputies will attend the residence.

21 The ballot boxes used in the incapacitated elector at home vote will be closed and sealed upon the completion of the incapacitated elector at home vote and will remain like that until opened for the counting of ballots on election day.

Institutional Voting Stations

22 The Returning Officer is authorized to designate the location of one or more institutional voting stations for an election.

23 Date(s) and time(s) of the institutional vote will be posted at the institution at least two days before the vote is to be taken.

24 The deputies, accompanied by an official of the institution, may attend with a ballot box on those patients or residents confined in their rooms, and take the votes of any of those patients or residents who express a desire to vote.

25 The ballot boxes used in the institutional vote will be closed and sealed upon the completion of the institutional vote and will remain like that until opened for the counting of ballots on Election Day.

Automated Voting System

26 The taking of votes of the electors and the tabulation of election results on any question or in any election conducted by The City may be done by means of an automated voting system, as directed by the Returning Officer.

27 In the event that an automated voting system is used in the election, the Returning Officer will:

- (a) satisfy himself, prior to the date of the election, that the automated voting system has been pre-tested and is accurate and in good working order; and
- (b) take whatever reasonable safeguards may be necessary to secure the automated voting system and any part thereof, including the vote

tabulators and the ballot boxes from unauthorized access, entry, use, tampering, or any unauthorized use of the ballot cards or tabulated results.

28 Notwithstanding anything in this bylaw, in the event of:

- (a) a malfunction of an automated voting system;
- (b) the unavailability of an automated voting system or any of its components;
- (c) a defect in the ballots or ballot marking pens; or
- (d) anything related to the operation of an automated voting system or any of its components;

the Returning Officer may make any directions that he or she thinks necessary or desirable with respect:

- (e) to the voting procedures to be used;
- (f) to the taking of votes;
- (g) for the counting of the votes; and
- (h) where required, for a recount.

Voting Procedures

29 Each elector eligible to vote shall be given:

- (a) the ballot card(s) that the elector is eligible to receive and that has been initialled by a deputy;
- (b) a secrecy sleeve; and
- (c) if requested, an explanation of the voting procedures.

- 30 Upon receiving the ballot card(s) and secrecy sleeve, the elector will proceed to the voting compartment to vote.
- 31 While the elector is in the voting compartment, the elector will mark the ballots only with the marking instrument provided in the compartment, by completing the arrow pointing to his choice of candidate or, where there is more than one vacancy, the candidates of the elector's choice. Where the ballot includes a bylaw or question, the elector will mark his vote within the portion of the ballot containing the affirmative or negative, or containing the for or against, whichever way he decides to vote by completing the arrow pointing to his choice.
- 32 After the elector has finished marking the ballot card and has completed his voting, he shall immediately:
- (a) insert the ballot card into the secrecy sleeve without showing the markings on the ballot card to anyone and without folding the ballot card; and
 - (b) leave the voting compartment and deliver the secrecy sleeve, containing the ballot card, to the deputy supervising the ballot box and/or the vote tabulator.
- 33 The Deputy at the ballot box and or the vote tabulator must:
- (a) ensure that the ballot card was initialled by a Deputy; and
 - (b) insert the ballot card directly from the secrecy sleeve into the ballot box and/or vote tabulator, ensuring that the ballots are not exposed.

Spoiled Ballot Card

- 34 (1) If a voter has made a mistake when marking a ballot, the voter may return the ballot card to the designated deputy.
- (2) The designated deputy must issue a new ballot card to a voter and mark the ballot card 'SPOILED' if the designated deputy is satisfied the voter made a mistake.

- 35 (1) If a ballot card is rejected by the vote tabulator, the deputy at the ballot box must advise the voter to request another ballot card.
- (2) If the voter requests another ballot card, the designated deputy must issue a new ballot card to the voter and mark the returned ballot card 'SPOILED.'
- 36 If the voter refuses to request another ballot card, the deputy at the ballot box must mark the ballot card with the word 'REJECTED.'
- 37 (1) Spoiled ballot cards must be retained and kept separately from all other ballot cards.
- (2) Rejected ballot cards must be retained and kept separately from all other ballot cards.

Vote Tabulator Failure

- 38 If the automated ballot counting system fails to work or stops working, the deputy at the ballot box must insert into the auxiliary ballot box all ballot cards delivered by voters while the vote tabulator is not working.
- 39 Notwithstanding sections 32 to 35, the Returning Officer may establish such other procedures as required to facilitate an electronic vote.
- 40 The voting procedure prescribed in this bylaw will, during an Advance Vote and an Institutional Vote, as far as is practicable, apply and may be modified as may be necessary upon the direction of the Returning Officer.
- 41 Each elector must follow the voting procedures as set out in this bylaw and as posted in the voting station, and upon the deposit of his or her ballot card into the ballot box, the elector shall leave the voting station.

Vote on a Bylaw or Question

- 42 Unless otherwise specified by statute or decided by council, a vote on any bylaw or question will be held in conjunction with a general municipal election.

Sealing of Ballot Boxes

- 43 (1) Prior to the removal of the ballot box(es) from any voting station, the ballot box(es) containing the used ballot cards shall be:
- (a) closed and sealed with the presiding deputy's seal so that it cannot be opened without breaking the seal; and
 - (b) marked on the outside with the voting station name and number.
- (2) Electronic equipment used to acquire electronic votes is deemed to be a sealed ballot box.
- (3) The electronic ballot device(s) used in the advance vote will be closed and sealed upon the completion of voting of the advance vote and will remain like that until opened for the counting of ballots on Election Day.
- (4) The ballot boxes used in the incapacitated elector at home vote will be closed and sealed upon the completion of the incapacitated elector at home vote and will remain like that until opened for the counting of ballots on Election Day.
- (5) The ballot boxes used in the institutional vote will be closed and sealed upon the completion of the institutional vote and will remain like that until opened for the counting of ballots on Election Day.
- (6) The Returning Officer may direct that the sealed ballot boxes be delivered to the counting centre until they are opened for the counting of ballots, or
- may make any other direction deemed necessary for the storage and disposition of said ballot boxes

Post Vote Procedures

- 44 (1) Relative to automated ballot counting systems, immediately after the close of the voting station, the presiding deputy must, in the presence of at least one and any additional officers that he or she considers necessary, and the candidates and agents if any:
- (a) insert any ballot cards from the auxiliary ballot box into the vote

tabulator;

- (b) secure the vote tabulator so that no more ballot cards can be inserted;
 - (c) produce the required number of copies of the register tape as directed by the Returning Officer;
 - (d) together with another deputy, certify the register tapes as directed by the Returning Officer;
 - (e) package and seal all voted ballot cards and place them into the ballot transfer container(s);
 - (f) count the unused ballot cards, the rejected ballot cards and the spoiled ballot cards and place them, packaged separately and sealed, in the ballot transfer container(s) along with the voting register and all statements;
 - (g) seal and initial the ballot transfer container(s) and ensure that it is ready to be delivered to the Returning Officer;
 - (h) ensure that the deputy supervising the ballot box and one other deputy designated by the presiding deputy report the results to the Returning Officer by immediately delivering the vote tabulators, complete with memory cards to the counting centre;
- (2) Relative to non-automated ballot counting systems, immediately after the close of the voting station, the presiding deputy must, in the presence of at least one and any additional officers that he or she considers necessary, and the candidates and agents if any:
- (a) count the unused ballot cards, the rejected ballot cards and the spoiled ballot cards and place them, packaged separately and sealed, in an empty ballot box(es) along with the voting register and all statements;
 - (b) seal and initial the ballot boxes and ensure that they are ready to be delivered to the Returning Officer; and
 - (c) ensure that the deputy supervising the ballot box and one other deputy designated by the presiding deputy immediately deliver the sealed ballot

boxes to the counting centre for counting.

- (3) After the close of the voting station, the presiding deputy will personally, as soon as is practicable, deliver to the Returning Officer the ballot account and in a sealed box, the counted unused ballot cards, the spoiled ballot cards, together with the voting register and all statements.
- ☐ (4) The Returning Officer may also require that results be reported by telephone.
- (5) The presiding deputy shall not permit more than one candidate or his or her agent, or more than one agent of either side of a vote on any bylaw or question to be present at the same time after the voting station is closed.

Ballot Counting

45 The deputy supervising at the counting centre will:

- (a) receive all sealed ballot boxes containing used ballots and all vote tabulators containing votes and record for each the time of arrival and the voting station name and number in a check-in book and initial each entry;
- (b) immediately after 4:00 p.m. on election day, if provided for by the Returning Officer, in the presence of at least one and any additional officers that the Returning Officer considers necessary, ensure that the ballot boxes referred to in Sections 20, 27 and 31 are opened, and cause the ballots to be counted by inserting the ballot cards through the vote tabulator;
- (c) if the vote tabulator rejects the ballot, and a vote, though incorrectly marked on a ballot clearly indicates for whom or what the voter intended to vote:
 - (i) a duplicated ballot may be prepared in the presence of two deputies to reflect the intent of the elector, and the word "DUPLICATE" shall be marked on the ballot, and the word "ORIGINAL" shall be marked on the incorrectly marked ballot; and

- (ii) the duplicated ballot will be assigned a number which will also be recorded on the incorrectly marked ballot and the duplicated ballot will be inserted into a vote tabulator to be counted.
- (d) upon completion of the ballot count for each individual ballot box, place the counted ballot cards into the ballot box, and close and seal the ballot box;
- (e) ensure that no result totals are generated prior to 8:00 p.m. on election day;
- (f) after 8:00 p.m. on election day, activate the vote tabulator(s) to produce one (1) copy of the tally register tape for each voting subdivision, or such other number as may be directed by the Returning Officer, and as soon as is practicable, deliver to the Returning Officer the tally register tapes and the sealed ballot boxes containing the counted ballot cards.

Rejected Ballot Card

- 46 (1) A rejected ballot will not be counted. A ballot is rejected if:
- (a) the ballot card does not bear the initials of the deputy;
 - (b) more votes are cast on the ballot than an elector is entitled to cast;
 - (c) the ballot card is torn, defaced or otherwise dealt with by an elector so that he or she can be identified;
 - (d) no vote is cast by an elector or the ballot has not been marked sufficiently for the vote tabulator to discern a vote;
 - (e) a ballot has been marked outside of the space indicated on the ballot for the placing of a mark;
 - (f) a ballot that is rejected or returned by the vote tabulator or that cannot be read by the vote tabulator or deputy.
- (2) The deputy must mark any such ballot card with the word 'REJECTED.'

- (3) Rejected ballot cards must be retained and kept separately from all other ballot cards.

Recount

- 47 If the Returning Officer makes a recount, pursuant to the Act, the ballots shall be recounted by the automated voting system.

Disposition of Election Material

- 48 (1) Upon the completion of the tabulation of the election results, the Legislative Services Manager shall retain the voting registers, the ballot boxes with their seals unbroken, and the programs and the memory cards of the automated voting system for six (6) weeks from the date of voting.
- (2) After six weeks from the date of voting the Returning Officer will ensure that all voter registers and used ballots are destroyed and that any information retained on memory cards is cleared.

Transitional

- 49 Bylaw 3445/2010 is repealed.

READ A FIRST TIME IN OPEN COUNCIL this day of 2012

READ A SECOND TIME IN OPEN COUNCIL this day of 2012



















READ A THIRD TIME IN OPEN COUNCIL this day of 2012

AND SIGNED BY THE MAYOR AND CITY CLERK this day of 2012

MAYOR

CITY CLERK

FORM OF BALLOT

CITY OF RED DEER GENERAL ELECTION OCTOBER		Deputy's Initial
To Vote, completely fill in the arrow(s) 		
Pointing to your choice like this: 		
Use Only The Special Pen Provided		
For the Office of (Vote for a Maximum of One (1) Candidate)	For the Office of (Vote for a Maximum of Eight (8) Candidates)	
	CANDIDATE'S Name	
	CANDIDATE'S Name	
CANDIDATE'S Name 	CANDIDATE'S Name	
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Council Decision – December 10, 2012

DATE: December 12, 2012
TO: Erin Stuart, Deputy City Clerk
FROM: Frieda McDougall, Legislative Services Manager
SUBJECT: 2013 Municipal General Election

Reference Report:

Legislative Services, dated November 14, 2012

Resolution:

The following resolution was passed during the Regular Council meeting held on Monday, December 10, 2012:

Resolved that Council of The City of Red Deer, having considered the report from Legislative Services, dated November 14, 2012, re: 2013 Municipal General Election, hereby agrees that the Minister of Municipal Affairs be notified, in accordance with Section 77.1 (2.3) of the Local Authorities Act, that applications for Special Ballots will be accepted at any time between July 1, 2013 and 4:30 p.m. on Election Day.

Bylaw Reading:

At the Monday, December 10, 2012 Red Deer City Council Meeting, Council gave all three readings to Election Bylaw 3491/2012, a bylaw to provide for municipal and school trustee elections in the city of Red Deer. A copy of the bylaw is attached.

Report back to Council: No

Comments/Further Action:

Administration to notify the Minister of Municipal Affairs of the above resolution and Legislative Services will follow up with distribution of Election Bylaw 3491/2012.

A handwritten signature in blue ink, appearing to read 'Frieda McDougall'.

Frieda McDougall
Legislative Services Manager
/attach

c: Projects Coordinator, Legislative Services



FILE COPY

LEGISLATIVE & GOVERNANCE SERVICES

February 5, 2013

Honourable Doug Griffiths
Minister of Municipal Affairs
#104 Legislature Building
10800 – 97 Avenue
Edmonton, Alberta T5K 2B6

Dear Minister Griffiths:

Re: Local Authorities Election Act – Provision for Special Ballots, section 77.1(2.3)

In accordance with the Local Authorities Election Act, section 77.1(2.3), this is to advise that The City of Red Deer will accept applications for Special Ballots at any time between July 1 in the year of an election and the closing of voting stations on election day. As set out in the Act, applications will be accepted in writing, by telephone, by e-mail, in person and by mail.

Attached for your information is a certified copy of The City of Red Deer Election Bylaw No. 3491/2012 which addresses this provision under bylaw section 15.

Sincerely,

Frieda McDougall
Returning Officer

Sorry, this is a duplicate letter but we forgot to attach the bylaw with our original letter.



November 13, 2012

Downtown Business Revitalization Zone (BRZ) Bylaw Amendment

Legislative Services

Report Summary & Recommendation:

The Business Revitalization Zone has been in place since 1983. A bylaw amendment is being recommended to provide clarity to the appointment of board members and board composition.

City Manager Comments:

I support the recommendation of Administration that Council consider three readings of Downtown Business Revitalization Zone (BRZ) Bylaw Amendment 2827/A-2012.

Craig Curtis
City Manager

Proposed Resolution

That Council consider three readings of Downtown Business Revitalization Zone (BRZ) Bylaw Amendment 2827/A-2012.

Background:

In 1984 businesses in the downtown formed a Business Revitalization Zone (BRZ) with a mission statement to guide the progress of Red Deer's central business district to provide a healthy atmosphere of business development and social and cultural improvements.

There are approximately 500 businesses located within this zone. The BRZ is governed by the Downtown Business Association Board of Directors who manage within the regulations set by Provincial legislation and empowered by Municipal law.

Legislation:

The Municipal Government Act (MGA) states that a Council may by bylaw establish a business revitalization zone for one or more of the following purposes:

- (a) improving, beautifying and maintaining property in the zone
- (b) developing, improving and maintaining public parking
- (c) promoting the zone as a business or shopping area.

The MGA then specifies that a Business Revitalization Zone is governed by a board consisting of members appointed by Council under the Business Revitalization Zone Bylaw.

Discussion:

A recent review of the current BRZ Bylaw identified the need to update the language of the bylaw and the opportunity to provide greater clarity in some of its provisions.

Bylaw Amendment 2827/A-2012 has been prepared for Council's consideration.

BYLAW NO. 2827/83

Strikeout Version of current Downtown Business Revitalization Zone Bylaw 2827/83

A bylaw of The City of Red Deer, in the Province of Alberta, to designate the Downtown as a Revitalization Zone, and establish a Board of Directors for the Business Revitalization Zone.

WHEREAS pursuant to Section 50 of the Municipal Government Act, a Council may by Bylaw designate an area as a Business Revitalization Zone and prescribe its boundaries and establish a Board of Directors for the Business Revitalization Zone;

AND WHEREAS, in 1983 the Council of The City of Red Deer, in the Province of Alberta has received a request from more than 10 designated representatives of ratepayers shown on the then current assessment roll of a the municipality as being assessed for business assessment;

AND WHEREAS, no qualifying petition has been received objecting to the designation of the downtown as a Business Revitalization Zone;

NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CITY OF RED DEER, IN THE PROVINCE OF ALBERTA, DULY ASSEMBLED ENACTS AS FOLLOWS:

TITLE

I This bylaw may be cited as the “Downtown Business Revitalization Zone Bylaw.”

DEFINITIONS

2 (I) In this bylaw:

- (a) “Board” means the Board of a Business Revitalization Zone known as the Red Deer Downtown Business Association;

- (b) “Designated Representative” means the sole appointed representative of a Taxpayer;
- (c) “Taxpayer” means a person who operates a business and is liable to pay Business Revitalization Zone taxes in respect of that business;
- (d) “Zone” means the Business Revitalization Zone established under this bylaw.

BUSINESS REVITALIZATION ZONE

- 3 ~~There is hereby established a Business Revitalization Zone to be known as the Red Deer Downtown Business Association in the area of the city as designated on the attached Schedule “A”.~~ The City hereby establishes a Business Revitalization Zone in the area of the City as designated on the attached Schedule “A” to be known as the Red Deer Downtown Business Association Zone.

BOARD OF DIRECTORS

- 4 There is hereby established a Board to be known as “The Board of Directors of the Red Deer Downtown Business Association”.

PURPOSE OF THE BOARD

- 5 The purposes for which the Board is established are:
- (a) to improve, beautify, and maintain property in the Zone;
 - (b) to develop, improve, and maintain public parking;

- (c) to promote the Zone as a business or shopping area.

MEMBERSHIP

- 6 (1) The Board may consist of up to eleven (11) members, who shall be appointed by resolution of Council. The members shall consist of:
 - (a) One (1) member of Council, and
 - (b) Up to ten (10) members who have been nominated by one or more Taxpayers.
- (2) Unless otherwise provided for by Council resolution, ~~committee~~ Board members referred to in Section 6 (1) (b) shall be appointed for three (3) year terms commencing January 1 of any given year.
- (3) At no time shall the Board consist of less than six (6) members.
- (4) The Council representative referred to in Section 6(1)(a) shall be appointed annually at Council's organizational meeting for a one (1) year term.
- (5) Any member may resign from the Board at any time upon sending written notice to Council to that effect.
- (6) Where a member ceases to be a member of the Board before the expiration of the designated term, Council may appoint another eligible person for the unexpired portion of the term.
- (7) A member ceases to be a member of the Board when that member fails to attend three (3) consecutive regular meetings of the Board, unless absence is caused through illness or is authorized by resolution of the Board.

MEETINGS

- 7 (1) The Board shall designate the time and place of its regular meetings.
- (2) ~~The Board shall meet~~ The first meeting shall be held in January of each year ~~to appoint for the appointment of officers of the Board and to~~ conduct any other business deemed necessary.
- (3) Special meetings may be called by the Chairman, with the approval of two members of the Board.
- (4) If the Chairman is absent or refuses to call a special meeting when requested by any member of the Board, the Secretary to the Board shall call a special meeting when requested to do so in writing by any three (3) members of the Board.
- (5) No special meeting shall be called unless twenty-four (24) hours notice is given in writing to all members of the Board, or by unanimous consent of all members.
- (6) The members of the Board may consider or transact any business at any meeting provided it is within the power established for the Board.
- (7) (a) A majority of members constitutes a quorum.
- (b) All members, including the Chairperson, must vote on all matters before the ~~committee~~ Board unless a conflict of interest is declared. If there is an equal number of votes for or against a resolution, the resolution is defeated.
- (c) The majority vote of those members present and voting constitutes the decision of ~~any committee~~ the Board.

- (d) The provisions of Division 6, Pecuniary Interest, within the Municipal Government Act, applies to all Board members and the proceedings of Board and Executive Committee meetings.
- (8) The Board may establish their own rules of procedure but in doing so, it shall have due regard for the principles of procedural fairness.
- (9) Minutes shall be kept of all Board meetings (regular and special) and Board Committee meetings and copies shall be filed with the City Clerk.

OFFICERS AND EXECUTIVE COMMITTEE OF THE BOARD¹

- 8 (1) A Chairman, Vice Chairman and Treasurer shall be selected from the members of the Board.
- (2) The Mayor and City Manager may attend any meeting of the Board.
- (3) The Board may appoint committees of its members, or ~~from~~ of taxpayers, and/or of citizens-at-large to deal with any matter, special study, or assignment coming within its jurisdiction. Such committees shall deal only with the matter or question referred to it for consideration and where appropriate, upon completion of the assignment, shall be dissolved.
- (4) The Executive Committee shall consist of the Chairman, the Vice Chairman, Treasurer, and two Directors selected from the members of the Board.
- (5) The Executive Committee shall hold such meetings as deemed necessary at a time and place designated by the Executive Committee.

- (6) A majority of the Executive present at an Executive Committee Meeting shall constitute a quorum.
- (7) The **Board** shall be responsible for all decisions respecting the day to day operating needs of the Red Deer Downtown Business Association and shall have the responsibility to respond to requests for information from City Council, various City committees and other groups within the City, and in carrying out such duties shall act in accordance with directions, and such delegated authority as may be given to the Executive Committee by the Board from time to time by resolution of the Board. The Executive Committee shall not have any authority to expend any funds unless such expenditure is authorized by the Board.
- (a) In carrying out such duties shall act in accordance with directions, and such delegated authority as may be given to the Executive Committee by the Board from time to time by resolution of the Board.
- (b) The Executive Committee shall not have any authority to expend any funds unless such expenditure is authorized by the Board.
- (c) The Executive Committee shall not have any authority to incur any indebtedness, except as specifically authorized by resolution of the Board.
- ~~(8) The Executive Committee shall not have any authority to incur any indebtedness, except as specifically authorized by resolution of the Board.~~

POWERS & DUTIES

¹ 2827/A-92

- 9 (1) The Board shall, at the time and in the form prescribed by ~~the~~ Council, submit to ~~the~~ Council, for its approval the program and estimates of revenues and expenditures of the Board for the next year together with any request for sums of money required to carry out the Board's power and duties.
- (2) ~~The~~ Council shall provide, in the form and manner it considers adequate, to every Taxpayer, notice of the estimates and the date and place of the Council meeting at which the estimates will be considered.
- (3) On approval of all or part of the estimates ~~the~~ Council shall direct the payment of the approved amount to the Board.
- 10 On or before March 1 in each year, the Board shall submit its Annual Report for the preceding year to ~~the~~ Council and that report shall include a summary of the year's activities and a complete audited financial statement of its affairs, with a balance sheet and a revenue and expenditure statement.
- 11 All books, documents, records of transactions, minutes and accounts of a Board shall, at all times, be open to inspection by The City Auditor.
- 12 (1) The Board may
- (a) appoint one of its members;
- (b) hire any person; or
- ~~——(c)——~~ by agreement with the Council, rely on the municipality ~~to maintain any books, documents, records of transaction, minutes and accounts, and for making and receiving payments.~~

to maintain any books, documents, records of trisection, minutes and accounts,
and for making and receiving payments.

- 13 The Board shall obtain Public Liability Insurance or such other forms of insurance
as deemed necessary by The City and the Board.
- 14 In the event of this bylaw being repealed, the Board shall cease to exist and its
undertakings, assets and liabilities shall be assumed by The City.
- 15 This bylaw shall come into full force and effect January 1, 1984.

READ A FIRST TIME IN OPEN COUNCIL this 11 day of October A.D. 1983

READ A SECOND TIME IN OPEN COUNCIL this 12 day of December A.D. 1983

READ A THIRD TIME IN OPEN COUNCIL AND FINALLY PASSED THIS 12TH day of
December, 1983.

MAYOR

CITY CLERK

BYLAW NO. 2827/A-2012

Being a Bylaw to amend Bylaw No. 2827/83 the Downtown Revitalization Zone Bylaw of the City of Red Deer.

COUNCIL OF THE CITY OF RED DEER, ALBERTA, ENACTS AS FOLLOWS:

Bylaw No. 2827/83 is hereby amended as follows:

1. By deleting the third paragraph in the bylaw preamble and replacing it in its entirety with the following new paragraph:

“AND WHEREAS, in 1983 the Council of The City of Red Deer, in the Province of Alberta received a request from more than 10 designated representatives of ratepayers shown on the then current assessment roll of the municipality as being assessed for business assessments;”
2. By deleting section 3 and replacing it in its entirety with the following new section 3:

“3 The City hereby establishes a Business Revitalization Zone in the area of the city as designated on the attached Schedule “A”, to be know as the Red Deer Downtown Business Association Zone.”
3. By deleting the word “Zone” from within the first sentence of section 5.
4. By replacing the word “committee” in section 6(2) with the word “Board.”
5. By adding to section 6(4) following the words “The Council representative” the words “referred to in Section 6(1)(a).”
6. By deleting section 7(2) in its entirety and replacing it with the following new section 7(2):

“7 (2) The Board shall meet in January of each year to appoint officers and to conduct any other business deeded necessary.”
7. By deleting the word “committee” in section 7(7)(b) and replacing it with the word “Board.”
8. By deleting the words “any committee” in section 7(7)(c) and replacing it with the words “the Board.”
9. By deleting the word “from” in the first sentence of section 8(3) and replacing it with the word “of.”

10. By deleting section 8(7) in its entirety and replacing it with the following new section 8(7):

“8 (7) The Board shall be responsible for all decisions respecting the day to day operating needs of the Red Deer Downtown Business Association and shall have the responsibility to respond to requests for information from City Council, various City committees and other groups within the City.

(a) In carrying out such duties shall act in accordance with directions, and such delegated authority as may be given to the Executive Committee by the Board from time to time by resolution of the Board.

(b) The Executive Committee shall not have any authority to expend any funds unless such expenditure is authorized by the Board.

(c) The Executive Committee shall not have any authority to incur any indebtedness, except as specifically authorized by resolution of the Board.”

11. Delete from within section 9(1) the words “power and.”

12. By deleting section 12 in its entirety and replacing it with the following new section 12:

“12 (1) The Board may

(a) appoint one of its members;

(b) hire any person; or

by agreement with the Council, rely on the municipality to maintain any books, documents, records of trisection, minutes and accounts, and for making and receiving payments.

13. By deleting where ever appropriate throughout the bylaw the words “the Council” and replacing them with the word “Council.”

14. In all other respects, Bylaw No. 2827/83 is hereby ratified and confirmed.

READ A FIRST TIME IN OPEN COUNCIL this day of 2012

READ A SECOND TIME IN OPEN COUNCIL this day of 2012

READ A THIRD TIME IN OPEN COUNCIL this day of 2012

AND SIGNED BY THE MAYOR AND CLERK this day of 2012

MAYOR

CITY CLERK



Council Decision – December 10, 2012

DATE: December 12, 2012
TO: Erin Stuart, Deputy City Clerk
FROM: Frieda McDougall, Legislative Services Manager
SUBJECT: Downtown Business Revitalization Zone (BRZ) Bylaw
Amendment 2827/A-2012

Reference Report:

Legislative Services, dated November 13, 2012

Bylaw Reading:

At the Monday, December 10, 2012 Red Deer City Council Meeting, Council gave all three readings to Downtown Business Revitalization Zone (BRZ) Bylaw Amendment 2827/A-2012, an amendment to provide clarity to the appointment of board members and board composition. A copy of the bylaw is attached.

Report back to Council: No

Comments/Further Action:

Administration will distribute the consolidated copy of the bylaw in due course.

A handwritten signature in blue ink, appearing to read 'F. McDougall'.

Frieda McDougall
Legislative Services Manager

/attach

c: Director of Corporate Services
Financial Services Manager
Revenue & Assessment Manager
Corporate Meeting Coordinator



November 27, 2012

Procedure Bylaw Amendment 3358/B-2012

Legislative Services

Report Summary & Recommendation:

Summary:

The report attached is being brought forward from the Monday, November 26, 2012 Regular Council Meeting.

Recommendation:

That Council consider giving second and third readings to Procedure Bylaw Amendment 3358/B-2012.

City Manager Comments:

I support the recommendation of Administration to proceed with second and third reading of Procedure Bylaw Amendment 3358/B-2012.

Craig Curtis
City Manager

Proposed Resolution:

That Council consider second and third readings of the bylaw.

Report Details

Background:

At the Monday, November 26, 2012 Regular Council Meeting, Council gave first reading to Procedure Bylaw Amendment 3358/B-2012. The amendments to the Procedure Bylaw are to provide clarity to some of Council's meeting processes.



Report Originally Presented to the
Monday, November 26, 2012 Council
Meeting

November 2, 2012

Procedure Bylaw Amendment 3358/B-2012

Legislative Services

Report Summary & Recommendations:

Amendments to the Procedure Bylaw are proposed to provide clarity to some of Council's meeting processes. It is recommended that Procedure Bylaw 3358/B-2012 be adopted.

City Manager Comments:

I support the recommendation of Administration that Council consider first reading of Procedure Bylaw Amendment 3358/B-2012. Second and third readings of the bylaw would then be considered at the Monday, December 10, 2012 Council Meeting.

Craig Curtis
City Manager

Proposed Resolution:

That Council consider giving first reading to Procedure Bylaw Amendment 3358/B-2012.

Background:

This report has been developed in response to discussions arising in Governance & Policy Committee meetings and Council meetings. The discussion highlighted questions or the need for clarity with respect to:

- Points of Interest
- Meetings via Communication Facilities
- Administrative Inquiries

Consultation

Procedure bylaws from a number of Alberta municipalities were reviewed to examine how other jurisdictions respond to the points outlined above. Many of the bylaws did not provide sufficient detail to provide for an analysis. As a result, the primary source of analysis was the bylaws and Council meeting minutes of the cities of Edmonton and Calgary. Additionally, Robert's Rules of Order was considered.

Points of Interest

Currently, Red Deer City Council has the practice of sharing Points of Interest at the start of each Council meeting. Councillors provide a summary of the various community and civic

events they have attended in their role as an elected official and share information about the groups that have hosted these events. In looking at Council Minutes and past Procedure Bylaws, there does not seem to be any rationale for this practice; rather it appears that the a description of a Point of Interest was added to reflect an existing practice.

In reviewing other bylaws, no other jurisdiction appeared to exercise a practice of sharing Points of Interest. That is not to say the sharing does not occur, rather it does not comprise a record in the Minutes of a meeting. Robert's Rules of Order indicates that it is inappropriate to include summarized discussions in the minutes. Minutes are to be a record of decisions made.

With Council meetings now being video streamed live and a video recording available for viewing after each meeting, citizens now have the opportunity directly to hear Council member's Points of Interest.

Recommendation

That the practice of sharing Points of Interest continue but that no record be kept in the Minutes of the meeting.

Communication Facility

A previous amendment to the Procedure Bylaw made it possible for Council members to attend a Council meeting via a communication facility such as telephone, Skype, or other equivalent technology. Initially, the intent was to ensure a quorum could be achieved in the event of an emergency, e.g. Council members away at a conference. Most recently, Councillors have used this provision to attend the entirety of regular Council meetings while on vacation. The intent was never to interfere with personal time. While this provision enables attendance, the councilor(s) attending via communication facility are limited in their ability to view the presentation being made and to participate freely in the debate.

Our Procedure Bylaw provides for attendance via communication facility and in fact, the entire meeting can be conducted in such a manner providing proper notice has been given to the public and there is the opportunity for those who wish to observe/listen.

In our review of other municipalities it was interesting to note that the use of a communication facility is only permitted if quorum is already in place. This is to ensure that the meeting can continue if the communication facility is interrupted.

In considering our purposes in establishing this provision, it still seems prudent to enable Councillors to attend via communication facility in the event of an emergency – recognizing that an interruption could result in loss of quorum. This would only occur if quorum was not readily available locally. With the exception of emergencies, the use of a communication facility should not be considered as an alternative to personal attendance.

Recommendation

That the use of communication facilities to participate in or convene a meeting be permitted in the event of an emergency.

Administrative Inquiries

The Procedure Bylaw does not currently reflect what is set out in the Organization Communication procedure in that it allows for Council inquiries to be made directly to department managers. The Procedure Bylaw also states that the City Manager may determine if responses should go to all members.

The current practice under the Organizational Communication procedure is that all citizen and council information inquiries are responded to from a single point and responses are then provided to all members of Council. This practice ensures that all members of Council are operating from the same informational perspective.

Other jurisdictions allow for informal communication between Councillors and administration if the scope of work would be under a \$1,000 limit to the costs with respect to having to report back. This begs the question of how a Council member would know if the request meets or exceeds this threshold.

The City of Edmonton requires that Councillor Inquiries be made in writing to the City Manager and states that Council may give instructions to the City Manager but individual Councillors must not give direct instructions to the City Manager or employees.

Recommendation:

That Administrative Inquiries be renamed as Council Member Inquiries; and

That Council Member Inquiries be directed to the City Manager (or delegate) as a single point of entry and response.

Incidental Amendments

In addition to the preceding recommendations, corrections have been made throughout, as follows:

- changing the name Legislative & Governance Services to Legislative Services
- section 4 – eliminate the starting time of Council meetings as these are established annually at the Organizational Meeting or as directed by Council
- section 4(4) – changes made for clarity to review hearings and the link to the Appeal Boards Bylaw
- section 4(10) – eliminate the prescriptive timelines as Council may establish its own procedures

- amending the renumbered section 15 to eliminate the prescriptive timeline for distribution of agendas; this recognizes the administrative challenges of responding to emerging items/additional agendas which impact publishing and distribution
- amended the renumbered section 59 to reflect Council's Code of Conduct as established in Council's Governance Process Policies
- general amendments to text for clarity and renumbering as applicable

BYLAW NO. 3358/2006

Being a bylaw of the City of Red Deer to provide for the orderly proceedings of Council meetings and the transacting of business by Council of The City of Red Deer.

COUNCIL OF THE CITY OF RED DEER, ENACTS AS FOLLOWS:

Title

1 This bylaw may be cited as “The Procedure Bylaw”.

Definitions

2 In this bylaw:

~~“Administrative Inquiry” is a request from a member of Council to the administration for the future provision of information.~~

“Agenda” is the items of business of a meeting and the associated reports, bylaws or other documents.

“Chair” means the mayor, deputy mayor or other person who has authority to preside over a meeting.

“City Clerk” means the Legislative Services Manager.

“City Manager” means the chief administrative officer of The City within the meaning of the *Municipal Government Act*.

"Committee of the Whole" means a meeting of all of Council in which formal decisions are not made and which can be held with or without the public and media present.

“Conflict of Interest” refers to a Council member:

- who has a personal interest which would conflict with his or her obligation as a member of Council to fairly consider a matter before Council; or

- whose ethical integrity of the Council member may be in doubt if that Council member was to participate in the consideration of the matter before Council.

“Council” is the municipal Council of The City of Red Deer.

“Council Member Inquiry” is a request from a member of Council to the administration, via the established Organizational Communication process, for the future provision of information.

“Councillor” is a member of Council who is duly elected and continues to hold office.

“General Election” means an election held in the city to elect the members of Council as described in the *Local Authorities Election Act*.

“Inaugural Meeting” means the organizational meeting immediately following the general election.

“In Camera” means a meeting of all of Council which is held without the public and media present and is held during the course of a regular meeting of Council.

“Mayor” means the chief elected official of The City within the meaning of the *Municipal Government Act* and is a member of Council.

“Member” means a member of Council.

“Minutes” are the record of decisions of a meeting.

“Organizational Meeting” means the meeting held as described in section 3(2) and includes the inaugural meeting.

“Pecuniary Interest” means a pecuniary interest with the meaning of the *Municipal Government Act*.

“Point of Information” is a question to obtain information on the procedures of Council to assist a member to:

- (a) make an appropriate motion;
- (b) raise a point of order;
- (c) understand the procedure, or;
- (d) understand the effect of a motion.

“Point of Interest” means a request from a Council member to share at a Council Meeting a comment, information, or commendation about an individual, group, organization or event **but which is not recorded in the Minutes of that meeting.**

“Point of Order” means a request that the chair enforce the rules of procedure.

“Point of Privilege” is not related to the business on the floor and enables a member to interrupt business on the floor to state an urgent request relating to the comfort, dignity, safety, or reputation of the organization or any individual member.

“Public Hearing” means the portion of a Council meeting held for statutory hearings.

“Quorum” is the minimum number of members that must be present at a meeting for business to be legally transacted.

“Resolution” can also be referred to as a motion.

“Table” means a motion to delay consideration of any matter and sets the parameters for consideration of the matter to resume.

Council Meetings

Organizational Meeting

- 3 (I) An organizational meeting will be held not later than two weeks after the third Monday in October each year.

- (2) At the organizational meeting, Council will:
 - (a) appoint each Councillor to the position of Deputy Mayor on an monthly rotation schedule;
 - (b) establish the dates for Council meetings;
 - (c) appoint members of Council committees;
 - (d) conduct other business as identified within the organizational meeting agenda.

Regular Council Meetings

- 4 (1) Regular Council meetings are held every second Monday in the City Hall Council Chambers ~~beginning at 3:00 p.m.~~ **with each meeting to commence in accordance with the times established by Council from time to time.** If the Monday is a holiday the Council meeting will be held on the next business day.
- (2) Council may establish other Council meeting dates.

Public Hearings

- (3) Public hearings are held in conjunction with a Council meeting.

Council Review Hearing

- (4) In this section, the following terms have the following meanings:
 - (i) “Order to Remedy” means an order issued under 545 or 546 of the *Municipal Government Act*, R.S.A. 2000, Ch. M-26 (the “MGA”);
 - (ii) “Review Hearing” means ~~a review by the Red Deer Appeal & Review Board or an Order to Remedy under the provisions of section 457 of the MGA, in accordance with the relevant procedures as outlined in The City of Red Deer Committees Bylaw and includes a referral of such a matter~~

~~to Council.~~ a review of an Order to Remedy under the provisions of section 547 of the MGA, in accordance with the relevant procedures outlined in the City of Red Deer Appeal Boards Bylaw and includes a referral of such a matter to Council;

- (5) Subsections (6) through (16) apply to a Review Hearing referred to Council by the Red Deer Appeal & Review Board.
- (6) The City Clerk will schedule the Review Hearing to be heard at a Regular Council Meeting as soon as practicable after receipt of the request after ensuring that all parties have sufficient time to prepare for the Review Hearing.
- (7) Written submissions from the Applicant and City Administration must be submitted to the City Clerk not less than 7 days prior to the Review Hearing and will be distributed as part of the Council Agenda **except when protected from disclosure under the provisions of the Freedom of Information and Protection of Privacy Act.**
- (8) As a proceeding of Council, a Review Hearing is open to the public.
- (9) At the beginning of a Review Hearing the Chair may:
 - (a) introduce the parties;
 - (b) describe the hearing process; and
 - (c) deal with any preliminary matters.
- (10) The normal order of procedure in a Review Hearing is as follows:
 - (a) Applicant opening remarks & presentation [~~maximum of ten (10) minutes~~];
 - (b) Questions to Applicant by Council;
 - (c) City Administration opening remarks & presentation [~~maximum ten (10) minutes~~];
 - (d) Questions to City Administration by Council;
 - (e) Applicant rebuttal & summation [~~maximum five (5) minutes~~];
 - (f) City Administration rebuttal & summation [~~maximum five (5) minutes~~].
- (11) If the Applicant fails to attend the Review Hearing despite having been given notice, Council may proceed with the hearing in the absence of the Applicant.

- (12) Council may establish such other rules of procedure as may be necessary to conduct the Review Hearing properly and fairly.
- (13) At the conclusion of the Review Hearing, Council may confirm, vary, substitute or cancel the Order to Remedy, by passing a Resolution indicating its decision and its reasons.
- (14) If Council confirms or varies the Order to Remedy, the resolution should require the Applicant to comply with the Order to Remedy (or complete the required action) by a specific date, failing which the City may rectify the problem at the Applicant's cost.
- (15) Council may meet In Camera to deliberate but the resolution embodying Council's decision must be made in public.
- (16) The City Clerk will cause a notice of the decision of Council to be served upon the Applicant within 15 days of the conclusion of the Review Hearing.

~~Council Governance & Policy Committee Meetings~~

- ~~4.1 (1) Council may by resolution establish a series of Council Meetings which are intended to deal with governance and policy issues and which shall be known as 'Council Governance & Policy Committee Meetings'.~~
- ~~(2) The Chair may relax the formal rules of procedure applicable to Council Meetings so as to permit a full and frank discussion of governance and policy issues, notwithstanding any other provision of the Bylaw.~~
- ~~(3) In order to permit participation by the Mayor in the discussions, the responsibility to chair Council Governance & Policy Committee meetings shall rotate among all members of council in accordance with a schedule established."~~

Meetings through Electronic Communications

- 5 (1) A meeting may be conducted by means of electronic or other communication facilities in the event of an emergency if:

- (a) notice is given to the public of the meeting, including the way in which it is to be conducted;
 - (b) the facilities enable the public to watch and/or listen to the meeting at a place specified in the notice;
 - (c) the facilities enable all the meeting's participants to watch and/or hear each other.
- (2) Council members participating in a meeting held by means of a communication facility are deemed to be present at the meeting.

Notice of Council Meetings

- 6
 - (1) Council, by resolution, may change the frequency, time, date or location of any meeting.
 - (2) Notification of a change in time, date or location, or cancellation of any meeting of Council, or the establishment of a special meeting of Council will be provided to the public by:
 - (a) posting a notice in the Legislative Services department; and
 - (b) posting a notice on The City of Red Deer Web site; or
 - (c) newspaper advertisement.

Special Meetings

- (3) A special Council meeting may be held with less than 24 hours notice to all Councillors and without notice to the public if at least two-thirds of the whole Council agrees to this in writing before the beginning of the meeting.

Commencement of Meetings

- 7 As soon as there is a quorum after the time for commencement of a Council meeting:
 - (1) The Mayor takes the Chair and begins the meeting; or

- (2) If the Mayor and Deputy Mayor are not in attendance within fifteen minutes after the time set for the meeting and a quorum is present, the City Clerk will call the meeting to order and a member will be chosen by the members present to Chair the meeting.
- (3) Upon their arrival, the Mayor or Deputy Mayor will assume the Chair.

Quorum

- 8 (1) A quorum of Council is a majority of Council members.

No Quorum

- (2) If there is not a quorum within 30 minutes after the time set for the meeting, the City Clerk will record the names of the members of Council present and the meeting will be adjourned to the time of the next regular meeting.

Lost Quorum

- (3) If at any time during a meeting the quorum is lost, the meeting will be recessed and if a quorum is not achieved again within 15 minutes the meeting will be deemed to be adjourned.

Duties of the Mayor

Powers and Responsibilities

- 9 The Mayor:
- (1) Opens Council meetings.
 - (2) Chairs Council meetings.
 - (3) Preserves order in Council meetings.
 - (4) Decides all questions of procedure.

- (5) Ensures that each Councillor who wishes to speak on a debatable motion is granted the opportunity to do so.
- (6) Decides who aside from Councillors may address Council.

Acting Mayor

- 10 In the event that the Mayor will be absent or unable to act as Mayor for longer than one month, the Mayor may appoint a Councilor as Acting Mayor who will have all the powers and responsibilities of the Mayor under this bylaw for the duration of such appointment.

Deputy Mayor

Rotation of Councillors

- ~~10~~ 11 Each Councillor acts as Deputy Mayor based on the rotation assigned to that Councillor at the organizational meeting.

Designation of Alternate Deputy Mayor

- ~~11~~ 12 The Mayor may appoint an alternate Deputy Mayor in the event that the Councillor assigned to the rotation established at the organizational meeting is unable to fulfil the responsibilities of Deputy Mayor in accordance with the rotation.

Powers and Responsibilities

- ~~12~~ 13 The Deputy Mayor chairs Council meetings when the Mayor or Acting Mayor is absent or unable to act as Mayor and will have all the powers and responsibilities of the Mayor under this bylaw.

Agenda

Preparation of Agenda

- ~~13~~ 14 The agenda for each Council meeting is established by the City Manager in consultation with the Mayor and the City Clerk.

Agenda Delivery

- ~~14~~**15** ~~Agendas will be distributed to members of Council and administration prior to the Council meeting.~~ The City Clerk will distribute the Council agenda to the regular designated address of members of Council and administration ~~one week~~ prior to the Council meeting.

Late Submissions

- ~~15~~**16** Reports and supplementary materials to items on the agenda that are received too late to be included with the agenda will be made available as soon as reasonably possible.
- ~~16~~**17** Reports and supplementary materials, that are received too late to be included with the regular agenda, may be made available as an additional agenda and will be delivered to Council members in paper or electronic format no later than the Friday before a Council meeting.
- ~~17~~**18** The City Clerk will make copies of the agenda and supplementary materials (unless these must or may be withheld under the *Municipal Government Act* or other legislation) available to the public after distribution to Council.

Additions or Deletions

- ~~18~~**19** The addition or deletion of agenda items after a regular or additional agenda has been set requires a resolution by Council.
- ~~19~~**20** The agenda of an adjourned meeting will be dealt with at the beginning of the next regular meeting, unless a special meeting is called to deal with the business of the adjourned meeting.

Order of Business

Approval of Minutes

- ~~20~~**21** (1) Immediately after a meeting is called to order, the Chair will call for a motion adopting the minutes of the preceding meeting or meetings, subject to the correction of any errors or omissions.

Order Determined by Chair

- (2) The order of business for each meeting will be determined by the Chair, subject to:
 - (a) subsection (1) of this section; or
 - (b) a challenge by a Councillor.

Minutes

~~21~~²² The City Clerk will prepare a written record of all Council meetings that includes:

- (1) The names of the members of Council present at and absent from the meeting.
- (2) A brief description of the subject matter.
- (4) All decisions and other proceedings.
- (5) The names of members of the public who speak to an item.
- (5) The names of the members of Council voting for or against a motion and of those who are absent for the vote.
- (6) Any abstentions made under the *Municipal Government Act* by any member of Council and the reason for the abstention.
- (7) Any abstentions made as a result of a Conflict of Interest and the reason for the abstention.
- (8) The signatures of the Chair and the City Clerk.

Proceedings

Discussion Directed through Chair

~~22~~²³ (1) All discussion at a meeting of Council is directed through the Chair who will be

addressed as “Your Worship”, “Mayor”, or “Mister/Madam Chair”.

Absence from Proceedings

- (2) Where a member of Council declares a pecuniary interest under the *Municipal Government Act* or a conflict of interest in respect of a matter before Council, that member of Council will absent himself or herself from Council Chambers while the matter is being discussed. Prior to leaving the Council Chambers, the Council member will describe in general terms the nature of the pecuniary or conflict of interest.

Speaking to Motions

- (3) No Council member is permitted to speak unless and until recognized by the Chair.
- (4) Unless permitted by the Chair, Council members may speak only twice on any motion, once in debate and once to ask questions.
- (5) The Chair may grant further permission to a Council member to speak again to:
 - (a) provide an explanation of the member's previous remarks if misunderstood;
 - (b) in the case of the mover or seconder, to answer questions from the floor directed to the Chair;
 - (c) allow the mover to reply closing debate after the Chair has called for any further discussion and all others have had an opportunity of being heard.

Time Limit

- (6) Council members shall not speak on any matter for longer than ten minutes in total, unless otherwise permitted by the Chair.

Interruption of Speaker

- (7) A Councillor who is speaking may only be interrupted by another Councillor on:

- (a) a point of privilege; or
 - (b) a point of order.
- (8) A Councillor who is speaking when a point of order or privilege is raised will cease speaking immediately.
- (9) The Chair may grant permission:
 - (a) to the Councillor raising the point to explain the point briefly, and
 - (b) to the Councillor who was speaking to respond briefly,but otherwise a point of order or privilege is not debatable or amendable.

Ruling on Proceedings

- (10) The Chair will rule on a point of order or privilege and no vote will be taken unless there is a challenge by the Councillor to the ruling.
- (11) The Chair may seek advice on a point of order or privilege to determine whether a matter is within the jurisdiction of the Council.

Challenging a Ruling

- (12) Any Councillor may challenge the decision of the Chair on a point of order or privilege and if a decision of the Chair is challenged, the Chair will briefly state the terms of the Chair's decision and the point of the challenge and then put the question to Council, "Is the ruling of the Chair upheld?"
- (13) Council will decide the challenge without debate by voting and the decision of Council is final.

Motions

Consideration of Motions

~~23~~²⁴ Unless otherwise determined by the Chair, no matter may be debated or voted on by Council unless it is in the form of a motion.

- (1) A Councillor may move a motion whether or not the Councillor intends to support it.
- (2) A motion will not be considered until it has been seconded.
- (3) After a motion is moved and seconded it may only be withdrawn by the mover with the unanimous consent of the Councillors present.

Motions to the Main Motion

- (4) When a motion is made and seconded and is being considered, no Councillor may make another motion except to:
 - (a) amend the motion;
 - (b) amend the amendment to the motion;
 - (c) refer the main motion for consideration;
 - (d) table the motion; or
 - (e) move a motion that has privilege.

Privileged Motions

- (5) The following motions are privileged motions:
 - (a) a motion to recess;
 - (b) a motion to adjourn
 - (c) a motion to set the time for adjournment; or
 - (d) a point of privilege.

Motion to Recess

- ~~24~~**25** (1) The Chair, without a motion, may recess the meeting for a specific period.
- (2) Any Councillor may move that Council recess for a specific period.
- (3) After the recess, business will be resumed at the point where it was interrupted.

~~25~~**26** Except as provided elsewhere in this bylaw, a Councillor, after a motion is made and seconded, may with the unanimous consent of Council members present:

- (a) on a Councillor's initiative while speaking on the motion, or
- (b) when requested by another Councillor speaking on the motion;

make minor changes to the motion wording or agree to a minor change proposed by another Councillor, if the change does not alter the intent of the motion;

Severing Motions

~~26~~**27** The Chair may sever a motion and the original mover and seconder of the motion will remain as the mover and seconder for the severed motions.

Amending Motions

~~27~~**28** A Councillor may not amend a motion or make an amendment which:

- (1) does not relate to the subject matter of the main motion; or
- (2) is contrary to the main motion.

~~28~~**29** Only one amendment to the main motion and only one amendment to that amendment are allowed.

~~29~~**30** The main motion will not be debated until all amendments to it have been voted on.

~~30~~**31** When all amendments have been voted on, the main motion, incorporating the amendments that have been adopted by Council, will be debated and voted on.

Referring Motions

~~31~~**32** A Councillor may move to refer any motion to the appropriate Council committee or the administration for investigation and report, and the motion to refer:

- (1) precludes all further amendments to the motion;
- (2) is debatable; and
- (3) may be amended only as to the body to which the motion is referred and the instructions on the referral.

Motion to Limit or End Debate

~~32~~**33** Any motion to limit or end debate:

- (1) cannot be debated; and
- (2) may only be amended as to the limit to be placed on debate.

Motion to Table

~~33~~**34** A motion to table another motion:

- (1) cannot be debated;
- (2) takes precedence over any other motion connected with the motion being tabled;
- (3) must specify either a date at which or an event after which the motion will be lifted from the table and is lifted from the table automatically on that date or upon the occurrence of the event;
- (4) may be raised from the table at any time by a majority vote of Council.

~~34~~**35** A tabled motion is brought back with all of the motions connected with it, exactly as it was when tabled.

Reconsideration of Motions

~~35~~**36** If a motion is voted on by Council, the same matter dealt with in the motion cannot be reconsidered by Council unless:

- (1) a general election has been held; or
- (2) six months has passed since the date that the motion was considered; or
- (3) a motion to reconsider is passed.

3637 A Councillor may **only** introduce a motion asking Council to reconsider a matter dealt with in a previous motion **providing if:**

- (1) the motion is made at the same meeting of Council at which the original matter was considered and is moved by a mover who voted with the prevailing result; or
- (2) a Notice of Motion is submitted, prior to the meeting at which it is to be considered, in which the Councillor sets out what special or exceptional circumstances warrant Council considering the matter again; and
- (3) the motion to which it is to apply has not already been acted upon.

~~37~~**38** If a motion to reconsider is passed the original motion is on the floor.

Recess of Meetings

~~37~~**39** Council, at its discretion, may recess any meeting and continue that same meeting at the next scheduled meeting of Council.

Motion to In Camera Meeting

~~38~~⁴⁰ Any Councillor may move that Council convene in an In Camera meeting.

In Camera Meeting

~~39~~⁴¹ All In Camera meetings will:

- (1) be chaired by the Mayor or his designate; and
- (2) be held without the presence of the public unless invited by the Mayor or his designate.

~~40~~⁴² No bylaw or motion will be passed at an In Camera meeting except for a motion to revert to a meeting held in public.

~~40~~⁴³ If an item being considered at an In Camera meeting requires a decision by Council, Administration must submit a report regarding this item on the open Council meeting agenda where Council may pass a resolution embodying its decision.

Committee of the Whole

~~41~~⁴⁴ Committee of the Whole is a meeting of Council in which formal decisions are not made and can be held with or without the public and media present.

Notices of Motion

~~42~~⁴⁵ A Councillor wishing to introduce a new matter for consideration must submit a Notice of Motion in writing to the City Clerk which is then read into that Council Meeting. The Notice as submitted is then scheduled for the next Council Meeting for consideration.

Votes of Council

Requirement to Vote

~~43~~⁴⁶ Each Council member present must vote on every motion, unless the member is

required or permitted to abstain from voting under the *Municipal Government Act* or the conflict of interest provisions of this bylaw.

4447 A Council member shall not vote on a motion if absent from the meeting when the vote is called.

Voting Procedure

4548 Votes on all motions must be taken as follows:

- (1) Except for a meeting conducted through electronic or other communication facilities, Council members must be in their designated Council seat when the motion is considered.
- (2) The Chair puts the motion to a vote.
- (3) Council members vote by a show of hands or other method agreed to by Council.
- (4) The Chair declares the result of the vote.

4649 A motion is carried when a majority of Council members present at a meeting vote in favour of the motion, unless otherwise specified in this bylaw.

Declaring Results of a Vote

- 4750** (1) After the Chair declares the result of the vote, Council members may not change their vote for any reason.
- (2) A question on the results of a vote may be resolved by the Mayor immediately calling for a revote on the motion.

Tie Votes

4851 A motion is lost when the vote does not receive the required number of votes or when the vote is tied.

Bylaws

Basic Requirements

- 4952 (1) All proposed bylaws must have:
- (a) a bylaw number assigned by the City Clerk; and
 - (b) a concise title indicating the purpose of the bylaw.
- (2) Council members will be provided the opportunity to review a copy of the proposed bylaw, in its entirety, prior to any motion for first reading.

Introducing a Bylaw

- (3) A proposed bylaw will be introduced at a Council meeting by a motion that the bylaw be read a first time. Council may hear an introduction of the proposed bylaw from the administration and/or applicant.
- (4) After first reading has been given, subject to the requirements of the *Municipal Government Act*, any Councillor may move that the bylaw be read a second time.
- (5) Council may not give a bylaw more than two readings at a meeting unless all Council members present at the meeting vote in favour of allowing a third reading at that meeting.

Amendments to Bylaws

- (6) Any amendments to the bylaw which are carried prior to the vote on third reading will be considered to have been given first and second reading and will be incorporated into the proposed bylaw.

Defeated Bylaws

- (7) If a bylaw is defeated on third reading the previous readings are rescinded.
- (8) A bylaw is rescinded if the bylaw does not receive third reading within two years

from the date of the first reading.

Effective Date

- (9) A bylaw is effective from the date of third reading unless the bylaw or any applicable statute provides for another effective date.

Bylaws Signed and Sealed

- (10) The Chair and the City Clerk or person acting as the City Clerk must sign and seal the bylaw as soon as reasonably possible after third reading is given.
- (11) Once a bylaw has been passed, it may only be amended or repealed by another bylaw made in the same way as the original bylaw, unless another method is specifically authorized by this or another enactment.

Council Member Inquiries

~~Verbal or Written Administrative Inquiries~~

~~50~~**53** Any Council member may make a request of administration for information on issues of particular concern to them and such request may be made:

- (1) verbally, if the Council member does not require a written response;
- (2) in writing, if the request requires a written response.

54 (1) All requests for information are to be directed through the City Clerk for response.

- (2) If it is deemed that the financial or other resources required to answer the inquiry are substantial, the City Manager is required to approve such allocation of resources.

55 All written responses to requests to Council Member Inquiries will be provided to all members of Council.

Submission of Administrative Inquiries

~~51 Administrative inquiries may be submitted:~~

- ~~—— (1) At any regular meeting of Council;~~
- ~~—— (2) For inclusion on the agenda of a Council meeting;~~
- ~~(3) Directly to the applicable department manager, who:
 - ~~(a) if the response to such an inquiry is not a substantive task has the discretion to immediately respond; or~~
 - ~~(b) may refer the request to the City Manager for a decision to proceed with the response or to refer the inquiry to Council.~~~~

Response to Administrative Inquiries

~~52 Administrative inquiries made at a Council meeting will be responded to at the next meeting of Council following the meeting at which the inquiry was submitted, unless:~~

- ~~(1) The financial or other resources required to answer the inquiry are substantial and a decision of Council or the City Manager is required to approve such allocation of resources;~~
- ~~(2) Additional time is required to prepare the response or compile the requested information.~~

~~53 Administrative inquiries made directly to a department manager will be responded to within two weeks from the date the inquiry was submitted, unless:~~

- ~~(1) The financial or other resources required to answer the inquiry are substantial and a decision of Council or the City Manager is required to approve such allocation of resources;~~
- ~~(2) Additional time is required to prepare the response or compile the requested information.~~

~~54 Council members will be advised as to when the response to an administrative inquiry will be provided.~~

~~55 The City Manager may determine if the information acquired in response to an administrative inquiry is of benefit to all members of Council and may direct the City Clerk to distribute the administrative inquiry and the response to all members of Council.~~

~~56 A Council member who requested an administrative inquiry may request that the inquiry be abandoned.~~

Communications to Council

Criteria for Submissions

5756 (1) Any communication intended for Council will be forwarded to the City Clerk in writing and must:

- (a) be legible, coherent, and respectful; and
- (b) be able to identify the writer and the writer's contact information.

Responsibilities of the City Manager

- (2) If the standards set out in section 57(1) are met and the City Manager determines the communication is within the governance authority of Council the City Manager will:
 - (a) if it relates to an item already on the agenda, deliver a copy of the communication or a summary of it to the Mayor and Councillors prior to or at the meeting at which the agenda is being considered; or
 - (b) acquire all information necessary for the matter to be included on a future Council agenda for consideration by Council.

Decisions on Communications

- (3) If the standards set out in section 57(1) are met and the City Manager determines the communication is not within the governance authority of Council the City Manager will:
 - (a) refer the communication to the administration for a report or a direct response and provide a copy of the original correspondence and the referral to the Mayor and Councillors;
 - (b) take any other appropriate action on the communication.
- (4) If a Councillor objects to the process determined by the City Manager, a Councillor may introduce a notice of motion requesting the item be included for Council consideration on a Council agenda.
- (5) If the standards set out in section 57(1) are not met, the City Manager may file the communication.
- (6) The City Clerk will respond to the person sending the communication and to advise that person of the process to be followed and any action taken on the subject of the communication.

Conduct in Council Meetings

Public Conduct

5857 **During a Council Meeting,** The members of the public ~~during a meeting~~ will:

- (1) not approach or speak to Council without permission of the Chair.
- (2) not speak on any matter for longer than 10 minutes unless permitted by the Chair.
- (3) maintain order and quiet.
- (4) not interrupt a speech or action of Council or another person addressing the members.

~~59~~**58** The Chair may order a member of the public who creates a disturbance or acts improperly at a meeting to be expelled.

Council Conduct

~~60~~**59** **During a Council Meeting,** members of Council ~~during a meeting~~ **will adhere to Council's Code of Conduct and** will not:

- (1) speak disrespectfully, use offensive words, or unparliamentary language in Council.
- (2) address members without permission.
- (3) carry on a private conversation.
- (4) break the rules of Council or disturb the proceedings.
- (5) leave their seat or make any noise or disturbance while a vote is being taken or the result declared.
- (6) disobey the decision of the Chair on any question of order, practice or interpretation.

Breach of Conduct

~~61~~**60** A member of Council who persists in a breach of subsection ~~60~~ **59**, after having been called to order by the Chair, may at the discretion of the Chair, be ordered to leave for the duration of the meeting.

~~62~~**61** At the discretion of the Chair, a member of Council may resume his or her seat after making an apology for the member's offending conduct.

Robert's Rules

~~63~~**62** When any matter relating to proceedings in Council arises which is not covered by a provision of this bylaw or another enactment, the matter will be determined in accordance with "Robert's Rules of Order – Newly Revised."

~~Transitional~~

~~64 — Bylaw No. 3140/95 is hereby repealed.~~

READ A FIRST TIME IN COUNCIL this ~~8th~~ day of ~~May~~ 2006.

READ A SECOND TIME IN COUNCIL this ~~8th~~ day of ~~May~~ 2006.

READ A SECOND TIME IN COUNCIL this ~~8th~~ day of ~~May~~ 2006.

AND SIGNED BY THE MAYOR AND CITY CLERK this ~~8th~~ day of ~~May~~ 2006.

MAYOR

CITY CLERK

BYLAW NO. 3358/B-2012

Being a Bylaw to amend Bylaw No. 3358/2006 The Procedure Bylaw of the City of Red Deer.

COUNCIL OF THE CITY OF RED DEER, ALBERTA, ENACTS AS FOLLOWS:

Bylaw No. 3358/2006 is hereby amended as follows:

1. By deleting the section 2 definition of “Administrative Inquiry” in its entirety and replacing it with the following:

““Council Member Inquiry” means a request from a member of Council to the administration, via the established Organizational Communication process, for the future provision of information.”
3. All references to “Administrative Inquiry” are replaced with “Council Member Inquiry” throughout.
4. By amending the section 2 definition of “Point of Interest” by adding to the end of that section the following:

“but which is not recorded in the Minutes of that meeting.”
5. By deleting section 4(1) in its entirety and replacing it with a new section 4(1) as follows:

“4 (1) Regular Council meetings are held every second Monday in the City Hall Council Chambers with each meeting to commence in accordance with the times established by Council from time to time. If the Monday is a holiday the Council meeting will be held on the next business day.”
6. By deleting section 4(4)(ii) in its entirety and replacing it with a new section 4(4)(ii) as follows:

“4 (4) (ii) “Review Hearing” means a review of an Order to Remedy under the provisions of section 547 of the MGA, in accordance with the relevant procedures outlined in the City of Red Deer Appeal Boards Bylaw and includes a referral of such a matter to Council;
7. By adding to the end of section 4(7) the following words, “except when protected from

disclosure under the provisions of the Freedom of Information and Protection of Privacy Act.”

8. By deleting in section 4(10) all references to maximum times.
9. By deleting section 5(1) in its entirety and replacing it with a new section 5(1) as follows:

“5 (1) A meeting may be conducted by means of electronic or other communication facilities in the event of an emergency if:”
10. By adding to section 13 the words “or Acting Mayor” following the words “when the Mayor” and deleting the words “as Mayor” following the words “unable to act.”
11. By deleting the renumbered section 15 in its entirety and replacing it with a new section 15 as follows:

“15 Agendas will be distributed to members of Council and administration prior to the Council meeting. The City Clerk will distribute the Council agenda to members of Council and administration prior to the Council meeting.”
12. By deleting the preamble of section 37 in its entirety and replacing it with a new section 37 preamble as follows:

“37 A Councillor may only introduce a motion asking council to reconsider a matter dealt with in a previous motion if:”
13. By adding new sections 54 and 55 as follows:

“54 All requests for information are to be directed through the City Clerk for response.

(1) If it is deemed that the financial or other resources required to answer the inquiry are substantial, the City Manager is required to approve such allocation of resources.

55 All written responses to Council Member inquiries will be provided to all members of Council.”

14. By deleting sections 51, 52, 53, 54, 55 and 56 in their entirety.
15. By rewording the preamble of section 57 to read “During a Council Meeting members of the public will.”
16. By rewording the preamble of section 59 to read “During a Council meeting, members of Council will adhere to Council’s Code of Conduct and will not:”
17. By changing the reference cited in section 60 from “60” to “59.”
18. By deleting all references to “Legislative and Administrative Services” and replacing them with the words “Legislative Services” throughout.
19. By renumbering all sections consecutively.

READ A FIRST TIME IN COUNCIL this 26th day of November 2012.

READ A SECOND TIME IN COUNCIL this day of 2012.

READ A SECOND TIME IN COUNCIL this day of 2012.

AND SIGNED BY THE MAYOR AND CITY CLERK this day of 2012.

MAYOR

CITY CLERK



November 15, 2012

Land Use Bylaw Amendment within Lancaster Vanier East NASP

Land Use Bylaw Amendment 3357/R-2012

Legislative Services

Report Summary & Recommendation:

Summary:

The report attached is being brought forward from the Tuesday, November 13, 2012 Council Meeting.

Recommendation:

That Council consider giving second and third readings to Land Use Bylaw Amendment 3357/R-2012.

City Manager Comments:

I support the recommendations of Administration to proceed with second and third Reading of the bylaw.

Craig Curtis
City Manager

Report Details

Background:

At the Tuesday, November 13, 2012 Council Meeting, Council gave first reading to Land Use Bylaw Amendment 3357/R-2012.

Land Use Bylaw Amendment 3357/R-2012 provides for the rezoning of 0.1196 hectares of land from PS (Public Service Institutional) to R1G (Residential Small Lot District) within the Lancaster Vanier East NASP along Viscount Drive.

Public Consultation Process

A Public Hearing has been advertised for Land Use Bylaw Amendment 3357/R-2012 to be held on Monday, December 10, 2012 at 6:00 P.M. during Council's regular meeting. Advertisements were placed in the Red Deer Advocate on November 23, 2012 and November 30, 2012. Letters were also sent to the owners of properties adjacent to the site.



Council Decision – December 10, 2012

DATE: December 12, 2012
TO: Erin Stuart, Deputy City Clerk
FROM: Frieda McDougall, Legislative Services Manager
SUBJECT: Procedure Bylaw Amendment 3358/B-2012

Reference Report:

Legislative Services, dated November 27, 2012

Bylaw Reading:

At the Monday, December 10, 2012 Red Deer City Council Meeting, Council gave second and third readings to Procedure Bylaw Amendment 3358/B-2012, an amendment to provide clarity to some of Council's meeting processes. A copy of the bylaw is attached.

Report back to Council: No

Comments/Further Action:

Administration will distribute the consolidated copy of the bylaw in due course.

A handwritten signature in blue ink, appearing to read 'F. McDougall'.

Frieda McDougall
Legislative Services Manager

/attach

c: Director of Corporate Services
Committees Coordinator
Corporate Meeting Coordinator



Report Originally Submitted to the
Tuesday, November 13, 2012
Council Meeting

October 24, 2012

Land Use Bylaw Amendment within Lancaster Vanier East NASP

Land Use Bylaw Amendment 3357/R-2012

Rezoning from PS to R I G

Planning Department

Report Summary & Recommendation:

Bylaw 3357/R-2012 proposes to rezone 0.1196ha of land identified as PS (Public Service Institutional) within the Lancaster Vanier East Neighbourhood Area Structure Plan (NASP) to R I G (Residential Small Lot).

This land is identified as the social care site in the NASP with an alternate use as R I G residential. The developer has advertised the site for a period of one year, as per the City's Neighbourhood Planning Guidelines and Standards. This amendment rezones the parcel to its alternate use as identified in the adopted NASP.

The Planning Department recommends Council give first reading to Bylaw 3357/R-2012.

City Manager Comments:

I support the recommendation of Administration that Council consider first reading of Land Use Bylaw Amendment 3357/R-2012. A Public Hearing would then be held on Monday, December 10, 2012 at 6:00 p.m. during Council's regular meeting.

Craig Curtis
City Manager

Proposed Resolution

That Council consider first reading of Land Use Bylaw Amendment 3357/R-2012.



Report Details

Background:

The Lancaster Vanier East NASP was adopted on June 13th, 2011.

The phase I subdivision for Lancaster Vanier East was approved on June 15th, 2012. That subdivision created the three R I G sized lots with the understanding the developer would consolidate them if the site was purchased for a PS use.

In accordance with City policy, the social care site has been advertised for the required period of one year, starting on June 24th, 2011 and running every six weeks for a total of nine ads. The last ad was run on May 25th, 2012, which completed the one year advertising requirement as per the Neighbourhood Planning Guidelines and Standards. The social care site has not been purchased for the designated use within that time. Therefore, a rezoning to the alternative land use designation (R I G) is being applied for by the applicant, as indicated within the NASP.

Discussion:

The proposed amendment was circulated and no objections were received from City Departments.

The application was not circulated outside of City Departments because the proposed amendment conforms to the adopted NASP.

Analysis:

The Planning department supports the proposed Land Use Bylaw amendment, Bylaw 3357/R-2012, because:

- The applicant has completed the necessary advertising required for the PS site and it has not been purchased for the designated use, and
- The proposed rezoning conforms to the adopted NASP for the area and no objections were received from any City departments.
- This is part of the R I G lots initially approved in the NASP which form part of the pilot project.

BYLAW NO. 3357/R-2012

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 shown by the cross hatched area in the sketch attached as Land Use District Map 18/2012 to this Bylaw is redesignated from PS Public Service (Institutional or Government) District to R1G Residential (Small Lot) District.
- 2 That "Land Use District Map R10" contained within "Schedule A" of the Land Use Bylaw is hereby amended in accordance with Land Use District Map 18/2012 attached hereto and forming part of this bylaw.

READ A FIRST TIME IN OPEN COUNCIL this 13th day of November 2012.

READ A SECOND TIME IN OPEN COUNCIL this day of 2012.

READ A THIRD TIME IN OPEN COUNCIL this day of 2012.

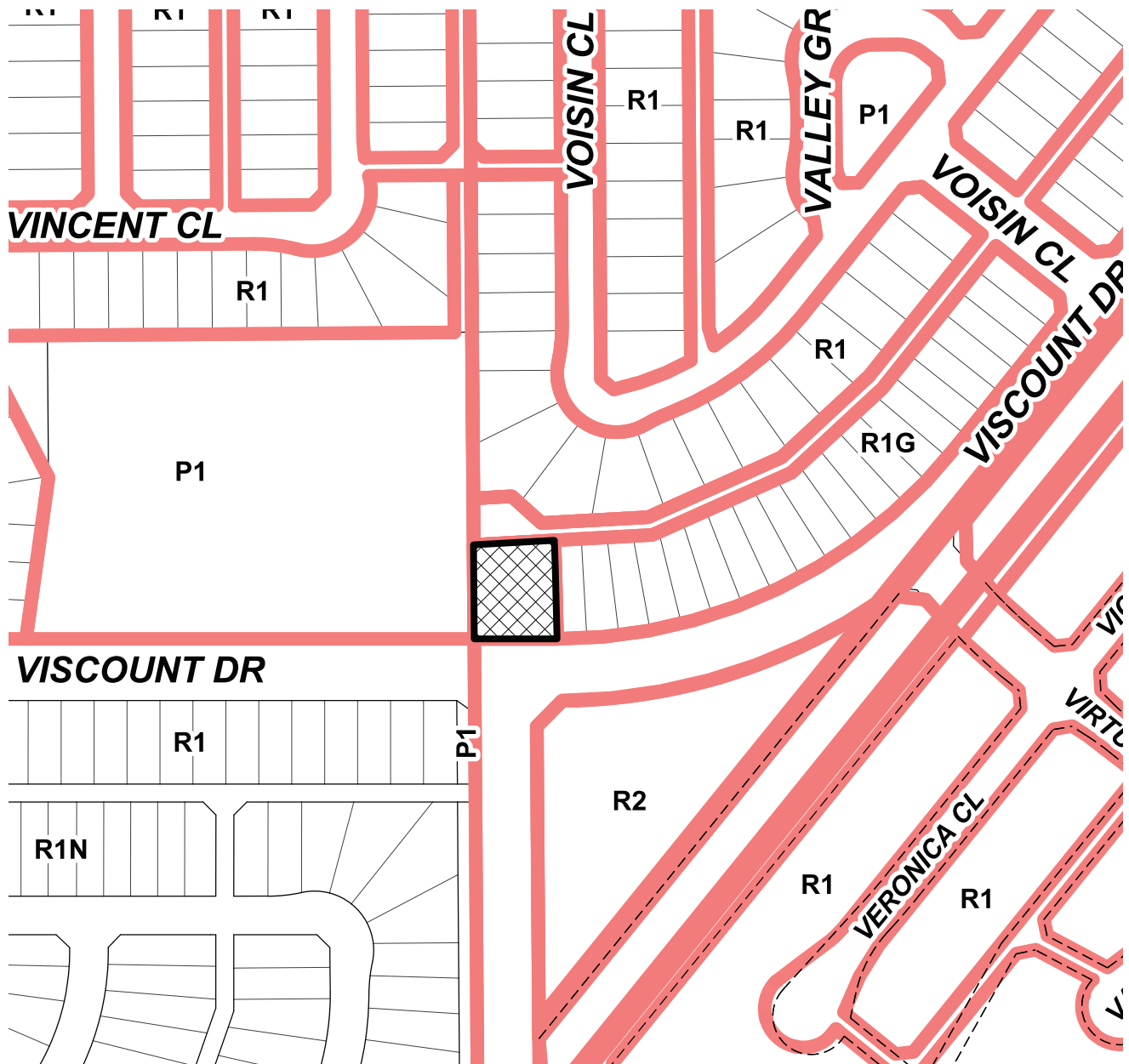
AND SIGNED BY THE MAYOR AND CITY CLERK this day of 2012.

MAYOR

CITY CLERK



Proposed Amendment to Land Use Bylaw 3357/2006



Change District from:

Affected District:



PS to R1G

PS - Public Service District

Proposed Amendment

Map: **18 / 2012**

Bylaw: **3357 / R-2012**

Date: **Oct 15, 2012**

**LAND USE BYLAW AMENDMENT 3357/R-2012
LANCASTER VANIER EAST NEIGHBOURHOOD**

DESCRIPTION: Rezoning of social care site from PS Public Service (Institutional or Government District) to R1G Residential Small Lot District.

FIRST READING: November 13, 2012

FIRST PUBLICATION: November 23, 2012

SECOND PUBLICATION: November 30, 2012

PUBLIC HEARING & SECOND READING: December 10, 2012

THIRD READING: ✓ December 10, 2012

LETTERS REQUIRED TO PROPERTY OWNERS: YES ☒ NO ☐

DEPOSIT: YES ☐ \$ _____ NO ☒

COST OF ADVERTISING RESPONSIBILITY OF: **Melcor Developments**

ACTUAL COST OF ADVERTISING:

\$ 407.04 X 2

TOTAL:

\$ 814.08

~~MAP PREPARATION:~~

GST

\$ 40.70

TOTAL COST:

\$ 854.78

LESS DEPOSIT RECEIVED:

\$ —

AMOUNT OWING/ (REFUND):

\$ —

INVOICE NO.:

306416

BATCH NO.:

1295747

(Advertising Revenue to 180.5901)

**Lancaster Vanier East Neighbourhood
Land Use Bylaw Amendment 3357/R-2012**

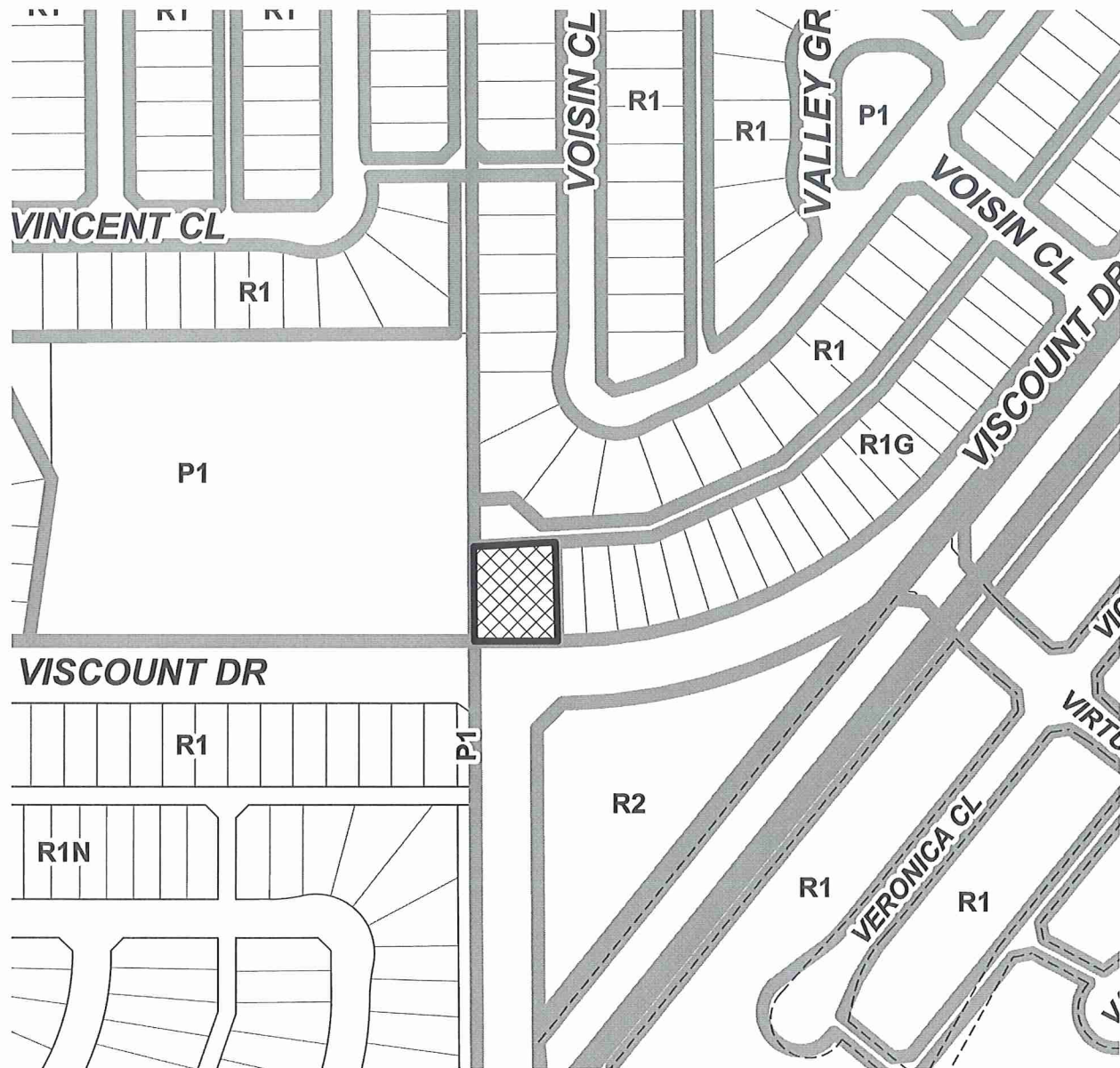
City Council is considering amending the Land Use Bylaw by proposing to rezone 0.1196 ha (hectares) of land from PS (Public Service Institutional District) to R1G (Residential Small Lot) District within the Lancaster Vanier East Neighbourhood Area Structure Plan. This land was identified as a social care site in the Lancaster Vanier East Neighbourhood Area Structure Plan with an alternate use as R1G residential. The social care site (public service site) was advertised for one year, as per the City of Red Deer's Neighbourhood Planning Guidelines and Standards and no interest was shown in developing the site. The site is now proposed to be rezoned to R1G (Residential Small Lots).

(Insert Map here — DM #1279889)

The proposed bylaws may be inspected at Legislative Services, 2nd 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 bylaws at the Public Hearings on **Monday, December 10, 2012** at 6:00 p.m. in Council Chambers, 2nd Floor of City Hall. If you want your letter or petition included on the Council agenda you must submit it to the Manager, Legislative Services by **Tuesday, December 4, 2012**. Otherwise 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 Services at 403-342-8132.

(Publication Dates: November 23 and November 30, 2012)



Change District from:

Affected District:



PS to R1G

PS - Public Service District

Proposed Amendment

Map: 18 / 2012

Bylaw: 3357 / R-2012

Date: Oct 15, 2012

LEGISLATIVE SERVICES

November 14, 2012

«Prime_Owner_Name»

«Owner_Address_1»

«Owner_Address_2», «Owner_Address_3»

«Owner_Address_4_»

Dear Sir/Madam:

**Re: Land Use Bylaw Amendment 3357/R-2012
Rezoning from PS (Public Services Institutional) to RIG (Residential Small Lot)
Lancaster Vanier East Neighbourhood**

Red Deer City Council is considering amending the Land Use Bylaw by proposing to rezone 0.1196 ha (hectares) of land from PS (Public Service Institutional District) to RIG (Residential Small Lot) District within the Lancaster Vanier East Neighbourhood Area Structure Plan. This land was identified as a social care site in the Lancaster Vanier East Neighbourhood Area Structure Plan with an alternate use as RIG residential. The social care site (public service site) was advertised for one year, as per the City of Red Deer's Neighbourhood Planning Guidelines and Standards and no interest was shown in developing the site. The site is now proposed to be rezoned to RIG (Residential Small Lots).

As a property owner in the area of the 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 Services, 2nd Floor of City Hall or for more information contact City of Red Deer Planning Services at 403.406.8700.

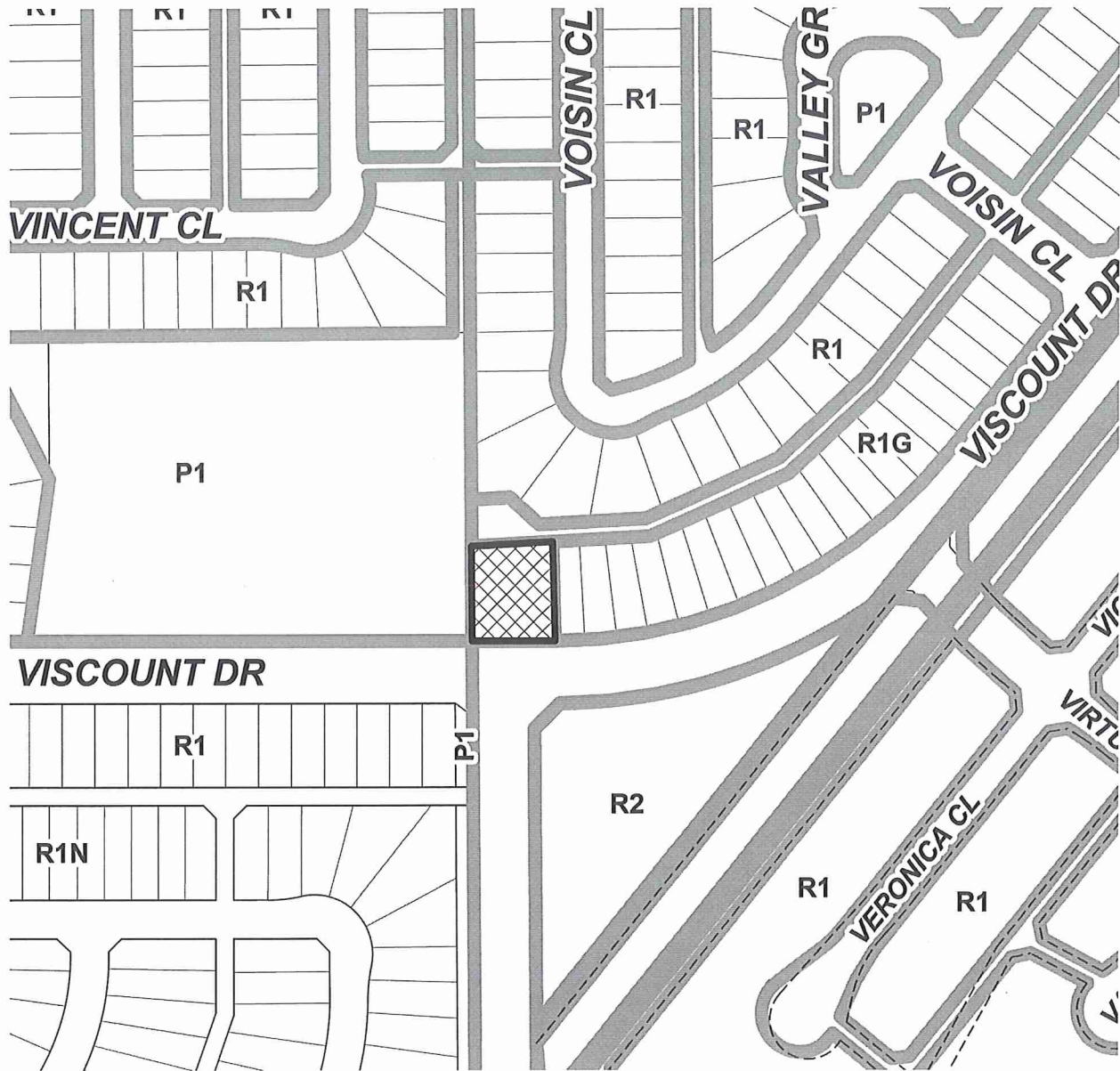
City Council will hear from any person claiming to be affected by the proposed bylaw at a Public Hearing on Monday, December 10, 2012 at 6:00 p.m. in Council Chambers, 2nd Floor of City Hall. If you would like a letter or petition included on the Council agenda it must be submitted to our office by Tuesday, December 4, 2012. 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 Services at 403.342.8132.

Yours truly,



Frieda McDougall
Legislative Services Manager

attach.



Change District from:

Affected District:



PS to R1G

PS - Public Service District

Proposed Amendment

Map: 18 / 2012

Bylaw: 3357 / R-2012

Date: Oct 15, 2012



 [Export Data To Excel](#)

Parcels Touching The Buffer Zone - 100 Metres Around VISCOUNT DR 110

Address	Prime Owner Name	Owner Address 1	Owner Address 2	Owner Address 3	Owner Address 4
60 VISCOUNT DR	THE CITY OF RED DEER	C/O PO BOX 5008	RED DEER, AB T4N 3T4		
79 VISCOUNT DR	ELISHA J M & ANGELA C CAMPBELL	79 VISCOUNT DR	RED DEER, AB T4R 0G4		
80 VISCOUNT DR	THE CITY OF RED DEER	C/O PO BOX 5008	RED DEER, AB T4N 3T4		
83 VISCOUNT DR	BENJAMIN & KIMBERLY TANG	83 VISCOUNT DR	RED DEER, AB T4R 0G6		
87 VISCOUNT DR	SHELDON & HEATHER RURYK	87 VISCOUNT DR	RED DEER, AB T4R 0G6		
91 VISCOUNT DR	TODD L MARSHALL	91 VISCOUNT DR	RED DEER, AB T4R 0G6		
95 VISCOUNT DR	JACK DALLAS WALTER MCCARTHY	95 VISCOUNT DR	RED DEER, AB T4R 0G6		
99 VISCOUNT DR	KEVIN B & KIMBERLEY D WALSH	99 VISCOUNT DR	RED DEER, AB T4R 0G6		
60 VANSO CL	NATHAN D CROWE-SWORDS & JAIMIE CROWER-SWORDS	60 VANSO CL	RED DEER, AB T4R 0G9		
64 VANSO CL	JAIME LYNN ANASTASI	64 VANSO CLOSE	RED DEER, AB T4R 0G9		
68 VANSO CL	ALAN RONALD & MARILYN J HILSABECK	68 VANSO CLOSE	RED DEER, AB T4R 0G9		
70 VANSO CL	THE CITY OF RED DEER	C/O PO BOX 5008	RED DEER, AB T4N 3T4		
72 VANSO CL	JEFFREY KENNETH CONKLIN & DANIELLE LEE RICHARD	72 VANSO CLOSE	RED DEER, AB T3R 0G9		
67 VOISIN CL	MELCOR DEVELOPMENTS LTD	900-10310 JASPER AVE	EDMONTON, AB T5J 1Y8		
27114 595 HWY	HOM FARMS LTD	6-5202 FARRELL AVE	RED DEER, AB T4N 7B5		
126 VISCOUNT DR	1479973 ALBERTA LTD	RR 2 SITE 18 BOX 6	RED DEER, AB T4N 5E2		
106 VISCOUNT DR	MELCOR DEVELOPMENTS LTD	900-10310 JASPER AVE	EDMONTON, AB T5J 1Y8		
110 VISCOUNT DR	MELCOR DEVELOPMENTS LTD	900-10310 JASPER AVE	EDMONTON, AB T5J 1Y8		
114 VISCOUNT DR	MELCOR DEVELOPMENTS LTD	900-10310 JASPER AVE	EDMONTON, AB T5J 1Y8		
118 VISCOUNT DR	MELCOR DEVELOPMENTS LTD	900-10310 JASPER AVE	EDMONTON, AB T5J 1Y8		
122 VISCOUNT DR	BRUCE DALE & LACEY LAVONNE JONAS	122 VISCOUNT DR	RED DEER, AB T4R 0G6		
130 VISCOUNT DR	MELCOR DEVELOPMENTS LTD	900-10310 JASPER AVE	EDMONTON, AB T5J 1Y8		
134 VISCOUNT DR	MELCOR DEVELOPMENTS LTD	900-10310 JASPER AVE	EDMONTON, AB T5J 1Y8		
138			RED DEER, AB		

VISCOUNT DR	UNIQUE ELEVATIONS INC	BOX 1162	T4N 6S6		
142 VISCOUNT DR	MELCOR DEVELOPMENTS LTD	900-10310 JASPER AVE	EDMONTON, AB T5J 1Y8		
146 VISCOUNT DR	MELCOR DEVELOPMENTS LTD	900-10310 JASPER AVE	EDMONTON, AB T5J 1Y8		
154 VISCOUNT DR	LANDMARK HOMES (RED DEER) INC	200-6700 76 ST	RED DEER, AB T4P 4G6		
63 VOISIN CL	MELCOR DEVELOPMENTS LTD	900-10310 JASPER AVE	EDMONTON, AB T5J 1Y8		
31 VOISIN CL	MELCOR DEVELOPMENTS LTD	900-10310 JASPER AVE	EDMONTON, AB T5J 1Y8		
35 VOISIN CL	MELCOR DEVELOPMENTS LTD	900-10310 JASPER AVE	EDMONTON, AB T5J 1Y8		
39 VOISIN CL	MELCOR DEVELOPMENTS LTD	900-10310 JASPER AVE	EDMONTON, AB T5J 1Y8		
43 VOISIN CL	CATHERINE JANET & TWAIN PAUL KORENCHUK	43 VOISIN CLOSE	RED DEER, AB T4R 0M9		
47 VOISIN CL	PLATINUM HOMES & DEVELOPMENTS CORP	5-4669 62 ST	RED DEER, AB T4N 2R4		
51 VOISIN CL	MELCOR DEVELOPMENTS LTD	900-10310 JASPER AVE	EDMONTON, AB T5J 1Y8		
55 VOISIN CL	RALPH WILLIAM & ELISABETH ELLEN TJOSTHEIM	55 VOISIN CLOSE	RED DEER, AB T4R 0M9		
58 VOISIN CL	ED MANNING & SONIA KING	58 VOISIN CLOSE	RED DEER, AB T4R 0M9		
59 VOISIN CL	MELCOR DEVELOPMENTS LTD	900-10310 JASPER AVE	EDMONTON, AB T5J 1Y8		
62 VOISIN CL	ASSET BUILDERS CORP	PO BOX 395	RED DEER, AB T4N 5E9		
103 VISCOUNT DR	DARREN ZAITZ	103 VISCOUNT DR	RED DEER, AB T4R 0G3		
105 VISCOUNT DR	THE CITY OF RED DEER	C/O PO BOX 5008	RED DEER, AB T4N 3T4		
136 VINCENT CL	TREVOR & KRISTA BARAGAR	136 VINCENT CLOSE	RED DEER, AB T4R 0H8		
140 VINCENT CL	WALTER & ANELIA REYNOLDS	140 VINCENT CLOSE	RED DEER, AB T4R 0H8		
144 VINCENT CL	ALAN CHARLES & LANNA NESHIA FERRIS	144 VINCENT CLOSE	RED DEER, AB T4R 0H8		
150 VISCOUNT DR	LANDMARK HOMES (RED DEER) INC	200-6700 76 ST	RED DEER, AB T4P 4G6		

Sonya Parsons

From: PrintRoom
Sent: November 20, 2012 8:57 AM
To: Sonya Parsons
Subject: RE: LUB Amendment Mail Out

Yes, they went out that same day...

Lise Suitor

Mail/Print Room
The City of Red Deer
Lise.Suitor@reddeer.ca

From: Sonya Parsons
Sent: November 20, 2012 8:09 AM
To: PrintRoom
Subject: FW: LUB Amendment Mail Out

Has this gone out?

Sonya

From: Sonya Parsons
Sent: November 14, 2012 2:22 PM
To: PrintRoom
Subject: LUB Amendment Mail Out

Good afternoon ladies.

Attached hereto are the letters to the area residents along with a copy of the map that needs to be included with each letter.

There is no rush on this so if you get it done by end of day Monday that would be fine. Please send me a confirmation when it gets sent out.

Thank you very much.

Sonya Parsons
LGS Board Clerk/
Client Service Support
Legislative & Governance Services
Direct (403) 342-8233

2012/11/20

LEGISLATIVE SERVICES

November 14, 2012

Mr. Gregg Broks
Melcor Developments
502 Parkland Square
4901 – 48 Street
Red Deer, AB T4N 6M4

Dear Mr. Broks:

**Re: Land Use Bylaw Amendment 3357/R-2012
Rezoning PS (Public Service Institutional) to RIG (Residential Small Lot)
Lancaster Vanier East Neighbourhood**

Red Deer City Council gave first reading to *Land Use Bylaw Amendment 3357/R-2012* at the City of Red Deer's Council meeting held Tuesday, November 13, 2012. For your information a copy of the bylaw is attached.

City Council proposes to pass *Land Use Bylaw Amendment 3357/R-2012* which provides for rezoning of 0.1196 hectares of land identified as PS (Public Service Institutional) district to RIG (Residential Small Lot District) within the Lancaster Vanier East Neighbourhood along Viscount Drive.

Council must hold a Public Hearing before giving second and third readings to the bylaws. This office will now advertise for a Public Hearing to be held on Monday, December 10, 2012 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 have any questions or require additional information, please contact me at 403.342.8132.

Sincerely,



Christine Kenzie
Corporate Meeting Coordinator

/attach.

cc: D. Nebozenko, Planning Services

BYLAW NO. 3357/R-2012

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 shown by the cross hatched area in the sketch attached as Land Use District Map 18/2012 to this Bylaw is redesignated from PS Public Service (Institutional or Government) District to R1G Residential (Small Lot) District.
- 2 That "Land Use District Map R10" contained within "Schedule A" of the Land Use Bylaw is hereby amended in accordance with Land Use District Map 18/2012 attached hereto and forming part of this bylaw.

READ A FIRST TIME IN OPEN COUNCIL this 13th day of November 2012.

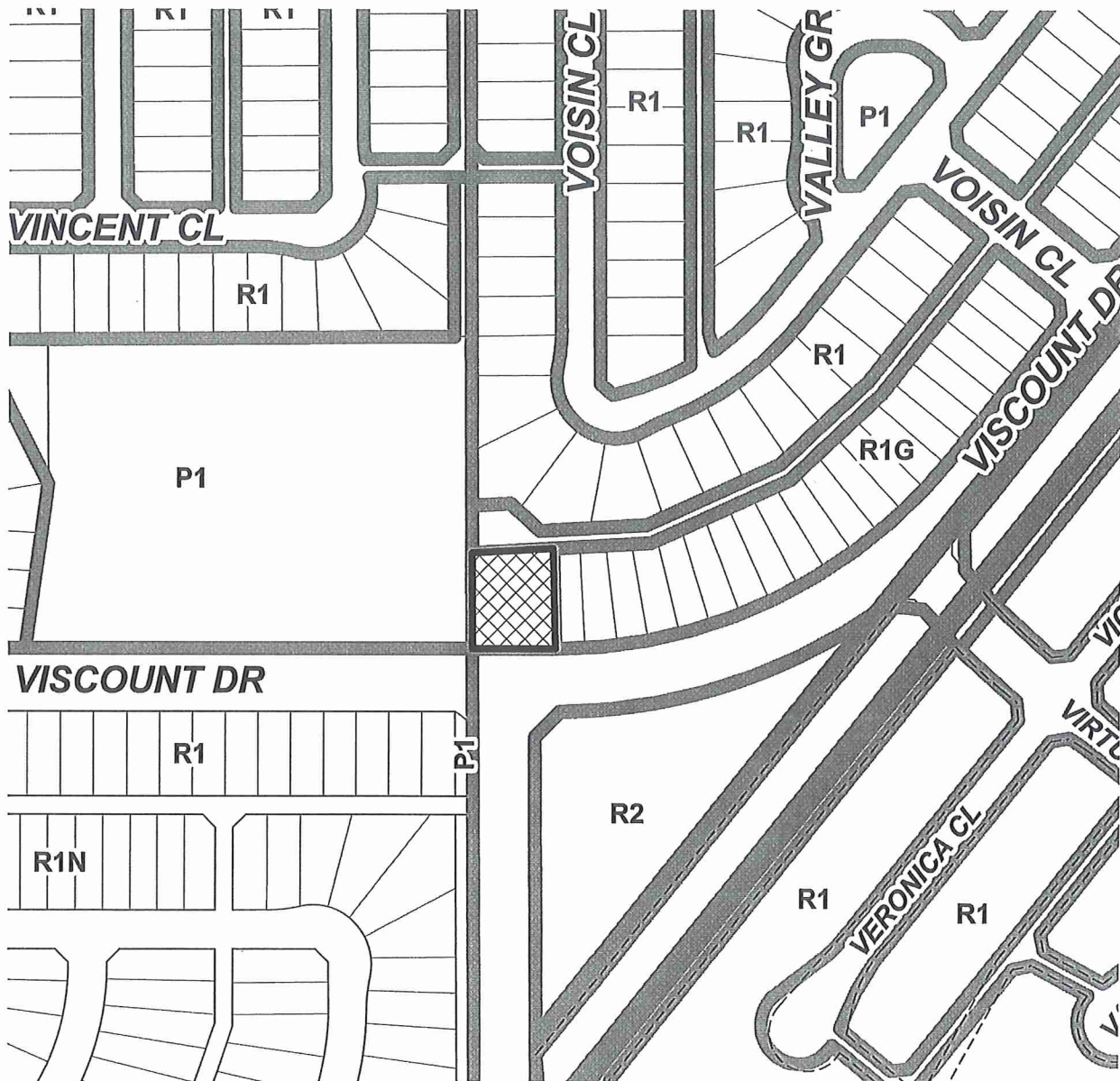
READ A SECOND TIME IN OPEN COUNCIL this day of 2012.

READ A THIRD TIME IN OPEN COUNCIL this day of 2012.

AND SIGNED BY THE MAYOR AND CITY CLERK this day of 2012.

MAYOR

CITY CLERK



Change District from:

Affected District:



PS to R1G

PS - Public Service District

Proposed Amendment

Map: **18 / 2012**

Bylaw: **3357 / R-2012**

Date: **Oct 15, 2012**

FILE COPY



LEGISLATIVE SERVICES

December 14, 2012

Mr. Guy Pelletier, Vice President, Red Deer Region
Melcor Developments
502, 4901-48 Street
Red Deer, AB T4N 6M4

Dear Mr. Pelletier:

**Re: Council Decision – December 10, 2012
Land Use Bylaw Amendment within Lancaster Vanier East NASP
Rezoning from PS to RIG**

At the Monday, December 10, 2012 Red Deer City Council Meeting, Council gave second and third reading to Land Use Bylaw Amendment 3357/R-2012, a bylaw to allow for rezoning 0.1196ha of land identified as PS (Public Service Institutional) to RIG (Residential Small Lot) within the Lancaster Vanier East Neighbourhood Area Structure Plan. A copy of the bylaw is attached.

If you have any questions regarding this matter, please contact Dayna Nebozenko, Planner at 403.406.8703.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Frieda McDougall'.

Frieda McDougall
Legislative Services Manager

/attach

c: Dayna Nebozenko, Planner, Planning Services

DM 1305657



Council Decision – December 10, 2012

DATE: December 12, 2012
TO: Tara Lodewyk, Planning Department Manager
FROM: Frieda McDougall, Legislative Services Manager
SUBJECT: Land Use Bylaw Amendment 3357/R-2012

Reference Report:

Planning department, dated October 24, 2012

Bylaw Reading:

At the Monday, December 10, 2012 Red Deer City Council Meeting, Council gave second and third reading to Land Use Bylaw Amendment 3357/R-2012, a bylaw to allow for rezoning 0.1196ha of land identified as PS (Public Service Institutional) to RIG (Residential Small Lot) within the Lancaster Vanier East Neighbourhood Area Structure Plan. A copy of the bylaw is attached.

Report back to Council: No

Comments/Further Action:

Legislative Services will follow up with distribution of the consolidated copy of the bylaw in due course.

A handwritten signature in blue ink, appearing to read 'Frieda McDougall'.

Frieda McDougall
Legislative Services Manager
/attach

c: Director of Planning Services
Client Services Support



November 27, 2012

Notice of Motion

Councillor Paul Harris – Re: RCMP Contract

Legislative Services

Report Summary & Recommendation:

This Notice of Motion was introduced at the Tuesday, November 13, 2012 Regular Council Meeting by Councillor Harris and was tabled for 2 weeks at the Monday, November 26, 2012 Council Meeting. It is now being re-submitted for Council's consideration.

Proposed Resolution

Resolved that Council of The City of Red Deer hereby agrees to lift from the table consideration of the Notice of Motion submitted by Councillor Paul Harris regarding the RCMP Contract.

WHEREAS Council of The City of Red Deer through its 2011 Strategic Plan, From Strength to Strength, has provided direction to enable and promote a safer community and policing being one of six major focus areas; and

WHEREAS Red Deer City Council establishes an annual operating budget of which 9.516% is dedicated to the delivery of municipal policing services representing one of the largest expenditure of tax supported dollars; and

WHEREAS The City of Red Deer conducted a review of the delivery of policing services in October 2011 and made the decision at the City Council meeting of October 3, 2011 to maintain the Service Delivery Model through the RCMP, rather than establishing its own municipal force; and

WHEREAS the financial figures and future projections on which Council based its decision have changed substantially including changes to the RCMP contract which will require an additional taxpayer contribution of \$1,170,000; and

WHEREAS Council of The City of Red Deer has been working to define and improve service levels in core and support services which may further increase the costs of policing;



NOW THEREFORE BE IT RESOLVED that Council of The City of Red Deer direct that a review of recommendations and outcomes of the current policing service delivery model be undertaken to determine if the model is still appropriate, cost effective, and represents the best service for the tax dollars available.



Report Originally Submitted
to the Monday, November 26,
2012 Council Meeting

November 14, 2012

Notice of Motion

Councillor Paul Harris – Re: RCMP Contract

Legislative Services

Report Summary & Recommendation:

This Notice of Motion was introduced at the Tuesday, November 13, 2012 Regular Council Meeting by Councillor Harris and is being submitted for Council's consideration.

City Manager Comments:

I have no problem in reviewing the assumptions regarding options for police service delivery as we work through the RCMP Business Plan for the next three years which is planned to include clear and measurable service levels together with related cost implications.

Craig Curtis
City Manager

Proposed Resolution

WHEREAS Council of The City of Red Deer through its 2011 Strategic Plan, From Strength to Strength, has provided direction to enable and promote a safer community and policing being one of six major focus areas; and

WHEREAS Red Deer City Council establishes an annual operating budget of which 9.516% is dedicated to the delivery of municipal policing services representing one of the largest expenditure of tax supported dollars; and

WHEREAS The City of Red Deer conducted a review of the delivery of policing services in October 2011 and made the decision at the City Council meeting of October 3, 2011 to maintain the Service Delivery Model through the RCMP, rather than establishing its own municipal force; and

WHEREAS the financial figures and future projections on which Council based its decision have changed substantially including changes to the RCMP contract which will require an additional taxpayer contribution of \$1,170,000; and



WHEREAS Council of The City of Red Deer has been working to define and improve service levels in core and support services which may further increase the costs of policing;

NOW THEREFORE BE IT RESOLVED that Council of The City of Red Deer direct that a review of recommendations and outcomes of the current policing service delivery model be undertaken to determine if the model is still appropriate, cost effective, and represents the best service for the tax dollars available.

Report Details

Background:

At the Tuesday, November 13, 2012 Council Meeting, Councillor Paul Harris introduced the following Notice of Motion regarding the RCMP Contract:

WHEREAS Council of The City of Red Deer through its 2011 Strategic Plan, From Strength to Strength, has provided direction to enable and promote a safer community and policing being one of six major focus areas; and

WHEREAS Red Deer City Council establishes an annual operating budget of which 9.516% is dedicated to the delivery of municipal policing services representing one of the largest expenditure of tax supported dollars; and

WHEREAS The City of Red Deer conducted a review of the delivery of policing services in October 2011 and made the decision at the City Council meeting of October 3, 2011 to maintain the Service Delivery Model through the RCMP, rather than establishing its own municipal force; and

WHEREAS the financial figures and future projections on which Council based its decision have changed substantially including changes to the RCMP contract which will require an additional taxpayer contribution of \$1,170,000; and

WHEREAS Council of The City of Red Deer has been working to define and improve service levels in core and support services which may further increase the costs of policing;

NOW THEREFORE BE IT RESOLVED that Council of The City of Red Deer direct that a review of recommendations and outcomes of the current policing service delivery model be undertaken to determine if the model is still appropriate, cost effective, and represents the best service for the tax dollars available.



Discussion:

The Notice of Motion is submitted for Council's consideration.

DATE: December 12, 2012
TO: Greg Scott, Director of Community Services
FROM: Frieda McDougall, Legislative Services Manager
SUBJECT: Notice of Motion – Councillor Paul Harris re: RCMP Contract

Reference Report:

Legislative Services, dated November 27, 2012

Resolution:

The following resolution was defeated during the Regular Council meeting held on Monday, December 10, 2012:

WHEREAS Council of The City of Red Deer through its 2011 Strategic Plan, From Strength to Strength, has provided direction to enable and promote a safer community and policing being one of six major focus areas; and

WHEREAS Red Deer City Council establishes an annual operating budget of which 9.516% is dedicated to the delivery of municipal policing services representing one of the largest expenditure of tax supported dollars; and

WHEREAS The City of Red Deer conducted a review of the delivery of policing services in October 2011 and made the decision at the City Council meeting of October 3, 2011 to maintain the Service Delivery Model through the RCMP, rather than establishing its own municipal force; and


WHEREAS the financial figures and future projections on which Council based its decision have changed substantially including changes to the RCMP contract which will require an additional taxpayer contribution of \$1,170,000; and

WHEREAS Council of The City of Red Deer has been working to define and improve service levels in core and support services which may further increase the costs of policing;

NOW THEREFORE BE IT RESOLVED that Council of The City of Red Deer direct that a review of recommendations and outcomes of the current policing service delivery model be undertaken to determine if the model is still appropriate, cost effective, and represents the best service for the tax dollars available.

Council Decision Letter – Notice of Motion re: RCMP Contract
December 12, 2012
Page Two

Report back to Council: No



Frieda McDougall
Legislative Services Manager

/attach

c: Councillor Paul Harris
Director of Corporate Services
RCMP Superintendent
Financial Services Manager



December 7, 2012

Midblock Crosswalk Requests: Orr Drive in front of Parkland CLASS Building and on Barrett Drive at Bower Mall Entrance

Engineering Services

Report Summary & Recommendation:

Engineering Services Department has received and reviewed the need for the installation of midblock crosswalks on Orr Drive at Parkland Class Building and Barrett Drive across from Bower Mall Entrance. It has been Engineering's long standing position that the safest location for a pedestrian who wishes to cross a roadway is at an intersection. Both requests do not meet current Council Policy and are not recommended for installation.

However, if Council feels that a pedestrian with disabilities may face difficulty walking down to the nearest legal crosswalk at the north or south intersection, Council may direct Engineering to install a marked crosswalk at the Parkland Class location. The recommended crosswalk suggested by Engineering is a signed & marked crosswalk with curb extensions and solar power side-mounted amber flashers on the north leg of the driveway. A conceptual sketch is shown in Attachment 'D'. If the Parkland CLASS office vacates the building (6332 Orr Drive) in future, The City will remove the crosswalk. This work could be performed from the available unused budget from the approved 2012 Capital Budget for item noted as Traffic Signal – Budget for One Possible Location - available budget \$194,000.

Engineering further recommends that a review of the current Council Policy be undertaken to review the addition of midblock crosswalks to meet future needs of pedestrian crossings, and review the addition of alternative treatments including flashing amber pedestrian crossing signals to the half traffic signals currently permitted. This work would be undertaken after the design charter is complete so that its findings are considered. A report will be brought to Council by the end of December 2013.



City Manager Comments:

There has been representation to the City that persons with disabilities are having difficulty crossing Orr Drive from the transit stop on the east to the Parkland Class Offices on the west. To accommodate this special circumstance, I support the installation of a pedestrian crossing in this location. Funding is available in the 2012 capital budget for a crosswalk at a "location to be determined." I view this in a similar way to the need for a crosswalk on Ross Street at Coronation/Barrett Park, which is also a special case.

Regarding the Barrett Drive at Bower Mall crossing, I support the recommendation of administration to not install the midblock crosswalk.

Further, I agree that the current policy should be amended to allow mid-block crossings in special cases. Following the completion of the Design Charter in 2013 a report is to be brought back to Council by the end of December 2013.

Proposed Resolution

Resolved that Council of The City of Red Deer, having considered the report from the Engineering Services department dated December 7, 2012, Midblock Crosswalk Requests: Orr Drive in front of Parkland CLASS Building and on Barrett Drive at Bower Mall Entrance hereby directs that:

- 1) no further action be taken for the Barrett Drive at Bower Mall Entrance midblock crosswalk; and
- 2) administration to install a midblock marked crosswalk at the Parkland CLASS location as noted in Attachment D of the report. This work could be performed from the available unused budget from the approved 2012 Capital Budget for item noted as Traffic Signal – Budget for One Possible Location.



Report Details

Background:

In June 2012, a citizen request was received by the Engineering Services Department for a signed & marked crosswalk or pedestrian lighting system on Orr Drive in front of Parkland CLASS Building (6332 Orr Drive). The request was turned down by the Engineering Services Department based on the rationale that the proposed crosswalk would be located midblock, and the Council Policy Pedestrian Crosswalk Delineation (4317-C) does not provide a crosswalk installation procedure for midblock. It has been Engineering's long standing position that the safest location for a pedestrian who wishes to cross a roadway is at an intersection. Engineering has deterred the installation of midblock crossings based on past discussions and interpretation of approvals of Council Policy. The Engineering Services Department has been requested to review the request again and evaluate options beyond current Council Policy that may satisfy safe crossing of persons with disabilities at this location.

In March, 2012, a similar request from a citizen was received for a signed & marked crosswalk on Barrett Drive at the Bower Mall entrance north of Bennett Drive. The request was turned down by the Engineering Department based on the same rationale as noted above. Engineering has been requested to bring this request forward to seek Council's direction at this location.

Discussion:

Relevant Legislation

The Highway Traffic Safety Act (Section 1) states the followings:

"Intersection means the area embraced within the prolongation or connection of

- (i) the lateral curb lines, or*
- (ii) if there are not any lateral curb lines, the exterior edges of the roadways,*

of 2 or more highways which join one another at an angle whether or not one highway crosses the other."

and

"Crosswalk means

- (i) that part of a roadway at an intersection included within the connection of the lateral line of the sidewalks on opposite sides of the highway measured from the curbs or, in the absence of curbs, from the edges of the roadway, or*
- (ii) any part of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by signs or by lines or by other markings on the road surface."*



From the above, the following applicable information is concluded:

1. A crosswalk exists at an intersection of two roadways regardless of signs, markings or signal devices.
2. There is no crosswalk implied at a location on a roadway where a driveway intersects a city street other than at locations where two city streets intersect;
3. A crosswalk can be developed at locations other than intersections but require signs, lines or markings on the road surface.

Council Policy

The City Policy 4317-C Pedestrian Crosswalk Delineation (Attachment 'A') which was approved by Council on March 11, 2002 provides a procedure to install the pedestrian crossing treatments (signed & marked crosswalk, pedestrian signals, Over/Under Bridge Structure) at signalized and un-signalized intersections which are connecting a sidewalk or trail system to a significant pedestrian traffic generator, such as commercial centers, coliseums, schools, parks, recreational facilities, hospitals, and nursing homes. The policy does not provide any guidelines for installation of pedestrian crossing treatments at midblock.

Based on the Department records, in 1992 Council Policy was approved that reflects clear guidance for the installation of marked crosswalks within the City. The Policy intent was to establish a network of safer and continuous crossing routes for pedestrian travel. The content clearly stated that crosswalk marking and signage warrant be limited to intersections only. As a result of the decision, painting of crosswalks not meeting warrant was discontinued. Although the number is not known, it is understood that some midblock crossings were abandoned.

In 1998 Council approved the Pedestrian Signal Warrants. Among other things, the warrant gives direction for the application of crosswalk signs, marking and signals of Major Pedestrian Corridors. The warrant goes on to state that all crossings shall be at an intersection and not midblock.

Upon reviewing the history of Council Policy and associated Engineering reports, it is felt that the current Policy is silent on midblock crossings based on continuous support from past Council's that designated crosswalks should be reserved for intersections only.

Other Manuals

Pedestrian Crossing Control Manual published by Transportation Association of Canada (TAC) provides a warrant procedure to determine the need of pedestrian crossing treatment (signed & marked crosswalk, pedestrian amber flasher crosswalk, half signal) at intersection and midblock of a roadway. The warrant is based on the principle that pedestrian delay is the most critical factor in determining the need for traffic control improvements and pedestrian crossing opportunities are calculated; more information is provided in Attachment 'C'. The details of the TAC warrant is the basis of current Council Policy and has recently been discussed with Council as part of the consideration to signalize Coronation Park/Ross Street pedestrian crossing and will not be reviewed further here.

The TAC warrants for installation of signs, markings or signals are the same for both mid-block crossing as well as unsignalized intersections.

**Current Practice**

Notwithstanding Council Policy, presently, there are about ten midblock crosswalks in the City. The locations are shown in Attachment 'B'. One of the locations was installed prior to the 1992 Council Policy, some part of safe routes to school, and five constructed in residential neighborhoods as outlined in NASP. Most constructed since 2001.

With the advancement of new neighbourhood planning designing objectives such as linear parks, as opposed to large central parks and more connective neighborhoods through neighbourhood trails, midblock crossings have been approved. Engineering does work with the Planning Department and the developers to avoid midblock crossings in general, but where unavoidable, have tried to balance connectivity needs with the safety of users and have tried to limit location to local roadways where speeds are slower, sightlines are adequate, crossing points are obvious and crossing meets the expectation of the motorists.

Engineering expects with the direction of the design charter and the resultant neighbourhood plans; there will be more pressure to permit midblock crossings in neighbourhoods. Engineering recommends that a review be undertaken for the purpose of researching best practices with the intent of amending current Council Policy to meet future needs of pedestrian crossings. At the same time, given recent discussions with Council, it would be an ideal time to evaluate the use of flashing amber pedestrian crossing signals as opposed to the half set of standard traffic signals only permitted in current Council Policy.



Analysis:

Engineering reviewed both of the requests for crossing in detail and found the following:

- The locations in both requests are at private driveways on a public roadway; the locations are technically considered midblock locations as per Traffic Safety Act definitions discussed above. The City Policy 4317-C Pedestrian Crosswalk Delineation does not permit the installation of signed and marked crosswalk.
- If marked crosswalks were permitted by Council Policy, it would be appropriate to evaluate their need according to the Policy warrant analysis which is also based on TAC warrant analysis.
- It is expected that if actual counts were undertaken at the two crossing locations, no pedestrian crossing treatment would be warranted at this time. Due to the timing of this report, representative pedestrian crossing data is not available. Hence, a signed and marked crosswalk is not warranted on Barrett Drive at Bower Mall entrance.
- On Orr Drive, the request for a marked crosswalk is made to provide a marked crosswalk for those pedestrians that use transit services to access the Parkland CLASS building. The Transit Department indicates approximately thirty-five passengers per day get on and off at the bus stop in front of Parkland CLASS. Assuming as unlikely as it is, that all thirty-five passengers are required to cross Orr Drive throughout the day, the minimum 15 pedestrians per hour required for signed and marked crosswalk is not met.



- The requested crossing locations were also evaluated for other factors that are considered when determining the need for marked crosswalks. As seen in Table I, neither of the two locations meets the warrants.

Table I

	Minimum conditions	Parkland CLASS (6332 Orr Drive)	Bower Mall Entrance on Barrett Drive
Safe Stopping Sight Distance (From how far a motorist can see crosswalk location)	Should be less than 65 meter	NB Motorist=91 meter SB Motorist=93 meter	NB Motorist=92 meter SB Motorist=94 meter
Distance from the nearest crosswalk	Should be greater than 200 meter	Unmarked crosswalk on north intersection= 222 meter, Unmarked crosswalk on south intersection= 158 meter	Marked crosswalk on north intersection= 118 meter, Unmarked crosswalk on south intersection= 145 meter
Collisions		None	None
Past Public Requests		None	None
<i>Conclusion: The above data analysis demonstrates that the visibility of the crossing locations in the requests is adequate to motorist.</i>			

Other Requests for Midblock Crosswalks

The Engineering Department does not track the number of midblock crosswalks from that of intersection crosswalk requests; however, it is felt that there is a relatively low number compared to intersection crosswalk requests. This low volume is attributed to the efforts of Engineering staff over the years who when reviewing new neighbourhood plans have worked with developers to relocate and redirect pedestrian facilities to intersections for the most appropriate and safest crossing location.

As a summary, Engineering staff discourages midblock crosswalks in the city because unjustified or poorly located marked crosswalks may, and often do, have the following effects:

- Increase accident frequency by lulling both pedestrians and drivers into a false sense of security.
- Cause the pedestrian to think that the motorist can and will stop in all cases, even when it is impossible to do so.
- Create general disrespect for all traffic control devices and result in unnecessary installation and maintenance costs.
- Cause a greater number of rear-end and associated collisions due to pedestrians not waiting for adequate gaps in traffic.
- Midblock is not the normal place for pedestrians to cross a road. Motorists usually do not expect pedestrians to come out midblock. They expect pedestrians to cross at an intersection. Therefore, an intersection crossing gives the least surprise and is safer.



- Two painted crosswalk lines do not provide protection against an oncoming vehicle, and the real burden of safety has to be on the pedestrian to be alert and cautious while crossing any street.
- Often sightlines are poor due to parked vehicles on either side of the crosswalk and pedestrians unexpectedly appear in driving lanes, this is exacerbated when lines are snow covered.
- Midblock crosswalks are not desirable on multi lane roadways as side mounted signs can be blocked, or markings are covered or pedestrians are not visible or a lead car blocks the sight lines of the trailing car all resulting in undesirable exposure to the vulnerable road user.

Alternative Solution

As per the prior discussion within this report, administration does not recommend a crosswalk at the Bower Mall Entrance on Barrett Drive.

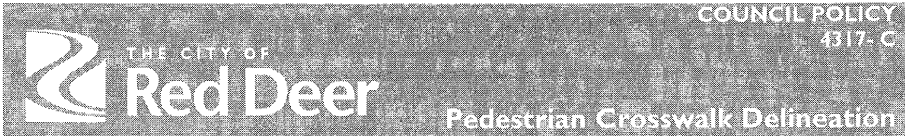
A midblock crosswalk is not warranted on Orr Drive at the bus stop in front of Parkland CLASS. This is based on both current Council Policy as well as nationally accepted TAC warrant analysis. However, if Council feels that a pedestrian with disabilities may face difficulty walking down to the nearest legal crosswalk at the north or south intersections - see attached figure, Council may direct Engineering to install a marked crosswalk at this location. The recommended crosswalk suggested by Engineering is a signed & marked crosswalk with curb extensions and solar power side-mounted amber flashers on north leg of the driveway. A conceptual sketch is shown in Attachment 'D' and the work is estimated at \$67,000. If the Parkland CLASS office vacates the building (6332 Orr Drive) in future, The City will remove the crosswalk.

Financial Implications:

If Council directs Engineering to install a midblock crosswalk as recommended as an alternative solution, Engineering could use the available budget from the approved 2012 Capital Budget for item noted as Traffic Signal – Budget for One Possible Location, available budget \$194,000.



Attachment ‘A’



Purpose:

This policy is intended to provide direction to the Administration to consider when there is a need to provide pedestrian crosswalk delineation over and above what is provided for in the Use of Highway and Rules of the Road Regulation of the Provincial Traffic Safety Act Definitions Part 1(1).

Policy Statement(s):

- 1. Pedestrian signs, pavement markings, signals, or overpass structures when warranted, shall be installed according to the recommendations in the Manual of Uniform Traffic Control Devices of Canada.
- 2. To determine the conditions and the level of delineation (marking) that Council will consider at pedestrian crosswalk locations, the following criteria will be used.
 - a. The availability of funding.
 - b. The priority relative to other potential locations for enhanced delineation.
 - c. The presence of a pedestrian corridor or a preferred route or direct walkway.
 - d. Pedestrian visibility and motorist sight distance.
 - e. The safety/accident record.
 - f. The classification of roadway.
 - g. The numbers of vehicle travel lanes and volume of vehicles.
 - h. The posted speed limit.
- 3. The parameters for pedestrian enhancement consideration are set out in the following table:

Delineation Type	Legal Speed Limit	Road Type	Number of Through Lanes	Distance to Nearest Signal	Visibility	Pedestrian Delay and Accidents	Pedestrian Corridor
Painted Lines	All	All	All	Installed at all signalized locations.	Poor to Good	Not applicable	N/A



Delineation Type	Legal Speed Limit	Road Type	Number of Through Lanes	Distance to Nearest Signal	Visibility	Pedestrian Delay & Accidents	Pedestrian Corridor
Painted Lines and Standard Pedestrian Symbol Signs	Up to 60 km/hr	All	All	More than 200 m	Good	Not applicable	Yes
Painted Lines and Standard Pedestrian Symbol Signs and Advanced Warning Pedestrian Symbol Signs	Up to 60 km/hr	All	All	More than 200 m	Poor	Not applicable	Yes
MUTCD Approved Red/Amber/Green full or half traffic signal	Up to 80 km/hr	Arterial or Collector	All	More than 400 m	Poor to Good	More than 30 second average pedestrian delay or more than three pedestrian accidents over a three-year period.	Yes
Over/Under Bridge Structure	Up to 80 km/hr	Arterial Expressway	All	More than 200 m	Poor to Good	Subject to a detailed pedestrian demand and site circumstance survey.	Yes

Definitions:

Pedestrian Corridor Connecting a sidewalk or trail system to a significant pedestrian traffic generator, such as commercial centers, coliseums, schools, parks, recreational facilities, hospitals, and nursing homes.

**Scope/Application:**

Engineering staff will use this policy to assess City locations without pedestrian signal equipment and determine the appropriate pedestrian crosswalk or crossing facility to install, if any. Furthermore, staff will exercise sound engineering judgement in determining which particular side of an intersection warrants a pedestrian crosswalk or crossing facility based on factors such as traffic and pedestrian volumes, sidewalks, bus stops or other relevant site characteristics.

Authority/Responsibility to Implement:

The City Manager has the authority to implement this policy and ensure the policy requirements are met and updated as required.

References/Links:

1. Manual of Uniform Traffic Control Devices for Canada, Fourth Edition
2. Pedestrian Crossing Control Manual, published by the Transportation Association of Canada (TAC) in March 1998.

Inquiries/Contact Person:

Engineering Services Manager, Engineering Services

Document History:

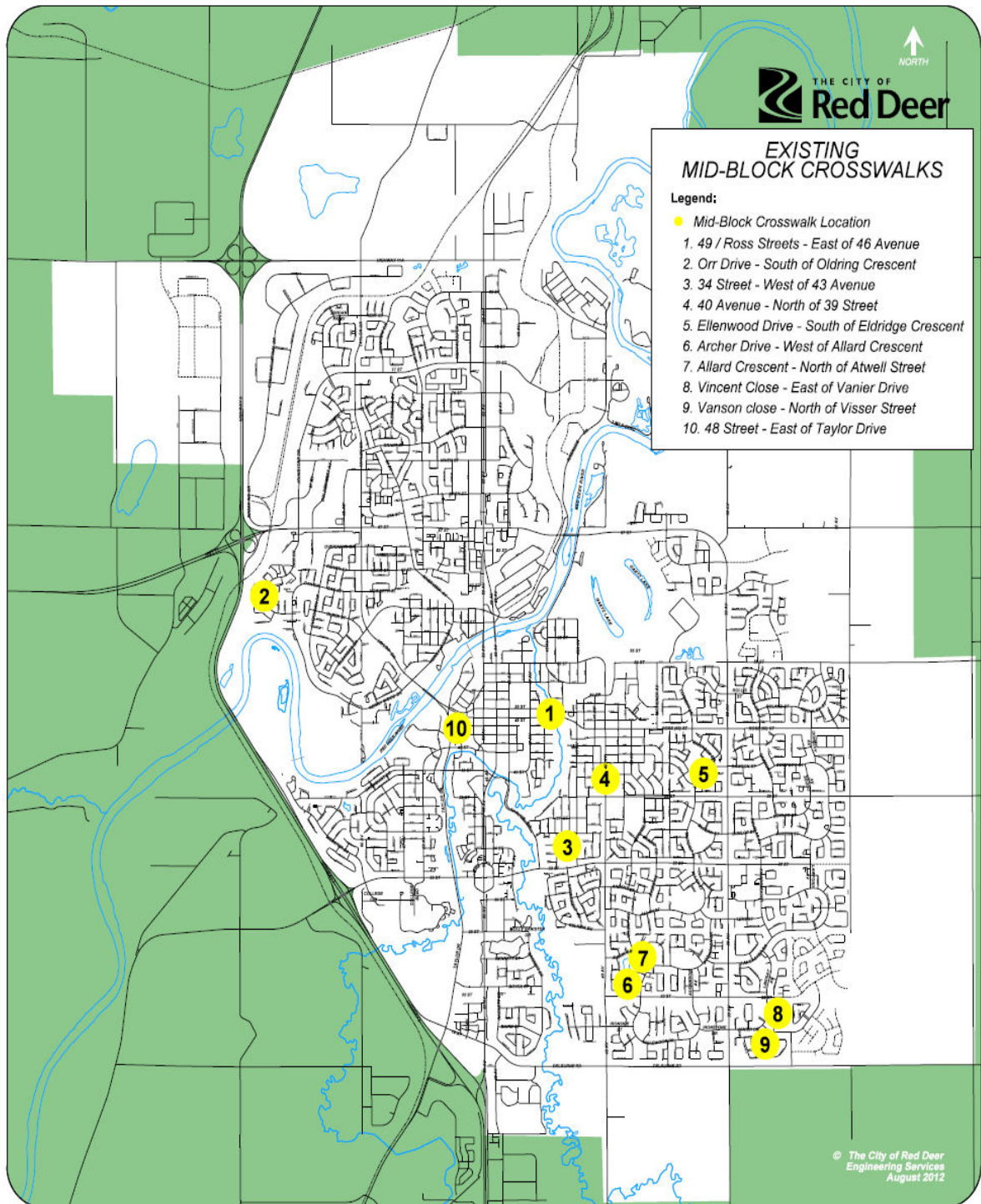
Approved: March 11, 2002
Revised: June 29, 2009



Attachment 'B'

Existing Midblock Crosswalks

No	Location		Existing Traffic Control Devices	Connection	Posted Speed Limit by the crosswalk	Road Classification	School or Playground Zone	Year of Installation	
1	49 / Ross Streets	East of 46 Avenue	Crosswalk signs and markings	Trail system	50 Km/h	Arterial	None	1992	Installed before the current crosswalk policy adopted
2	Orr Drive	South of Oldring Crescent	Bulbing with crosswalk signs and markings	Trail system	30 Km/h	Collector	Playground Zone	2006	Part of Subdivision Design
3	34 Street	West of 43 Avenue	Crosswalk signs and markings	Mountview School	30 Km/h	Local	School and Playground Zone	2000	In front of School building, Supervised by School Staff
4	40 Avenue	North of 39 Street	Crosswalk signs and markings	Eastview Middle School	30 Km/h	Arterial	School Zone	2001	NA
5	Ellenwood Drive	South of Eldridge Crescent	Crosswalk signs and markings	Shale path to playground	30 Km/h	Collector	Playground Zone	2002	NA
6	Archer Drive	West of Allard Crescent	Bulbing, paving stone crosswalk with signs and markings	Trail system	50 Km/h	Local	None	2002	Part of Subdivision Design
7	Allard Crescent	North of Atwell Street	Bulbing, paving stone crosswalk with signs and markings	Trail system	50 Km/h	Local	None	2002	Part of Subdivision Design
8	Vincent Close	East of Vanier Drive	Bulbing, with crosswalk signs and markings	Trail system	50 Km/h	Local	None	2007	Part of Subdivision Design
9	Vanson Close	North of Visser Street	Bulbing, with crosswalk signs and markings	Trail system	50 Km/h	Local	None	2006	Part of Subdivision Design
10	48 Street	East of Taylor Drive	Raised crosswalk with paving stones, signs and markings	Neighborhood Park	50 Km/h	Local	Playground Area	2001	Part of Kid Pool Design



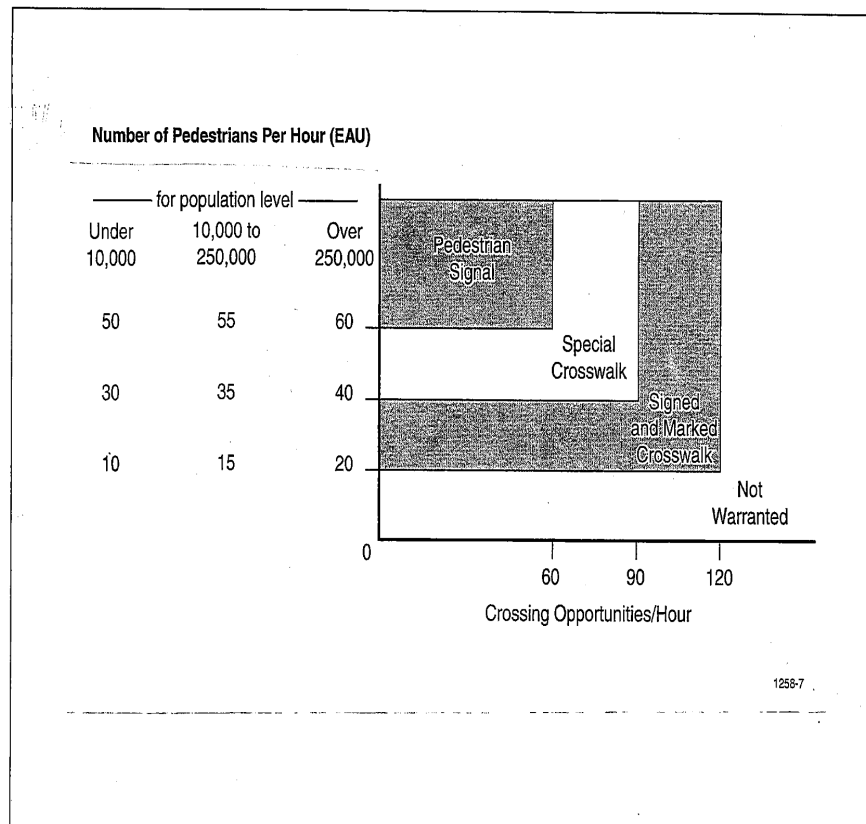


Attachment 'C'

The Transportation Association of Canada (TAC)
Pedestrian Crossing Control Manual

The TAC Pedestrian Crossing Control Manual is used as a tool to determine which type of pedestrian crossing treatment may be warranted on a roadway location. The warrant is based on the principal that pedestrian delay is the most critical factor in determining the need for traffic control improvements. Since pedestrian delay is difficult to measure, pedestrian crossing opportunities are used in the warrant. Crossing opportunities are calculated by completing the following steps:

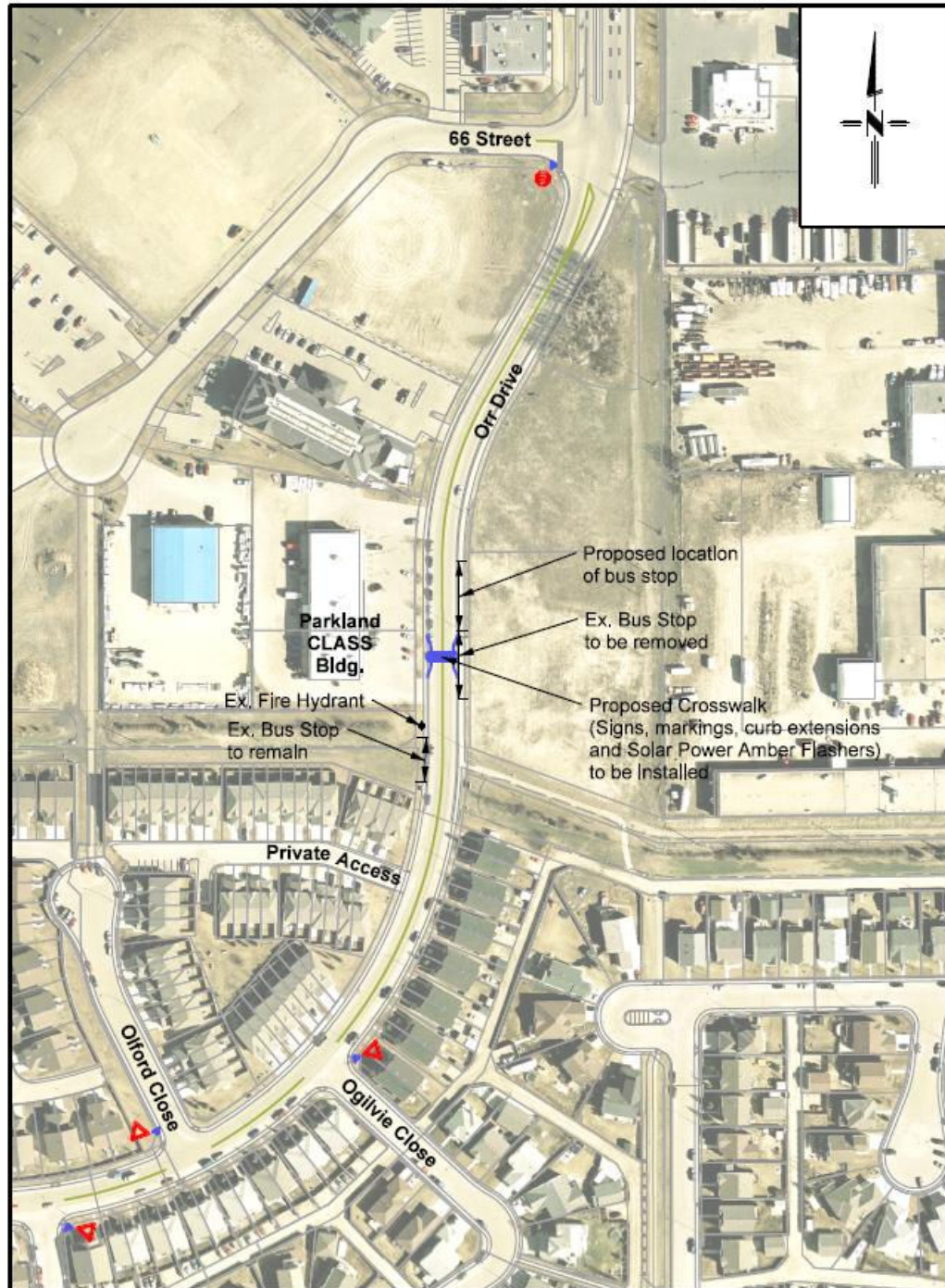
1. Determine crossing distance curb to curb for the pedestrians crossing the main street.
2. Using a walking speed of 1.2 metres per second and determine the amount of time a pedestrian requires to cross the main street.
3. Complete a gap study which measures the amount of time (gap) between each vehicle in the intersection during the pedestrian peak hour.
4. Based on the gap study information, determine how many gaps meet the minimum crossing time duration for intersection. This number is equal to the number of crossing opportunities.





Attachment 'D'

Conceptual Design of Pedestrian Crossing Treatment in front of Parkland CLASS Building on Orr Drive





LEGISLATIVE SERVICES

December 14, 2012

Mr. Sam Denham
3314 - 44 A Avenue
Red Deer, AB T4N 3J8

Dear Mr. Denham:

**Re: Council Decision – December 10, 2012
Midblock Crosswalk Requests: Orr Drive in front of Parkland CLASS Building
and on Barrett Drive at Bower Mall Entrance**

The following resolution was passed at the Monday, December 10, 2012 regular meeting of Red Deer City Council:

Resolved that Council of The City of Red Deer, having considered the report from the Engineering Services department dated December 7, 2012, Midblock Crosswalk Requests: Orr Drive in front of Parkland CLASS Building and on Barrett Drive at Bower Mall Entrance hereby directs that:

- 1) No further action be taken for the Barrett Drive at Bower Mall Entrance midblock crosswalk at this time.
- 2) Administration to install a midblock marked crosswalk at the Parkland CLASS location as noted in Attachment D of the report. This work to be performed from the available unused budget from the approved 2012 Capital Budget for item noted as Traffic Signal – Budget for One Possible Location.

If you have any questions, please contact Frank Colosimo, Engineering Services Manager at 403.342.8168.

Sincerely,

A handwritten signature in black ink, appearing to read 'Frieda McDougall'.

Frieda McDougall
Legislative Services Manager

c: Frank Colosimo, Engineering Services Manager



LEGISLATIVE SERVICES

December 14, 2012

Mary Anne Jablonski, MLA
#200, 4814 Ross Street
Red Deer, AB T4N 1X4

Dear Ms. Jablonski:

**Re: Council Decision – December 10, 2012
Midblock Crosswalk Requests: Orr Drive in front of Parkland CLASS Building
and on Barrett Drive at Bower Mall Entrance**

The following resolution was passed at the Monday, December 10, 2012 regular meeting of Red Deer City Council:

Resolved that Council of The City of Red Deer, having considered the report from the Engineering Services department dated December 7, 2012, Midblock Crosswalk Requests: Orr Drive in front of Parkland CLASS Building and on Barrett Drive at Bower Mall Entrance hereby directs that:

1. No further action be taken for the Barrett Drive at Bower Mall Entrance midblock crosswalk at this time.
2. Administration to install a midblock marked crosswalk at the Parkland CLASS location as noted in Attachment D of the report. This work to be performed from the available unused budget from the approved 2012 Capital Budget for item noted as Traffic Signal – Budget for One Possible Location.

If you have any questions, please contact Frank Colosimo, Engineering Services Manager at 403.342.8168.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Frieda McDougall'.

Frieda McDougall
Legislative Services Manager

c: Daryle Weber, Parkland CLASS
Frank Colosimo, Engineering Services Manager



Council Decision – December 10, 2012

DATE: December 12, 2012
TO: Frank Colosimo, Engineering Manager
FROM: Frieda McDougall, Legislative Services Manager
SUBJECT: Midblock Crosswalk Requests: Orr Drive in front of Parkland CLASS building, and on Barrett Drive at Bower Mall Entrance

Reference Report:

Engineering Services, dated December 7, 2012

Resolution:

The following resolution was passed during the Regular Council meeting held on Monday, December 10, 2012:

Resolved that Council of The City of Red Deer, having considered the report from the Engineering Services department dated December 7, 2012, Midblock Crosswalk Requests: Orr Drive in front of Parkland CLASS Building and on Barrett Drive at Bower Mall Entrance hereby directs that:

- 1) no further action be taken for the Barrett Drive at Bower Mall Entrance midblock crosswalk; and
- 2) Administration to install a midblock marked crosswalk at the Parkland CLASS location as noted in Attachment D of the report. This work to be performed from the available unused budget from the approved 2012 Capital Budget for item noted as Traffic Signal – Budget for One Possible Location.

Report back to Council: No

Comments/Further Action:

Administration to proceed as per the above resolution.

A handwritten signature in blue ink, appearing to read 'F. McDougall'.

Frieda McDougall

Legislative Services Manager

c: Director of Development Services



Council Decision – December 10, 2012

DATE: December 12, 2012
TO: Erin Stuart, Deputy City Clerk
FROM: Frieda McDougall, Legislative Services Manager
SUBJECT: Notice of Motion – Red Deer Municipal Ward Plebiscite

Revised

Reference Report:

Legislative Services, dated December 10, 2012

Resolution:

At the Regular Council meeting held on Monday, December 10, 2012, the following Notice of Motion was introduced:

WHEREAS, citizens of Red Deer have requested, directly to Red Deer City Council and through the media, that The City of Red Deer explore implementation of a municipal ward system;

AND WHEREAS, Red Deer City Council has previously considered a report from administration regarding implementation of a ward system; however, this information was presented without public consultation;

AND WHEREAS, The City of Red Deer and Council, through its Dialogue Charter, seek to involve the community more in collaboration and gaining community input on decisions;

AND WHEREAS, a plebiscite is an objective measure for The City of Red Deer and Red Deer City Council to get direction from the community;

AND WHEREAS, communities across Canada consider the question of whether to implement a Ward system by plebiscite;

AND WHEREAS, holding a plebiscite during a municipal election is the most cost effective way to conduct a plebiscite;

THEREFORE, be it resolved that Council of the City of Red Deer, direct administration to prepare a plebiscite question regarding a municipal ward system to be included as part of the 2013 Red Deer municipal election.

Council Decision Letter – Notice of Motion re: Municipal Ward Plebiscite
December 12, 2012
Page Two

Report back to Council: Yes

Comments/Further Action:

This item will be brought to the January 21, 2012 meeting of Red Deer City Council for consideration.

Frieda McDougall
Legislative Services Manager

c: Councillor Buck Buchanan
Councillor Chris Stephan
Councillor Frank Wong
Projects Coordinator, Legislative Services
Corporate Meeting Coordinator