

**MINUTES OF THE REGULAR MEETING OF COUNCIL
of the Town of Banff in the Province of Alberta
Council Meeting
Tuesday, 2022 May 24, at 2:00 p.m.**

COUNCIL MEMBERS PRESENT

Corrie DiManno	Mayor	
Ted Christensen	Councillor and Deputy Mayor	(Remote Participation)
Grant Canning	Councillor and Acting Mayor	
Barb Pelham	Councillor	(Remote Participation)
Hugh Pettigrew	Councillor	
Kaylee Ram	Councillor	

COUNCIL MEMBERS ABSENT

Chip Olver	Councillor
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ADMINISTRATION PRESENT

Kelly Gibson	Town Manager	
Silvio Adamo	Director, Protective Services, and Fire Chief	(Remote Participation)
Jason Darrah	Director, Communications & Marketing	(Remote Participation)
Darren Enns	Director, Planning & Development	
Adrian Field	Director, Engineering	(Remote Participation)
Alison Gerrits	Director, Community Services	
Paul Godfrey	Director, Operations	(Remote Participation)
Chris Hughes	Director, Corporate Services	
Barbara King	Director, Human Resources	(Remote Participation)
Randall McKay	Manager, Strategic Initiatives and Special Projects	(Remote Participation)
Sally Biddlecombe	Municipal Energy Coordinator	
Rick Williams	Development Compliance Officer	
Lisa Lee	Executive Assistant	
Kiersten McDonald	Acting Municipal Clerk	

1.0 CALL TO ORDER

To confirm Members of Council, some who participated virtually, as present, the following roll call was conducted:

ROLL CALL:

Present in Chamber: (4): Mayor DiManno, Councillor Canning, Councillor Pettigrew, and Councillor Ram

Present Virtually: (2): Councillor Christensen and Councillor Pelham

Absent: (1): Councillor Olver

Mayor DiManno called the Regular Meeting of Council to order at 2:00 p.m.

2.0 APPROVAL OF AGENDA

2.1 Agenda for the 2022 May 25 Regular Meeting of Council

COU22-201 **Moved by** Councillor Pettigrew

That the Agenda for the 2022 May 24 Regular Meeting of Council be approved.

For: (6): Mayor DiManno, Councillor Canning, Councillor Christensen, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED

2.2 2022 Council Workplan

COU22-202 **Moved by** Councillor Ram

That Council receive the 2022 Council Workplan for the Corporate Record.

For: (6): Mayor DiManno, Councillor Canning, Councillor Christensen, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED

Minutes approved by: _____

3.0 ADOPTION OF PREVIOUS COUNCIL MINUTES

COU22-203 **Moved by** Councillor Pelham

That the following Minutes be adopted by way of omnibus motion:

- 3.1 Minutes of the 2022 May 09 Special Meeting of Council Re: Procedural Motions relating to Electronic Participation at Meetings and a Reconsideration of the Council Calendar to reschedule the Annual General Meeting of the Banff Housing Corporation Shareholders; Minutes of the 2022 April 28 Regular Meeting of Council; Public Input on Approved Agenda Items; Items postponed from the 2022 April 28 Regular Meeting (Correspondence: Anne-Marie Puccini: Email, Received 2022 April; 21; Councillor Pettigrew's Notice of Motion Re: Award of St. Julien Road Reconstruction Project, PW 20-07, and Council Policy C4002, Purchasing; Proposed 2022 Tax Rate Bylaw 240-19; Private Roads within Banff Housing Corporation Developments; Age Friendly Community Designation; Recreation Grounds Budget Project; Proposed Banff Water System Bylaw 157-2; Proposed Bylaw 326, the Parental Leave for Elected Officials Bylaw; Mayor DiManno's; Notice of Motion Re: Enforcement of Recent Amendments to Bylaw 377, the Non-Residential Waste Bylaw, and the Lodging Sector
- 3.2 Minutes of the 2022 May 11 Special Meeting of Council Re: Third Reading of Proposed Bylaw 240-19, the 2022 Tax Rate Bylaw

For: (6): Mayor DiManno, Councillor Canning, Councillor Christensen, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED

4.0 INVITED PRESENTATIONS

There were no Invited Presentations scheduled as part of this meeting.

5.0 DELEGATIONS

There were no Delegations scheduled as part of this meeting.

Minutes approved by: _____

6.0 PUBLIC INPUT ON AGENDA ITEMS

6.1 Written Submissions

- 6.1.1 Paul & Eva Sylvestre: Email Re: Closed-doors Bylaw Submission for May 24 Council Meeting, Received 2022 May 20 (Item 8.3, RFD: Proposed Bylaw 344, the Community Standards Amending Bylaw – Seasonal Door Closures)

Council, by unanimous consent, received Paul & Eva Sylvestre's Email, Re: Closed-doors Bylaw Submission for May 24 Council Meeting, received 2022 May 20, with respect to Item 8.3, Request for Direction: Proposed Bylaw 344, the Community Standards Amending Bylaw – Seasonal Door Closures, for the Corporate Record.

6.2 Verbal Submissions

No Verbal Submissions were provided at this meeting.

7.0 UNFINISHED BUSINESS

There was no Unfinished Business scheduled as part of this meeting.

8.0 BYLAWS AND STAFF REPORTS

8.1 Request for Decision: Proposed Banff Municipal Emergency Organization Bylaw 11-6

Rob Morton, South Central Region Field Officer, Alberta Emergency Management Agency, addressed Council with respect to Item 8.1, Request for Decision: Proposed Banff Municipal Emergency Organization Bylaw 11-6.

COU22-204 **Moved by** Mayor DiManno

That with request to Item 8.1, Request for Decision: Proposed Banff Emergency Organization Bylaw 11-6, the following be adopted:

That Bylaw 11-6 be introduced and read a first time.

For: (6): Mayor DiManno, Councillor Canning, Councillor Christensen, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED

Minutes approved by: _____

COU22-205 **Moved by** Councillor Pettigrew

That with request to Item 8.1, Request for Decision: Proposed Banff Emergency Organization Bylaw 11-6, the following be adopted:

That Bylaw 11-6 be read a second time.

For: (6): Mayor DiManno, Councillor Canning, Councillor Christensen, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED

COU22-206 **Moved by** Councillor Pettigrew

That with request to Item 8.1, Request for Decision: Proposed Banff Emergency Organization Bylaw 11-6, the following be adopted:

That authorization now be given to read Bylaw 11-6 a third time.

For: (6): Mayor DiManno, Councillor Canning, Councillor Christensen, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED UNANIMOUSLY

COU22-207 **Moved by** Councillor Canning

That with request to Item 8.1, Request for Decision: Proposed Banff Emergency Organization Bylaw 11-6, the following be adopted:

That Bylaw 11-6 be read a third time.

For: (6): Mayor DiManno, Councillor Canning, Councillor Christensen, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED

8.2 Request for Decision: Review of Council Policy C3000 - Construction Site Hoarding

COU22-208 **Moved by** Mayor DiManno

That with request to Item 8.2, Request for Decision: Review of Council Policy C3000 – Construction Site Hoarding, the following be adopted:

That Council approve the following amendments to Council Policy C3000, Construction Site Hoarding:

- In Section 3.0, Scope, by deleting the word “town” following “throughout the” and substitute with the word “Town”;
- In Section 4.0, Definitions, Subsection 4.1, by adding the words “or where major siteworks (including significant landscaping) are occurring” following the words “has been issued”; and
- In Section 8.0, Revision History, by deleting the letters “yyyy.mm.dd” and substituting with the words “2022.05.24 Scheduled Review”.

For: (5): Mayor DiManno, Councillor Canning, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

Against: (1): Councillor Christensen

MOTION CARRIED

8.3 Request for Decision: Proposed Bylaw 344, the Community Standards Amending Bylaw – Seasonal Door Closures

Councillor Ram stated that she is an owner of a business located in Banff but she would participate in the discussion and vote with respect to Item 8.3, Request for Decision: Proposed Bylaw 344, the Community Standards Amending Bylaw – Seasonal Door Closures. Councillor Ram further stated that the proposed bylaw is a bylaw of general application across the business community and is not a pecuniary conflict of interest as contemplated by the *Municipal Government Act*.

COU22-209 **Moved by** Mayor DiManno

That with respect to Item 8.3, Request for Decision: Proposed Bylaw 344, the Community Standards Amending Bylaw – Seasonal Door Closures, the following be adopted:

That Bylaw 344 be introduced and read a first time.

For: (6): Mayor DiManno, Councillor Canning, Councillor Christensen, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED

COU22-211 **Moved by** Councillor Canning

That Bylaw 344 be amended as follows:

- In Section 2.1.2., by deleting new Section 65. Open Doors, in its entirety and replacing with the following:

No Owner or Occupier of a Non-Residential Premises shall allow a door permitting entrance or exit from a building forming part of the Premises to the out of doors to be held, secured, or propped open between the Tuesday after Thanksgiving Day and until the last Friday in April except when temperatures rise above +10°C, as noted by the Environment Canada Banff CS Weather Station.

For: (6): Mayor DiManno, Councillor Canning, Councillor Christensen, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED

COU22-212 **Moved by** Mayor DiManno

That Bylaw 344 be further amended in Section 2.1.2, new Section 6.5, Open Doors, by deleting the words “out of doors” following the words “Premises to the” and substituting with the word “outdoors”.

For: (6): Mayor DiManno, Councillor Canning, Councillor Christensen, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED

COU22-210 **Moved by** Councillor Canning

That with respect to Item 8.3, Request for Decision: Proposed Bylaw 344, the Community Standards Amending Bylaw – Seasonal Door Closures, the following be adopted, **as amended**:

That Bylaw 344 be read a second time, **as amended**.

For: (6): Mayor DiManno, Councillor Canning, Councillor Christensen, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED

COU22-213 **Moved by** Councillor Ram

That with respect to Item 8.3, Request for Decision: Proposed Bylaw 344, the Community Standards Amending Bylaw – Seasonal Door Closures, the following be adopted:

That authorization now be given to read Bylaw 344, **as amended**, a third time.

For: (6): Mayor DiManno, Councillor Canning, Councillor Christensen, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED UNANIMOUSLY

COU22-214 **Moved by** Councillor Pelham

That with respect to Item 8.3, Request for Decision: Proposed Bylaw 344, the Community Standards Amending Bylaw – Seasonal Door Closures, the following be adopted:

That Bylaw 344 be read, **as amended**, a third time.

For: (6): Mayor DiManno, Councillor Canning, Councillor Christensen, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED

8.4 Request for Decision: Proposed Council Policy C1011 – The Governance of Council Appointments of Public Members to Boards, Committees, Commissions, and Corporations

COU22-215 **Moved by** Mayor DiManno

That with respect to Item 8.4, Request for Decision: Proposed Council Policy C1011 – The Governance of Council Appointments of Public Members to Boards, Committees, Commissions, and Corporations, the following be adopted:

That Council approve Policy C1011, The Governance of Council Appointments of Public Members to Boards, Committees, Commissions, and Corporations (Attachment 1).

For: (6): Mayor DiManno, Councillor Canning, Councillor Christensen, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED

Council recessed at 3:26 p.m. to reconvene at 3:45 p.m.

Council reconvened at 3:45 p.m. with Mayor DiManno in the Chair

To confirm Members of Council, some who participated virtually, as present, the following roll call was conducted:

ROLL CALL:

Present in Chamber: (4): Mayor DiManno, Councillor Canning, Councillor Pettigrew, and Councillor Ram

Present Virtually: (1): Councillor Pelham

8.5 Request for Decision: Proposed Bylaw 360, The Council Committees Bylaw 350-1 – Second Amendment

Council, by way of unanimous consent, decided to deal with Item 8.5, Request for Decision: Proposed Bylaw 360, The Council Committees Bylaw 350-1 – Second Amendment, in conjunction with Item 8.6, Request for Decision, Proposed Council Policy C4005-1, Community Grants – Review of Council Policy C4005.

Minutes approved by: _____

Councillor Pettigrew stated that in the past his spouse has been a successful recipient of a Community Grant. He then declared he would participate in the discussion and vote for Item 8.5, Request for Decision: Proposed Bylaw 360, The Council Committees Bylaw 350-1 – Second Amendment, and Item 8.6, Request for Decision: Proposed Council Policy C4005-1, Community Grants – Review of Council Policy C4005, as neither Item is associated with decisions relating to grant recipients.

COU22-216 **Moved by** Mayor DiManno

That with respect to Item 8.5, Request for Decision: Proposed Bylaw 360, The Council Committees Bylaw 350-1, the following be adopted:

That Bylaw 360 be introduced and read a first time.

For: (5): Mayor DiManno, Councillor Canning, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED

COU22-217 **Moved by** Councillor Canning

That with respect to Item 8.5, Request for Decision: Proposed Bylaw 360, The Council Committees Bylaw 350-1, the following be adopted:

That Bylaw 360 be read a second time.

For: (5): Mayor DiManno, Councillor Canning, Councillor Olver, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED

COU22-218 **Moved by** Councillor Pelham

That with respect to Item 8.5, Request for Decision: Proposed Bylaw 360, The Council Committees Bylaw 350-1, the following be adopted:

That authorization now be given to read Bylaw 360 a third time.

For: (5): Mayor DiManno, Councillor Canning, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED UNANIMOUSLY

COU22-219 **Moved by** Councillor Ram

That with respect to Item 8.5, Request for Decision: Proposed Bylaw 360, The Council Committees Bylaw 350-1, the following be adopted:

That Bylaw 360 be read a third time.

For: (5): Mayor DiManno, Councillor Canning, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED

8.6 Request for Decision: Proposed Council Policy C4005-1, Community Grants – Review of Council Policy C4005

Note: This Item was dealt with in conjunction with Item 8.5, Request for Decision: Proposed Bylaw 360, The Council Committees Bylaw 350-1 – Second Amendment.

COU22-220 **Moved by** Mayor DiManno

That with respect to Item 8.6, Request for Decision: Proposed Council Policy C4005-1, Community Grants – Review of Council Policy C4005, the following be adopted:

That Council approve Council Policy C4005-1, Community Grants.

For: (5): Mayor DiManno, Councillor Canning, Councillor, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED

Minutes approved by: _____

8.7 Request for Decision: Proposed Bylaw 466 – An Amending Bylaw to the 2022 Fees and Charges Bylaw 388-4

COU22-221 **Moved by** Councillor Ram

That with respect to Item 8.7, Proposed Bylaw 466 – An Amending Bylaw to the 2022 Fees and Charges Bylaw 388-4, the following be adopted:

That Bylaw 466 be introduced and read a first time.

For: (5): Mayor DiManno, Councillor Canning, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED

COU22-222 **Moved by** Mayor DiManno

That with respect to Item 8.7, Proposed Bylaw 466 – An Amending Bylaw to the 2022 Fees and Charges Bylaw 388-4, the following be adopted:

That Bylaw 466 be read a second time.

For: (5): Mayor DiManno, Councillor Canning, Councillor Olver, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED

COU22-223 **Moved by** Councillor Pettigrew

That with respect to Item 8.7, Proposed Bylaw 466 – An Amending Bylaw to the 2022 Fees and Charges Bylaw 388-4, the following be adopted:

That authorization now be given to read Bylaw 466 a third time.

For: (5): Mayor DiManno, Councillor Canning, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED UNANIMOUSLY

Minutes approved by: _____

COU22-224 **Moved by** Councillor Pelham

That with respect to Item 8.7, Proposed Bylaw 466 – An Amending Bylaw to the 2022 Fees and Charges Bylaw 388-4, the following be adopted:

That Bylaw 466 be read a third time.

For: (5): Mayor DiManno, Councillor Canning, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED

9.0 COMMITTEE REPORTS

Committee, by unanimous consent, received that the following Committee Reports for the Corporate Record:

- 9.1 Approved Minutes of the 2022 February 16 Virtual Regular Meeting of the Banff Housing Corporation
- 9.2 Approved Minutes of the 2022 January 19 Virtual Regular Meeting of the Banff Housing Corporation
- 9.3 Unapproved Minutes of the 2022 April 21 Meeting of the Development Appeal Board
- 9.4 2022 May 05 Decision of the Development Appeal Board with Respect to Appeals 01-22 and 02-22

Minutes approved by: _____

10.0 CORRESPONDENCE

- 10.1 Correspondence: Les Young: Email Re: Age Friendly Community Designation, Dated 2022 May 19

COU22-225 **Moved by** Mayor DiManno

That with respect to Item 10.1, Correspondence: Les Young: Email Re: Age Friendly Community Designation, Dated 2022 May 19, the following be adopted:

That Council receive Les Young's emailed Correspondence, Re: Age Friendly Community Designation, dated 2022 May 19, for the Corporate Record.

For: (5): Mayor DiManno, Councillor Canning, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED

11.0 NEW/URGENT BUSINESS

No New/ Urgent Business was added as part of the Meeting.

12.0 CONFIDENTIAL ITEMS

No Confidential Items were scheduled as part of this meeting.

13.0 ADJOURNMENT

COU22-226 **Moved by** Councillor Pettigrew

That this Council adjourn at 4:21 p.m.

ROLL CALL VOTE:

For: (5): Mayor DiManno, Councillor Canning, Councillor Pelham, Councillor Pettigrew, and Councillor Ram

MOTION CARRIED

Corrie DiManno
Mayor

Kiersten McDonald
Acting Municipal Clerk

Minutes approved by: _____