



**MINUTES OF THE VIRTUAL PUBLIC HEARING AND REGULAR
MEETING OF COUNCIL
of the Town of Banff in the Province of Alberta
Virtual Council Meeting
Monday, 2021 July 12, at 2:00 pm**

COUNCIL MEMBERS PRESENT

Karen Sorensen	Mayor	(Remote Participation)
Corrie DiManno	Councillor and Deputy Mayor	(Remote Participation)
Ted Christensen	Councillor and Acting Mayor	(Remote Participation)
Grant Canning	Councillor	(Remote Participation)
Chip Olver	Councillor	(Remote Participation)
Peter Poole	Councillor	(Remote Participation)
Brian Standish	Councillor	(Remote Participation)

COUNCIL MEMBERS ABSENT

None

ADMINISTRATION PRESENT

Kelly Gibson	Town Manager	(Remote Participation)
Silvio Adamo	Director, Emergency Management, Director, Protective Services, and Fire Chief	(Remote Participation)
Jason Darrah	Director, Communications & Marketing	(Remote Participation)
Darren Enns	Director, Planning & Development	(Remote Participation)
Adrian Field	Director, Engineering	(Remote Participation)
Chris Hughes	Director, Corporate Services	(Remote Participation)
Shawn Carr	Acting Director, Community Services	(Remote Participation)
Paul Godfrey	Director, Operations	(Remote Participation)
Barbara King	Director, Human Resources	(Remote Participation)
Randall McKay	Manager, Strategic Initiatives & Special Projects)	(Remote Participation)
Sally Bittlecombe	Municipal Energy Coordinator	
Emma Sanborn	Development Planner	(Remote Participation)
Lisa Lee	Executive Assistant, Mayor's Office	(Remote Participation)
Tara Johnston	Legislative Advisor	(Remote Participation)
Libbey McDougall	Municipal Clerk	(Remote Participation)



1.0 CALL TO ORDER

To confirm Members of Council, who all participated virtually due to the ongoing COVID-19 Pandemic, as present, the following roll call was conducted:

ROLL CALL:

Present: (7): Mayor Sorensen, Councillor Canning, Councillor Christensen, Councillor DiManno, Councillor Olver, Councillor Poole, and Councillor Standish

Mayor Sorensen called the virtual Regular Meeting of Council to order at 2:01 p.m.

2.0 APPROVAL OF AGENDA

2.1 Agenda for the 2021 July 12 Virtual Regular Meeting of Council

COU21-253 **Moved by** Mayor Sorensen

That with respect to motion COU21-251 that the following be adopted:

That Council recess and reconvene in a closed meeting, to be conducted in a confidential Zoom Meeting environment, pursuant to Sections 17 (Disclosure to personal privacy) and Section 24 (Advice from officials) of the *Freedom of Information and Protection of Privacy Act.*, to consider confidential matters with respect to the Item 12.1, Confidential Request for Direction: Council Conduct Issue Process.

For: (7): Mayor Sorensen, Councillor Canning, Councillor Christensen, Councillor DiManno, Councillor Olver, Councillor Poole, and Councillor Standish

MOTION CARRIED

Council reconvened in closed meeting at 2:03 p.m. with Mayor Sorensen in the Chair.

Council recessed in closed meeting at 2:27 p.m.

Council reconvened in public meeting at 2:27 p.m. with Mayor Sorensen in the chair.



COU21-254 Moved by Councillor Poole

That Council rise and report.

ROLL CALL VOTE

For: (7): Mayor Sorensen, Councillor Canning, Councillor Christensen, Councillor DiManno, Councillor Olver, Councillor Poole, and Councillor Standish

MOTION CARRIED

Individuals in attendance during the closed meeting discussions with respect to Item 2.1, Agenda for the 2021 July 12 Regular Meeting of Council.

Clerk: L. McDougall
Advice: K. Gibson
C. Hughes

COU21-251 Moved by Mayor Sorensen

That the Agenda for today's meeting be amended by bringing forward Item 12.1, Confidential Request for Direction: Council Conduct Issue Process, to be dealt with immediately following Item 2.1, Approval of Agenda for the 2021 July 12 Virtual Regular Meeting of Council.

For: (5): Mayor Sorensen, Councillor Canning, Councillor DiManno, Councillor Olver, and Councillor Standish

Against (2): Councillor Christensen and Councillor Poole

MOTION CARRIED



COU21- 250 **Moved by** Councillor Poole

That Council approve the Agenda for the 2021 July 12 Virtual Regular Meeting of Council, **as amended.**

For: (7): Mayor Sorensen, Councillor Canning, Councillor Christensen, Councillor DiManno, Councillor Olver, Councillor Poole, and Councillor Standish

MOTION CARRIED

12.1 Confidential Request for Decision: Council Code of Conduct Issue Process

COU21-255 **Moved by** Mayor Sorensen

That with respect to Item 12.1, Council Code of Conduct Issue Process, that the following be adopted:

That Council recess and reconvene in a closed meeting, to be conducted in a confidential Zoom Meeting environment, pursuant to Sections 17 (Disclosure to personal privacy) and 124 (Advice from officials) of the *Freedom of Information and Protection of Privacy Act.*, to consider confidential matters with respect to the Item 12.1, Council Code of Conduct Issue Process.

For: (7): Mayor Sorensen, Councillor Canning, Councillor Christensen, Councillor DiManno, Councillor Olver, Councillor Poole, and Councillor Standish

MOTION CARRIED

Council reconvened in closed meeting at 2:31 p.m. with Mayor Sorensen in the Chair.

Council recessed in closed meeting at 3:31p.m.

Council reconvened in public meeting at 3:31 p.m. with Mayor Sorensen in the chair.



COU21-256 **Moved by** Councillor Canning

That Council rise and report.

ROLL CALL VOTE

For: (7): Mayor Sorensen, Councillor Canning, Councillor Christensen, Councillor DiManno, Councillor Olver, Councillor Poole, and Councillor Standish

MOTION CARRIED

Individuals in attendance during the closed meeting discussions with respect to Item 12.1, Council Code of Conduct Issue Process:

Clerk: L. McDougall
Advice: K. Gibson
C. Hughes

COU21-257 **Moved by** Mayor Sorensen

That with respect to Item 12.1, Council Code of Conduct Issue Process, that the following be adopted:

That Council:

1. Release the nature of the complaint upon rising and reporting as follows:

A Council Code of Conduct complaint, redacted by Administration at the request of the complainant, relating to Councillor Poole's involvement in the Railway Lands Redevelopment Plan discussions.

2. Approve Confidential Recommendations 2, as contained in the Confidential Distribution which requests advice from legal counsel;
3. Direct Administration to return to the closed meeting of Council at the 2021 August 9 Regular Meeting with a confidential update on the matter; and
4. Direct that the confidential report, attachment, distribution, and closed meeting conversations remain confidential pursuant to Sections 17 (Disclosure of personal privacy) and 24 (Advice from officials) of the *Freedom of Information and Protection of Privacy Act*.



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Approved and Corrected 2021 August 09

For: (7): Mayor Sorensen, Councillor Canning, Councillor Christensen, Councillor DiManno, Councillor Olver, Councillor Poole, and Councillor Standish

MOTION CARRIED

2.2 2021 Council Workplan

Council, by unanimous consent, received the 2021 Council Workplan for the Corporate Record.

3.0 ADOPTION OF PREVIOUS COUNCIL MINUTES

3.1 Minutes of the 2021 June 28 Virtual Public Hearing and Regular Meeting of Council

3.2 Minutes of the 2021 June 30 Virtual Special Meeting of Council Re: Third Reading of Proposed Bylaw 457 – A Bylaw to Repeal the Temporary Mask Bylaw 436.

COU21-258 **Moved by** Mayor Sorensen

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

- Minutes of the 2021 June 28 Virtual Public Hearing and Regular Meeting of Council; and
- Minutes of the 2021 June 30 Special Meeting of Council Re: Third Reading of Proposed Bylaw 457 – A Bylaw to Repeal the Temporary Mask Bylaw 436.

For: (7): Mayor Sorensen, Councillor Canning, Councillor Christensen, Councillor DiManno, Councillor Olver, Councillor Poole, and Councillor Standish

MOTION CARRIED

4.0 INVITED PRESENTATIONS

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

5.0 DELEGATIONS

There were no Delegations scheduled as part of this meeting.

Minutes approved by: On Original On Original



6.0 PUBLIC INPUT ON AGENDA ITEMS

6.1 Written Submissions

- 6.1.1 Lee O'Donnell: Email Re: July 12 Council Meeting, Received 2021 July 11 (Various Items)

Council, by unanimous consent, received Lee O'Donnell's Email: Re July 12 Council Meeting, Received 2021 July 11, with respect to various Items scheduled on today's Agenda, for the Corporate Record.

6.2 Verbal Submissions

No Verbal Submissions were provided at this meeting.

7.0 UNFINISHED BUSINESS

7.1 Request for Decision: Proposed Election Bylaw Procedures Bylaw 198-3

COU21-259 **Moved by** Mayor Sorensen

That with respect to Item 7.1, Proposed Election Procedures Bylaw 198-3, that the following be adopted:

That Bylaw 198-3 be introduced and read a first time.

For: (7): Mayor Sorensen, Councillor Canning, Councillor Christensen, Councillor DiManno, Councillor Olver, Councillor Poole, and Councillor Standish

MOTION CARRIED

COU21-261 **Moved by** Councillor Olver

That with respect to motion COU21-260 that the following be adopted:

That proposed Bylaw 198-3 be amended by deleting Section 15.4(a.) in its entirety and replacing it with the following:

- a. must verify the initials of the deputy who issued the ballot card;



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Approved and Corrected 2021 August 09

For: (7): Mayor Sorensen, Councillor Canning, Councillor Christensen, Councillor DiManno, Councillor Olver, Councillor Poole, and Councillor Standish

MOTION CARRIED

COU21-260 **Moved by** Councillor DiManno

That with respect to Item 7.1, Proposed Election Procedures Bylaw 198-3, that the following be adopted:

That Bylaw 198-3 be read a second time, **as amended**.

For: (7): Mayor Sorensen, Councillor Canning, Councillor Christensen, Councillor DiManno, Councillor Olver, Councillor Poole, and Councillor Standish

MOTION CARRIED

COU21-262 **Moved by** Councillor Poole

That with respect to Item 7.1, Proposed Election Procedures Bylaw 198-3, that the following be adopted:

That authorization be given to read Bylaw 198-3, **as amended**, a third time.

For: (7): Mayor Sorensen, Councillor Canning, Councillor Christensen, Councillor DiManno, Councillor Olver, Councillor Poole, and Councillor Standish

MOTION CARRIED

COU21-263 **Moved by** Councillor Olver

That with respect to Item 7.1, Proposed Election Procedures Bylaw 198-3, that the following be adopted:

That Bylaw 198-3 be read a third time, **as amended**.

For: (7): Mayor Sorensen, Councillor Canning, Councillor Christensen, Councillor DiManno, Councillor Olver, Councillor Poole, and Councillor Standish

MOTION CARRIED

Minutes approved by: On Original On Original



Council, by unanimous consent, recessed at 3:51 p.m. to reconvene at 4:01 p.m.

To confirm Members of Council, who all participated virtually due to the ongoing COVID-19 Pandemic, as present, the following roll call was conducted:

ROLL CALL:

Present: (6): Mayor Sorensen, Councillor Canning, Councillor Christensen, Councillor DiManno, Councillor Poole, and Councillor Standish

Absent: (1): Councillor Olver

Council reconvened at 4:03 p.m. with Mayor Sorensen in the Chair.

7.2 Request for Decision: Proposed Business Licence Bylaw 22-10

COU21-264 **Moved by** Councillor Poole

That with respect to Item 7.2, Proposed Business Licence Bylaw 22-10, that the following be adopted:

That Council refer proposed Bylaw 22-10 to the Governance and Finance Committee for further discussion.

For: (2): Councillor Christensen, and Councillor Poole

Against: (4): Mayor Sorensen, Councillor Canning, Councillor DiManno, and Councillor Standish

MOTION DEFEATED

Minutes approved by: On Original On Original



COU21-265 **Moved by** Mayor Sorensen

That with respect to Item 7.2, Proposed Business Licence Bylaw 22-10, that the following be adopted:

That Bylaw 22-10 be introduced and read a first time.

For: (5): Mayor Sorensen, Councillor Canning, Councillor Christensen, Councillor DiManno, and Councillor Standish

Against: (1): Councillor Poole

MOTION CARRIED

COU21-267 **Moved by** Mayor Sorensen

That with respect to motion COU21-266 Proposed Business Licence Bylaw 22-10, that the following be adopted:

That proposed Bylaw 22-10 be amended by deleting Section 4 in its entirety and replacing it with the following:

4. Without limitation to the definitions in Schedule “A” to this Bylaw, the following shall constitute carrying on a Business within the Town of Banff for the purposes of this Bylaw:

- a. Conducting any one or more transactions, or making any one or more offers to conduct a transaction, within the Town of Banff; or
- b. Advertising a Business where, in the opinion of the Licence Inspector, there is an intent for the Business to be carried out within the Town of Banff.

For: (6): Mayor Sorensen, Councillor Canning, Councillor Christensen, Councillor DiManno, Councillor Poole, and Councillor Standish

MOTION CARRIED

COU21-266 **Moved by** Mayor Sorensen

That with respect to Item 7.2, Proposed Business Licence Bylaw 22-10, that the following be adopted:

That Bylaw 22-10 be read a second time, **as amended**.



For: (4): Mayor Sorensen, Councillor Canning, Councillor DiManno, and Councillor Standish

Against: (2): Councillor Christensen, and Councillor Poole

MOTION CARRIED

COU21-268 **Moved by** Councillor Poole

That with respect to Item 7.2, Proposed Business Licence Bylaw 22-10, that the following be adopted:

That authorization be given to read Bylaw 22-10, **as amended**, a third time.

For: (6): Mayor Sorensen, Councillor Canning, Councillor Christensen, Councillor DiManno, Councillor Poole, and Councillor Standish

MOTION CARRIED

COU21-269 **Moved by** Councillor Standish

That with respect to Item 7.2, Proposed Business Licence Bylaw 22-10, that the following be adopted:

That Bylaw 22-10 be read a third time, **as amended**.

For: (4): Mayor Sorensen, Councillor Canning, Councillor DiManno, and Councillor Standish

Against: (2): Councillor Christensen, and Councillor Poole

MOTION CARRIED

7.3 Request for Decision: Central Park Pedestrian Bridge – Update and Naming

COU21-270 **Moved by** Mayor Sorensen

That with respect to Item 7.3, Central Park Pedestrian Bridge – Update and Naming, that the following be adopted:

Minutes approved by: On Original On Original



That Council recess and reconvene in a closed meeting, to be conducted in a confidential Zoom Meeting environment, pursuant to Sections 23 (Local public body confidences) and Section 24 (Advice from officials) of the *Freedom of Information and Protection of Privacy Act.*, to consider confidential matters with respect to the Item 7.3, Central Park Pedestrian Bridge – Update and Naming.

For: (6): Mayor Sorensen, Councillor Canning, Councillor Christensen, Councillor DiManno, Councillor Poole, and Councillor Standish

MOTION CARRIED

Council reconvened in closed meeting at 4:51 p.m. with Mayor Sorensen in the Chair.

Council recessed in closed meeting at 5:22 p.m.

Council reconvened in public meeting at 5:22 p.m. with Mayor Sorensen in the chair.

COU21-271 **Moved by** Mayor Sorensen

That Council rise without reporting.

ROLL CALL VOTE:

For: (6): Mayor Sorensen, Councillor Canning, Councillor Christensen, Councillor DiManno, Councillor Poole, and Councillor Standish

MOTION CARRIED

Councillor Poole provided council with a memo and slide presentation that were added to the agenda package for this meeting.

COU21-272 **Moved by** Mayor Sorensen

That with respect to Item 7.3, Central Park Pedestrian Bridge – Update and Naming, that the following be adopted:

That Council approve the recommend name of the future pedestrian bridge connecting Central Park and the Recreation Grounds as the “The Nancy Pauw Bridge”, in recognition of the Wim and Nancy Pauw Foundations’ support for the creation of the Bow River pedestrian/cyclist crossing and the Foundation’s longstanding and ongoing contributions to recreation in the Bow Valley.



For: (3): Councillor Canning, Deputy Mayor DiManno, and Councillor Standish

Against: (2): Councillor Christensen, and Councillor Poole

MOTION CARRIED

Mayor Sorensen left the virtual meeting prior to the vote on motion **COU21-272**, due to technical difficulties, and Deputy Mayor DiManno assumed the chair.

COU21-273 Moved by Deputy Mayor DiManno

That with respect to Item 7.3, Central Park Pedestrian Bridge – Update and Naming, that the following be adopted:

That the closed meeting discussions remain confidential pursuant to Sections 23 (Local body confidences) and 24 (Advice from Officials) of the *Freedom of Information and Protection of Privacy Act* until such time as the matter has been resolved.

For: (3): Councillor Canning, Deputy Mayor DiManno, and Councillor Standish

Against: (2); Councillor Christensen, and Councillor Poole

MOTION CARRIED

Individuals in attendance during the closed meeting discussions with respect to Item 7.3 Central Park Pedestrian Bridge – Update and Naming:

Clerk: L. McDougall

Advice: K. Gibson

R. McKay

J. Darrah

COU21-274 Moved by Councillor Canning

That Council direct Administration to return to Council, no later than Q1 2022, and after consultation with the neighbouring Indigenous communities, with potential names for existing or planned infrastructure projects or assets within the Town of Banff that would honour the indigenous peoples.

For: (5): Councillor Canning, Councillor Christensen, Deputy Mayor DiManno, and Councillor Poole
Councillor Standish

MOTION CARRIED



8.0 BYLAWS AND STAFF REPORTS

8.1 Briefing: Implementation of the Clean Energy Improvement Program

Mayor Sorensen returned to the virtual meeting and assumed the Chair.

COU21-275 **Moved by** Mayor Sorensen

That with respect to Item 8.1, Implementation of the Clean Energy Improvement Program, the following be adopted:

That Council receive the Implementation of Clean Energy Improvement Program Briefing for the Corporate Record.

For: (6): Mayor Sorensen, Councillor Canning, Councillor Christensen, Councillor DiManno, Councillor Poole, and Councillor Standish

MOTION CARRIED

By unanimous consent, Council, pursuant to Section 3.6 of Procedures Bylaw 44-7, as amended, suspended Section 4.9 in order for Council to complete the remainder of the Agenda.

8.2 Request for Decision: Development Permit Notification - Postcard Update

COU21-276 **Moved by** Mayor Sorensen

That with respect to Item 9.2, Development Permit Notification – Postcard Update, the following be adopted,

That Council direct administration to:

1. Return to a future meeting of Council with a Land Use Bylaw amendment that would eliminate notification requirements of section 4.4.8 of the Land Use Bylaw; and,
2. Direct Administration to focus on promotion of the Development Permit Viewer Website through available internal advertising means.

For: (6): Mayor Sorensen, Councillor Canning, Councillor Christensen, Councillor DiManno, Councillor Poole, and Councillor Standish

MOTION CARRIED



8.3 Notice of Motion: Clarity of Project Scope Relating to the Proposed Railway Lands Area Redevelopment Plan – Councillor Poole

COU21-277 **Moved by** Councillor Poole

That with respect to Item 8.3, Notice of Motion: Clarity of Project Scope Relating to the Proposed Railway Lands Area Redevelopment Plan, the following be adopted:

That Item 8.3, Notice of Motion: Clarity of Project Scope Relating to the Proposed Railway Lands Area Redevelopment Plan, be postponed to the 2021 August 09, Regular Virtual Meeting Council.

For: (6): Mayor Sorensen, Councillor Canning, Councillor Christensen, Councillor DiManno, Councillor Poole, and Councillor Standish

MOTION CARRIED

Councillor Poole provided Council with a memo with respect to conflict of interest with regard to the proposed Railway Lands Area Redevelopment Plan which was added to the agenda package for this meeting.

9.0 COMMITTEE REPORTS

9.1 Approved Minutes of the 2021 March 25 Virtual Regular Meeting of the Bow Valley Regional Housing Board

Council, by unanimous consent, received the Approved Minutes of the 2021 March 25 Virtual Regular Meeting of the Bow Valley Regional Housing Board for the Corporate Record.

9.2 Approved Minutes of the 2021 April 22 Virtual Regular Meeting of the Bow Valley Regional Housing Board and April 2021 Occupancy & Waitlist Report

Council, by unanimous consent, received the Approved Minutes of the 2021 April 22 Virtual Regular Meeting of the Bow Valley Regional Housing Board and April for the Corporate Record.



9.3 Bow Valley Regional Housing Board May 2021 Occupancy & Waitlist Report

Council, by unanimous consent, received the Bow Valley Regional Housing Board May 2021 Occupancy & Waitlist Report for the Corporate Record.

10.0 CORRESPONDENCE

No Correspondence was received for this meeting.

11.0 NEW/URGENT BUSINESS

No items of New/ Urgent Business were scheduled as part of this meeting.

12.0 CONFIDENTIAL ITEMS

12.1 Confidential Request for Direction: Council Conduct Issue Process

Note: This Item was dealt with following Item 2.1, Agenda for the 2021 July 12 Virtual Regular Meeting of Council.

13.0 ADJOURNMENT

COU21-278 **Moved by** Councillor Standish

That this Council adjourn at 6:18 p.m.

ROLL CALL VOTE:

For: (6): Mayor Sorensen, Councillor Canning, Councillor DiManno, Councillor Poole, and Councillor Standish

MOTION CARRIED

On Original
Corrie DiManno
Mayor

On Original
Libbey McDougall
Municipal Clerk

Minutes approved by: On Original On Original