

**MINUTES OF THE REGULAR MEETING OF COUNCIL
of the Town of Banff in the Province of Alberta
Town Hall Council Chamber
Monday, May 9, 2011 at 2:00 pm**

COUNCIL MEMBERS PRESENT

Karen Sorensen	Mayor
Leslie Taylor	Councillor
Stavros Karlos	Councillor and Deputy Mayor
Chip Olver	Councillor and Acting Mayor
Paul Baxter	Councillor
Brian Standish	Councillor
Grant Canning	Councillor

COUNCIL MEMBERS ABSENT

ADMINISTRATION PRESENT

Robert Earl	Town Manager
Paul Godfrey	Manager of Operations
Randall McKay	Manager of Planning & Development
Claire Wilkinson	Planner
Adrian Fields	Manager of Engineering
Shawn Carr	Family & Community Support Services Supervisor
Mary Brewster	Manager of Community Services
Chad Townsend	Environmental Services Coordinator
Kelly Gibson	Manager of Planning & Development
Diana Waltmann	Manager of Communications
Cheryl Hyde	Municipal Clerk (Recording Secretary)

1.0 CALL TO ORDER

The Mayor called the May 9, 2011 regular meeting of Council to order at 2:00 p.m.

2.0 APPROVAL OF AGENDA

2.1. Meeting Agenda

COU11-97 Moved by Councillor Standish to approve the agenda of the May 9, 2011 regular meeting of Council with the following additions:

- Under Delegations add 3.1 Lorraine Widmer-Carson, Banff Community Foundation - Funding Announcement.

CARRIED

2.2. 2011 Council Priorities and Workplan

Accepted as information.

3.0 DELEGATIONS

3.1. Lorraine Widmer-Carson, Banff Community Foundation - Funding Announcement
Ms. Widmer-Carson announced that the Banff Community Foundation has unexpectedly received an additional \$15,000 in provincial funding for the Banff Community Greenhouse. A media release was distributed to Council and has been added to the agenda package for this meeting.

4.0 ADOPTION OF PREVIOUS COUNCIL MINUTES

4.1. Minutes of the April 26, 2011 Regular Meeting of Council

COU11-98 Moved by Councillor Karlos to approve the minutes of the April 26, 2011 regular meeting of council with the following amendments:

- Amend motion COU11-76 as follows: that all tax exempt properties be reviewed ~~on a tri-annual basis~~ once every three years, at the beginning of the second **year of council's** term, in accordance with the requirements of the COPTER regulation and any other provisions set forth by Council.
- Amend the title of agenda item 10.1: Legal ~~Liability~~ Viability of Franchise Discussions in the Land Use Bylaw Review.

CARRIED

5.0 UNFINISHED BUSINESS

5.1. Compost Operation Decision and Capital Budget Amendment - Financing Solutions
Administration spoke to a written report contained in the agenda package for this meeting. A representative from N-Viro was present in the gallery to answer questions from Council.

COU11-99 Moved by Councillor Standish to:

- a) Direct administration to enter into negotiations with N-Viro Systems Canada LP to establish an N-Viro processing facility at the Banff Wastewater Treatment Plant (WWTP). Specifically, the N-Viro process would, subject to Parks Canada and Alberta Environment approvals, be retrofit into the existing composting facility at the WWTP.
- b) Approve the Capital Budget amendment as presented for the purchase of required processing equipment.
- c) Approve the operating budget amendment for 2012 and 2013 as presented.
- d) Direct administration to return to Council with a report identifying the source of funds for this project.

CARRIED

5.2. Proposed Farmers Market

Administration spoke to a written report, contained in the agenda package for this meeting, and to a summary of comparisons with other municipalities that was distributed during the meeting (and has been added to the agenda package). The applicants for the proposed farmers market, Jolene Brewster and Rene Geber, were present in the gallery to answer questions from Council.

COU11-100 Moved by Councillor Canning to endorse the temporary use of the Central Park parking lot for the operation of a farmers market on Wednesdays for ten consecutive weeks from June 29 through to August 31, 2011 and to direct administration to prepare a detailed Use Agreement for the operation of a farmers market as a Special Event in accordance with the

Town of Banff Special Event Guidelines.

COU11-101 Moved by Councillor Olver to amend motion COU11-100 by adding: The Use Agreement requirements will include the following:

- 1) That the market manager encourages vendors to park in the Cascade Plaza,
- 2) That vendors report where they park.

CARRIED

COU11-102 Moved by Councillor Taylor to amend motion COU11-100 by adding: The Use Agreement requirements will include the following:

- 3) That all vendors except for the fruit truck comply with a “bake or grow” requirement,
- 4) That there be an appropriate mix of food products and arts & crafts, with the emphasis placed on food products.

CARRIED

COU11-103 Moved by Councillor Taylor to amend motion COU11-100 by adding: Council directs administration to consider designating a loading zone for farmers market customers.

CARRIED

COU11-104 Moved by Councillor Taylor to amend motion COU11-100 by adding: The Use Agreement requirements will include the following:

- 5) That there be a mechanism for providing community feedback to the Town on the success or any issues related to the farmers market.

CARRIED

COU11-105 The vote followed on motion COU11-100, amended as follows: to endorse the temporary use of the Central Park parking lot for the operation of a farmers market on Wednesdays for ten consecutive weeks from June 29 through to August 31, 2011 and to direct administration to prepare a detailed Use Agreement for the operation of a farmers market as a Special Event in accordance with the Town of Banff Special Event Guidelines. The Use Agreement requirements will include the following:

- 1) That the market manager encourages vendors to park in the Cascade Plaza,
- 2) That vendors report where they park,
- 3) **That all vendors except for the fruit truck comply with a “baker or grow” requirement,**
- 4) That there be an appropriate mix of food products and arts & crafts, with the emphasis placed on food products, and
- 5) That there be a mechanism for providing community feedback to the Town on the success or any issues related to the farmers market.

Council directs administration to consider designating a loading zone for farmers market customers.

CARRIED

COU11-106 Moved by Councillor Karlos to waive business licence fees for individual market vendors and that the fee for use of Town owned land be charged in accordance with the provisions of Town of Banff Street and Public Place Bylaw 124.

COU11-107 Moved by Councillor Taylor to amend motion COU11-106 by adding: The market manager

is required to hold a Town of Banff business license.

CARRIED

The vote followed on motion COU11-106 as amended: to waive business licence fees for individual market vendors and that the fee for use of Town owned land be charged in accordance with the provisions of Town of Banff Street and Public Place Bylaw 124. The market manager is required to hold a Town of Banff business license.

CARRIED

5.3. Tunnel Mountain Campground Sanitary Waste Connection
Written report accepted as information.

5.4. Bow River Utility Crossing
Written report accepted as information.

COU11-108 Moved by Councillor Standish to recess the council meeting to accommodate the Banff Housing Corporation Shareholders meeting scheduled for 4 p.m.

CARRIED

The regular meeting of Council reconvened at 4:35 p.m.

5.5. Family & Community Support Services Annual Plan
Written report accepted as information.

5.6. 2014 Alberta Winter Games Bid Preparation Status
Written report accepted as information.

6.0 COMMITTEE REPORTS

6.1. Banff Public Library: Minutes of the April 6, 2011 Regular Meeting
Accepted as information.

7.0 INQUIRIES

There were no inquiries.

8.0 STAFF REPORTS/BYLAWS

8.1. Solar Opportunity on Wolf Street Washrooms

COU11-109 Moved by Councillor Olver to fund, from the General Capital Reserve:

- a) A nine-module solar electricity collection system at a cost of \$18,000, and
- b) Improved exterior lighting, and signage for the Wolf Street public washroom at a cost of \$6,000.

CARRIED

Baxter opposed

8.2. Purchasing Policy C099

COU11-110 Moved by Councillor to adopt Purchasing Policy C099 as presented with the following amendments:

- 1) Correct the numbering in sections 10 and 11, and

2) Provide a cross reference to the Personnel Policy.

CARRIED

8.3. Recreation, Parks & Culture Activities Summary 2007 - 2010

Written report accepted as information.

8.4. Council Policy on Communications & Communications Strategic Plan

COU11-111 Moved by Councillor Karlos to adopt the Communications Policy C116 and approve the Communications Strategy, both as presented, with grammatical changes proposed by Councillor Taylor.

COU11-112 Moved by Councillor Taylor amend motion COU11-111 by adding the following statement to Communications Policy C116: Going forward, all Town programs, services, departments, and facilities will be identified with the Town of Banff logo unless otherwise approved by Council.

COU11-113 Moved by Councillor Karlos to postpone the vote on motions COU11-112 and COU11-111 until the next meeting of council.

DEFEATED
Canning, Taylor, and Baxter in favour

With unanimous agreement of Council, Councillor Taylor withdrew motion COU11-112 and provided notice that she will bring the motion forward at the next regular meeting of Council.

The vote followed on motion COU11-111: to adopt the Communications Policy C116 and approve the Communications Strategy, both as presented, with grammatical changes proposed by Councillor Taylor.

CARRIED

COU11-114 Moved by Councillor Olver to continue the regular council meeting past 6 p.m. until all agenda items have been considered.

CARRIED

9.0 CORRESPONDENCE

No correspondence was received.

10.0 NEW BUSINESS

10.1. Legal Viability of Franchise Discussion in the Land Use Bylaw

COU11-115 Moved by Councillor Taylor that council ask the Town's lawyers the following questions: If council wishes, based on the Land Use Bylaw feedback, to regulate franchises and chains differently from similar businesses with local brands:

- 1) What is the best regulatory tool to accomplish this?
- 2) How reliable is this tool relative to challenges?

CARRIED

10.2. Recreation Master Plan Update

Administration reported that Town staff are working on a consolidation of all previous

documentation related to recreation. This consolidation will be presented to Council in June, and community consultation will be planned for the summer. The completion date for the Recreation Master Plan, which was scheduled in the fourth quarter, may be extended depending on the feedback received.

11.0 INQUIRIES

There were no inquiries.

12.0 ADJOURNMENT

COU11-116 Moved by Councillor Baxter to adjourn at 6:08 p.m.

CARRIED

Karen Sorensen
Mayor

Cheryl Hyde
Municipal Clerk