



## CITY COUNCIL AGENDA REPORT

**Subject: AltaLink Funding**

### **Recommendation(s):**

That the report on Motion C585-2007 be received.

### **Report Summary:**

Council defeated a motion in support of motion 585-2007 on October 20, 2008.

Administration was directed to pursue funding from the Government of Alberta and AltaLink at the meeting of October 20, 2008.

### **Legislative History:**

On October 1, 2007, Council passed the following motion:

#### C585-2007

That administration put aside \$350,000 within the update of the capital plan during the 2008 budget review process.

On October 20, 2008, Council defeated the following motion:

#### C595-2008

In respect of the previous Council's direction in motion 585-2007, that \$350,000 be allocated immediately from the Stabilization Reserve to match the funds being provided by AltaLink Transmission and Alberta Tourism, Parks and Recreation to relocate the existing 128 KV transmission line 747L.

On October 20, 2008, Council passed the following motion:

#### C596-2008

That Administration explore the possibility of having the Government of Alberta, Alberta Tourism, Parks and Recreation, together with AltaLink, pay for relocating the power line underground or on ground; and that Administration consult with Alberta Transportation to secure approval of the right-of-way on Ray Gibbon Drive.

### **Report:**

No action was taken on C585-2007. However, the defeat of Motion 595-2008 indicates that Council does not wish to pursue this action.

Motion C596-2008 provides direction to administration.



**Legal Implications:**

The motion passed by City Council in October of 2007 directed that Administration include, in the 2008 Budget review process, consideration for the allotment of \$350,000 towards the costs of relocating the AltaLink Transmission line. When the 2008 Budget adjustment process occurred, Administration failed to ask City Council whether or not include in the 2008 Budget \$350,000 for the relocation of the AltaLink Transmission Line. Had the Administration drawn to City Council's attention the direction from October of 2007 during the budget review process City Council would have had to decide whether or not to approve the allotment of the funding.

At the meeting of October 20, 2007 City Council considered the following motion:

C595-2008

In respect of the previous Council's direction in motion 585-2007, that \$350,000 be allocated immediately from the Stabilization Reserve to match the funds being provided by AltaLink Transmission and Alberta Tourism, Parks and Recreation to relocate the existing 128 KV transmission line 747L.

This motion effectively put before City Council the question that City Council indicated in October of 2007 it wanted to consider as part of the 2008 budget review process.

Based on Council's consideration of Motion C595-2008, it is the conclusion of Legal Services that the intent of motion C585-2007 has been respected notwithstanding the fact that City Council did not consider the question during the 2008 budget review. No further action need be taken by City Council or Administration.

Should Council want to consider funding the relocation of the AltaLink Transmission line in the future, specific direction will be required. This will have to be done either by rescinding or renewing the previous motions in accordance with the Procedure Bylaw 20/2006 Sections as follows:

16.12 *If a motion fails, the same motion shall not be renewed unless:*

- a. *a general municipal election has been held; or*
- b. *one year has passed since the date that the motion was defeated.*

16.13 *Notwithstanding section 16.12, if a motion is defeated, a councillor may introduce a motion calling on council to renew the motion if:*

- a. *a two-thirds majority of council grants leave to a councillor to introduce a motion calling on council to renew the motion; or*
- b. *the councillor who wishes to have council renew a motion provides previous notice by setting out in writing what special or exceptional circumstances warrant further debate.*

16.16 *A motion to rescind, renew or amend a motion previously adopted may not be introduced where the vote on the original motion has caused an irrevocable action.*

Report Date	October 27, 2008
Author	Sylvia J. Laarhuis
Originating Department	Legislative Services
General Manager Review	Dean Screpnek
Financial Review	N/A
Legal Review	Charlotte St. Dennis
Chief Legislative Officer Review	Sylvia J. Laarhuis
City Manager Review	Bill Holtby