

Present: Mayor B. Young, Councillors B. Beckett, G. Finstad, B. Hamilton, L. Hansen, T. Lazowski and L. Tillack

Also Present: P. Benedetto, City Manager and S. Davis, City Clerk

Mayor B. Young called the meeting to order at 5:01 pm.

### I. APPROVAL OF AGENDA

**MOVED** by Councillor B. Beckett that the Committee approve the agenda with the following additions:

- VII. REPORTS FROM COMMITTEE & ADMINISTRATION
  - i) Traffic Bylaw
  - j) Terry Fox Run

Motion Carried Unanimously

### II. ADOPTION OF PREVIOUS NOTES

# a) Approval of the Notes of the Committee-of-the-Whole Meeting held on Monday, September 10, 2018

**MOVED** by Councillor L. Hansen that the notes of the Committee-of-the-Whole meeting held on Monday, September 10, 2018, be approved as presented.

Motion Carried Unanimously

### III. DELEGATIONS & PRESENTATIONS

There were no delegations or presentations.

### IV. BUSINESS ARISING FROM PRESENTATIONS

### V. IN-CAMERA ITEMS

**MOVED** by Councillor L. Tillack that Committee-of-the-Whole move In-Camera at 5:03 pm to discuss:

- a) Community Partnership Opportunity FOIP s. 16, 24 & 25
- b) Joint Committee Meeting Agenda Items FOIP s. 21 & 25
- c) 65<sup>th</sup> Avenue/Spine Road Update FOIP s. 21 & 24

Motion Carried Unanimously

**MOVED** by Councillor B. Hamilton that the Committee-of-the-Whole move In-Public at 5:58 p.m.

Motion Carried Unanimously



### VI. RISE AND REPORT FROM IN-CAMERA ITEMS

### a) Community Partnership Opportunity FOIP s. 16, 24 & 25

In Attendance: Committee Members

- Members of the City of Leduc Executive Board
- R Yeung, Manager, Community Development
- S. Olson, Director, Engineering
- S. Davis, City Clerk

D. Melvie, General Manager, Community and Protective Services, made a PowerPoint presentation (Attached).

Mayor B. Young, D. Melvie, S. Olson and R. Yeung answered the Committee's questions.

### b) Joint Committee Meeting Agenda Items FOIP s. 21 & 25

In Attendance: Committee Members Members of the City of Leduc Executive Board M. Hay, Director, Intergovernmental Affairs and Corporate Planning S. Davis, City Clerk

Mayor B. Young, P. Benedetto, City Manager, and M. Hay made a presentation.

Mayor B. Young, P. Benedetto, M. Hay, I. Sasyniuk, General Manager, Corporate Services and M. Pieters, General Manager, Infrastructure and Planning, answered the Committee's questions.

#### c) 65<sup>th</sup> Avenue/Spine Road Update FOIP s. 21 & 24

In Attendance: Committee Members Members of the City of Leduc Executive Board M. Hay, Director, Intergovernmental Affairs and Corporate Planning

- S. Olson, Director, Engineering
- S. Davis, City Clerk

Mayor B. Young and P. Benedetto, City Manager, made a presentation and answered the Committee's questions.

### VII. REPORTS FROM COMMITTEE & ADMINISTRATION

### a) RCMP Update

Insp. D. Kendall, RCMP, made a PowerPoint presentation (Attached) updating the Committee on:

• QEII Project



- Criminal Intelligence Analyst
- Detachment Facility Update
- Staffing
- Crime Severity Index
- 5 Year Trend Criminal Code
- 5 Year Trend Federal & Provincial Stats
- Overtime Budget
- Miscellaneous
- Annual Performance Plan 2018/2019 Summary
- Crime Mapping on website showing property crime that took place in the last 14 days.

Insp. D. Kendall answered the Committee's questions.

Administration will look into having information on CPTED ("Crime Prevention Through Environmental Design) shared with members of Administration in the areas of Community Services, Planning and Engineering.

### b) False Alarms Bylaw

C. Chisholm, Manager, RCMP Administration and Enforcement Services, and D. Melvie, General Manager, Community and Protective Services, made a PowerPoint presentation (Attached) on proposed amendments to the current False Alarms Bylaw.

Committee-of-the-Whole recessed at 7 pm.

Committee-of-the-Whole reconvened at 7:07 pm.

### c) 2018 Alberta Urban Municipalities Association ("AUMA") Resolutions – Recommended City of Leduc Positions

M. Hay, Director, Intergovernmental Affairs & Corporate Planning provided Committee members with a document entitled "Summary of Administrative Review & Recommended City of Leduc Positions – 2018 AUMA Resolutions" ("Attached"). M. Hay and P. Benedetto, City Manager, provided high level summaries of a number of resolutions.

M. Hay answered the Committee's questions.

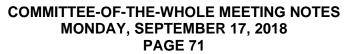
### d) Twin Arena Sound Barrier Update

D. Melvie, General Manager, Community and Protective Services, reported back on the request for a sound barrier advising that Administration is not recommending putting in a sound barrier at this time.

Committee members requested that Administration explore other available options by reaching out to manufacturers Responsible Dept.

CPS

**Report Due** Within 12 weeks



and facilities who have installed sound barriers. Findings



	are to be reported back to Committee-of-the-Whole.	
	Administration was further requested to send a letter to the Alberta Figure Skating Foundation advising that, at this time, there is not an affordable sound attenuation option for the Leduc Recreation Centre.	
e)	2018/2019 Meeting Schedule Options	
	S. Davis, City Clerk, and P. Benedetto, City Manager, made a presentation and answered the Committee's questions.	Responsible Dept.
		City Manager
	Committee members requested that 2018/2019 Meeting Schedule Option #5 be brought forward to the October 22, 2018, Council meeting.	Report Due: Oct 22/18
f)	Discussion on Recommendations Made by Council Remu Committee	ineration
	Mayor B. Young led a discussion on the recommendations made by the Council Remuneration Committee.	Responsible Dept.
	S. Davis, City Clerk, and I. Sasyniuk, General Manager, Corporate Services, answered the Committee's questions.	City Manager
	Administration was directed to bring a report back to the October 9, 2018, Council meeting for the recommendations to be voted on.	Report Due: Oct 9/18

### g) Council Priority Tracking

Mayor B. Young, P. Benedetto, City Manager, and S. Davis, City Clerk, made a presentation outlining how Administration tracks Council and Committee requests.

### h) Rogers Hometown Hockey Jerseys

Mayor B. Young made a presentation.

Committee members agreed to have jerseys made as shown in Option A (Attached). The number 19 and the last name of the Councillor will be printed on each jersey.

### i) Traffic Bylaw

Mayor B. Young made a PowerPoint presentation (Attached) showing a construction trailer which can be ticketed if left unhitched.

Responsible Dept.

CPS



	C. Chisholm, Manager, RCMP Administration and Leduc Enforcement Services, answered the Committee's questions.	<b>Report Due</b> Within 12 weeks
	Committee members were in agreement that the Traffic Bylaw should be reviewed relative to allowing a construction trailer to be parked on the street for a specific period of time while working on site and brought back to Council for consideration.	
j)	Terry Fox Run	
	Councillor L. Tillack advised that the organizers of the Terry Fox Run ("Run") were charged for the use of Telford Park.	
	D. Melvie, General Manager, Community and Protective Services, suggested that the Run be funded out of the	Responsible Dept.
	Council Event Hosting Grant. Administration was requested to ensure that a member of Administration liaise with the Run organizers to assist in whatever way they can including advising of any potential problems that may arise the route chosen for the run	CPS
VIII.	GOVERNANCE	
	There were no items.	
IX.	COUNCIL CALENDAR UPDATES	

### There were no items.

### X. INFORMATION ITEMS

There were no items.

### XI. ADJOURNMENT

The meeting adjourned at 8:03 pm.

"Original Signed"

B. YOUNG Mayor

"Original Signed"

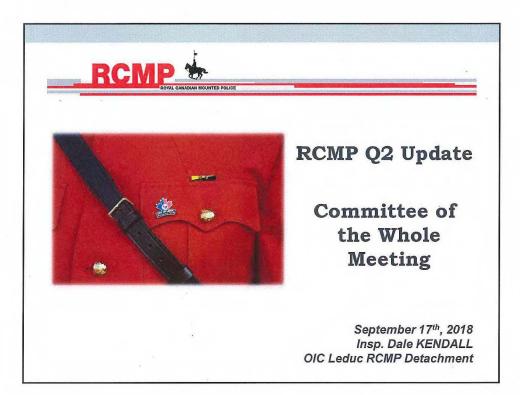
S. DAVIS City Clerk

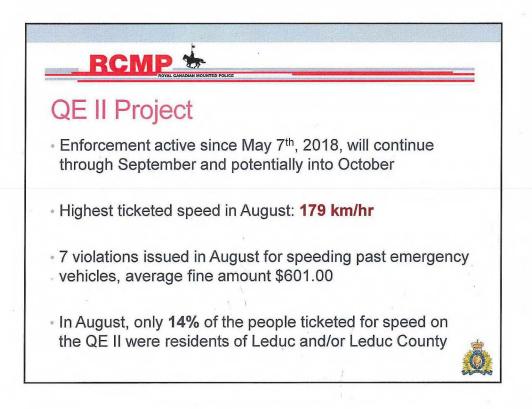
# ADOPTION OF PREVIOUS NOTES

Notes of the Committee-of-the-Whole Meeting – September 17, 2018

\* VI.a. Community Partnership Opportunity

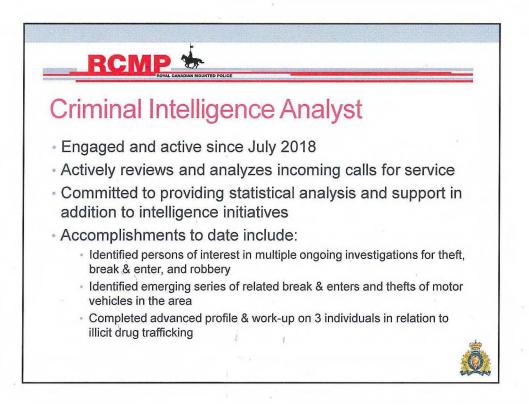
Attachment Removed Pursuant to Sections 16, 24 & 25 of the FOIP Act.





1

And a strength of the strength	ROYAL CAN	ADIAN MOUNTED POLICE			
MAY				, ,	
Violations	Total Fine Amount	Avg. Observed Speed	Avg. Ticketed Speed	Total Warnings	Total Other Contacts
378	\$74,481.00	132	131	58	1
Number of Shift	s Worked in MAY	8	Estimated Overtin	ne \$ Spent in MAY	\$18,204.00
IUNE					
Violations	Total Fine Amount	Avg. Observed Speed	Avg. Ticketed Speed	Total Warnings	Total Other Contacts
741	\$139,831.00	131	131	45	11
Number of Shift	s Worked in JUN	14	Estimated Overtin	ne \$ Spent in JUN	\$44,977.00
IULY		×			
Violations	Total Fine Amount	Avg. Observed Speed	Avg. Ticketed Speed	Total Warnings	Total Other Contacts
663	\$129,101.00	132	132	37	0
**Near the beginnir		13** h, there was a serious off	Estimated Overtin		\$43,510.00 such, barely any
violations were writ AUGUST	ten but the shift is sti	ll being counted			
Violations	Total Fine Amount	Avg. Observed Speed	Avg. Ticketed Speed	Total Warnings	Total Other Contacts
	Amount	Speed	Speeu	iotai wainings	contacts

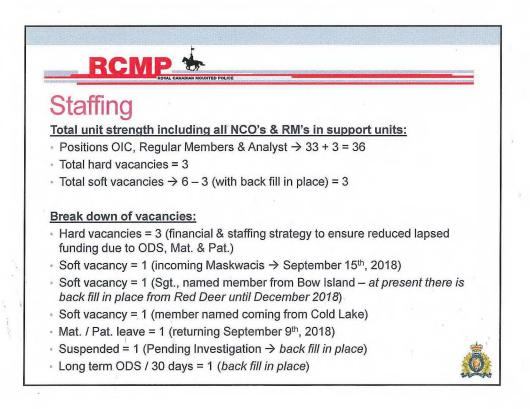


## RCMP \*

## **Detachment Facilities Update**

 The RCMP, both at the Leduc detachment level and with internal support units (Real Property Asset Management, Physical Security, RCMP Fire Marshals, etc.) are working collaboratively with the Municipality, the Stephen Kozak ACI Architectural firm, and peripheral partners such as Fire Services to ensure forward motion on the project

 Layouts have been drafted and changes are being suggested/made to suit the unique security needs, efficiency, and functionality of an operational detachment

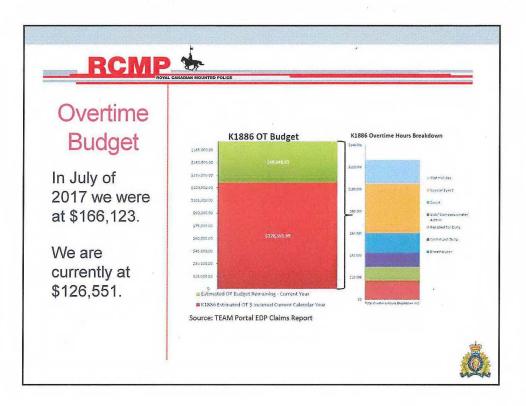


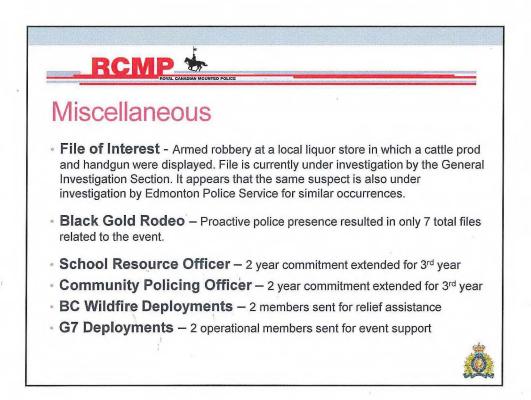
FTE Staffing Levels	
FTE Utilization	
2018 FTE Utilization - City	
32 32 32 32 32 32 32 32 32 32 32 32 32 3	
Average = 27.9	
FTE by Week 32 FTE Target	<u>R</u>

					-					
Crime										
Severity	Crime 5	everity Inde	ex and Weigl	ited Clearan	ce Rates, Lee	duc, Alta., 20	07-2017			
Index (CSI)	Year	Crime severity index	Percent change in crime severity index	Violent crime severity index	Percent change in violent crime severity index	Non- violent crime severity index	Percent change in non- violent crime severity index	Weighted clearance rate (number)	Violent weighted clearance rate (number)	Non- violent weighted clearance rate (number)
	2007	278.0	45.9	148.0	82.3	327.9	41.0	29.9	64.2	23.
2016 = 157	2008	266.7	-4.1	184.9	24.9	298.2	-9.1	37.9	74.5	29.
2010 = 157	2009	172.4	-35.4	58.8	-58.2	216.1	-27.5	33.5	62.6	30.
Annual May 27 192 (Annual May)	2010	205.0	18.9	109.8	87.0	241.6	11.8	34,9	64.8	29.
2017 = 193	2011	179,4	-12.5	117.6	7.0	201.5	-16.6	41.8	66.3	36.
2017 - 195	2012	208.8	16.4	132.8	13.0	236.0	17,1	38.1	48.3	36,
	2013	148.3	-29.0	80.5	-39,4	172.7	-26.8	37.6	52.3 77.5	35.
	2014	143.6	-3.2	82.5 168.8	2.4	163.8	-4.1	39.1	42.2	32.
	2015	157.3	-4,9	96.9	-42.6	178.7	9.1	37.6	92.2	20,
TI: : 000/	2017	193.4	23.0	86.5	-10.7	231.4	29.5	29.4	64.1	• 24.
This is a 23% increase.	more ser or break theft, mis	ous offences and enters w chief or distu	earance rate is are assigned ould represent rbing the peac	a higher "weig a greater cor e.	ht" than less i tribution to th	erious offenc	es. For examp hted clearanc	le, the clearin e rate value t	ng of homicide han the cleari	s, robberies

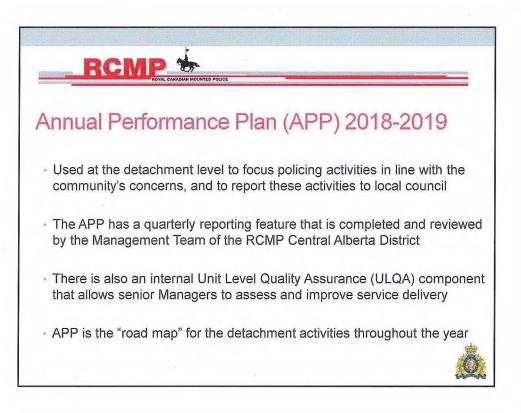
MOUNTED POLICE All casegories contain "Attempted" and/or "Compl CATEGORY Homicides 5: Offences Related to Death Robbery	leted"	2014			A	gent-05-18
CATEGORY Homicides & Offences Related to Death	1	2014	-			
Homicides S. Offences Related to Death	X		2015	2016	2017	2018
		4	2015	2016	2017	0
	1	6	14	1	14	10
Sevual Assaults	~	16	11	13	16	16
Other Sexual Offences	~	1	5	6	7	15
Assault	~	190	164	138	192	157
Kidnapping/Hostage/Abduction	~	6	4	3	7	3
Extertion		0	1	1	6	2
Criminal Harassment	-	62	49	53	45	46
UtteringThreats	~	74	71	47	53	56
Other Fersons	5	5	1	1	2	1
TOTAL PERSONS	$\sim$	364	320	265	342	306
Break & Enter	$\sim$	61	116	79	104	- <b>35</b>
Theft of Metor Vehicle	~	62	92	90	200	105
Thatt Over \$5,000	-	10	16	21	20	21
Theit Under 55,000	-	314	311	392	495	365
Possn Stn Goods	~	33	45	46	84	50
Fraud	~	112	106	131	185	134
Arson	V	5	5	6	2	5
Mischief To Property	-	311	340	281	271	232
TOTAL PROPERTY	-	909	1,023	1,046	1,362	1,011
. Offensive Weapons	1~1	13	37	28	35	17
Disturbing the peace	-	207	156	120	193	134
OTHER CRIMINAL CODE		329	312	274	317	300
	Assour:	Associe Associ	Azzolt     150       Vidrosping/Hoxtage/Abduction     6       Exterinen     0       Citinical Harazament     62       Uttering Threats     74       Other Farzens     5       TOTAL PERSONS     864       Break Extract     61       Thet: over Sk,000     30       Thet: over Sk,000     314       Presin Stri Goods     33       Fraud     311       TOTAL PERSONS     5       Mischiefts Property     811       TOTAL PROPERTY     909       Offere Criminal Code     323       TOTAL Code     329       TOTAL CODE     329	Azzault         150         364           //dospping/Meszga//bduction         6         4           Extortion         62         43           Ditrotional Meszga//bduction         62         43           Utraning Threads         74         72           Ditret/Basic         75         1           TOTAL PERSONS         364         320           Trank & Erner         61         116           Thet: Over Valicle         62         62           Thet: Over Valicle         62         62           Thet: Over Valicle         62         33           Thet: Over Valicle         23         5           Trait: Under S5,000         100         15           Thet: Over Valicle         5         6           MatchielTD Property         33         45           Finad         412         30           OTAL PROPERTY         509         1.023           Ditructing the pases         13         37           Ditructing the pases         122         212           TOTAL OTHER CAMMINAL CODE         329         312	Azzault         150         164         138           sidnapping Wexzage/Abduction         6         4         9           Bitorium         6         4         9           Bitorium         62         49         53           Utterinal Marazament         74         71         47           Utterinal Marazament         5         5         1           Utterinal Marazament         384         320         265           Zreak         50         15         21         11           Theto Under SS,000         314         311         392         314           Arcon         5         6         6         MarchielTo Preparty         313 <td< td=""><td>Azzault         180         144         180         144         180           //damapling/hexage//bduction         6         4         9         7           Stiertien         0         1         1         6           Criminal Marazament         62         49         53         45           Uttering Threasan         74         71         47         53           Other Fractors         5         1         1         2           TOTAL PBISONS         864         320         285         342           Zrask E Enter         61         116         79         104           Thett of Mecor/Vehicle         62         90         200         16         21         20           Thett of Mecor/Vehicle         62         90         200         16         21         20           Thett of Mecor/Vehicle         62         93         45         46         84           Fraud         314         311         292         455         46         84           Fraud         313         35         46         84         131         188         4ron         131         188         4ron         132         106</td></td<>	Azzault         180         144         180         144         180           //damapling/hexage//bduction         6         4         9         7           Stiertien         0         1         1         6           Criminal Marazament         62         49         53         45           Uttering Threasan         74         71         47         53           Other Fractors         5         1         1         2           TOTAL PBISONS         864         320         285         342           Zrask E Enter         61         116         79         104           Thett of Mecor/Vehicle         62         90         200         16         21         20           Thett of Mecor/Vehicle         62         90         200         16         21         20           Thett of Mecor/Vehicle         62         93         45         46         84           Fraud         314         311         292         455         46         84           Fraud         313         35         46         84         131         188         4ron         131         188         4ron         132         106

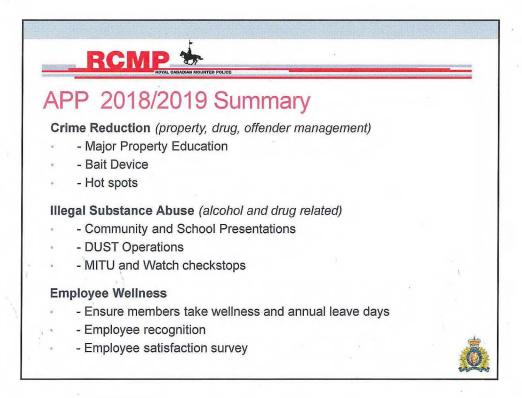
ROYAL CANAD	IAN MOUNTED POLICE						
	All categories contain "Attempted" August-08-18 August-08-18						
5 Year Trend	CATEGORY	Trend	2014	2015	2016	2017	2018
Federal and	Drug Enforcement - Production	~	1	1	0	3	2
reueraranu	Brug Enforcement - Possession	-	75	95	80	75	53
Provincial Stats	Brug Enforcement - Trafficking	~	34	36	23	30	30
	Drug Enforcement – Other	X	2	0	1	2	1
Jan. to July 2018)	Total Drugs Federal - General		112 51	13Z 31	104 25	110 25	86
	TOTAL FEDERAL	5	163	163	129	135	97
Areas of note:	Liquor Act	~	121	86	55	41	26
	Other Provincial Stats	~	225	171	154	246	235
	Total Provincial Stats	$\sim$	346	257	209	287	261
Up:	Municipal By-laws Traffic	1	41	28	21	19	10
- Total MVCs	Municipal By-laws		187	161	165	210	180
	Total Municipal		228	189	186	229	190
- False alarms	Fatals	1	2	1	0	1	0
- Provincial traffic	Injury MVC Property Damage MVC (Reportable)	>	56 431	46 349	42 323	60 342	67
	Property Damage MVC (Reportable) Property Damage MVC (Non Reportable)	~	50	343	51	42	37
-	TOTAL MVC	)	539	435	416	445	518
Down:	Provincial Traffic	>	2,349	1,374	1,681	1,665	2,653
- Drug possession	Other Traffic	~	28	56	22	23	15
	Criminal Code Traffio	1	187	186	163	145	140
- Liquor Act	Common Police Activities	1	-	-	-	_	
- Mun. Bylaws	False Alarms		460	441	444	394	436
	False/Abandoned 911 Call and 911 Act	-	371	369	233	247	167
- False 911	Suspicious Person/Vehicle/Property	-	107	174	265	271	268
1	Persons Reported Missing		29 185	48 193	40 209	46 226	47

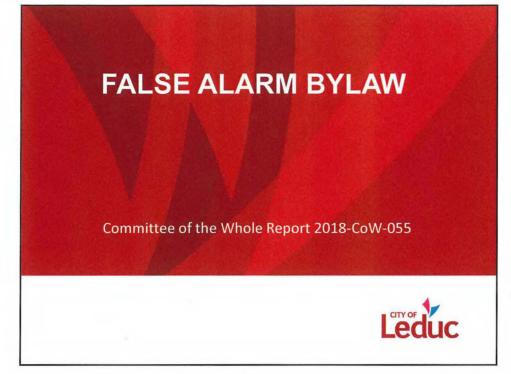




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## FALSE ALARM BYLAW

**95 to 98%** of all police physical responses to burglar alarm activations are false.

**About 66%** of all alarms are from businesses

### 18/09/2018

## FALSE ALARM BYLAW

### **GOALS OF A NEW BYLAW FOR LEDUC**

- 1. Reduce the number of false alarms.
- 2. Increase public awareness regarding false alarms and their impact on police resources.





### 18/09/2018

## FALSE ALARM BYLAW

Recent Changes to RCMP Policy as of July 14, 2018

RCMP now require multiple hits on <u>intrusion</u> alarms prior to attending unless circumstances of the location warrant otherwise.

## FALSE ALARM BYLAW

False Alarms

July 14-Sept 10, 2017 - 129 July 14-Sept 10, 2018 – 86

(33%↓)

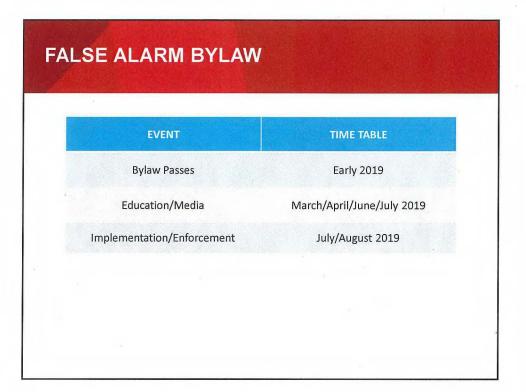
Note that in the 2018 period since policy change, there have been three businesses that have had multiple false alarm calls involving multiple zone activations. One of those businesses had seven false alarms.

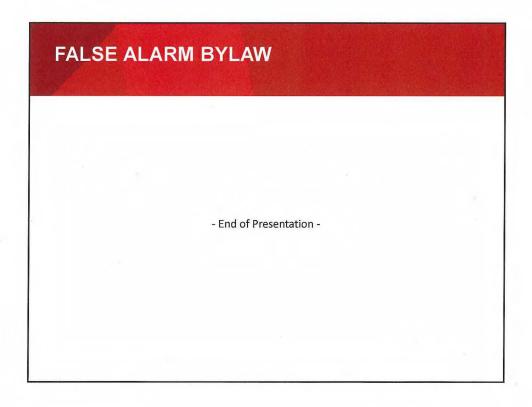
# FALSE ALARM BYLAW

No Permit Process One warning per year	No Permit Process
One warning per year	
51 1	One warning
2 <sup>nd</sup> false alarm per year = \$150	2 <sup>nd</sup> false alarm = \$250
3 <sup>rd</sup> false alarm per year = \$250	3 <sup>rd</sup> /subsequent false alarm = \$500
<sup>tth</sup> /subsequent false alarm per year = \$500	N/A
Information letters sent out with invoices	Information letters sent out with tickets + Educational Pamphlet

# FALSE ALARM BYLAW

BEAUMONT	FORT SASKATCHEWAN	LEDUC 757-2010	LEDUC New Bylaw
No Permit	No Permit	No Permit	No Permit
1 <sup>st</sup> Offence per 12 months = Warning	1 <sup>st</sup> Offence = Warning	1 <sup>st</sup> Offence per year = Warning	1 <sup>st</sup> Offence = Warning
2 <sup>nd</sup> Offence per 12 months = \$150	2 <sup>nd</sup> Offence = \$200	2 <sup>nd</sup> Offence per year = \$150	2 <sup>nd</sup> Offence = \$250
3 <sup>rd</sup> /Subsequent per 12 months = \$250	3 <sup>rd</sup> Offence = \$300	3 <sup>rd</sup> Offence per year = \$250	3 <sup>rd</sup> /Subsequent Offence = \$500
N/A	4 <sup>th</sup> /Subsequent Offence = \$500	4 <sup>th</sup> /Subsequent Offence per year = \$500	N/A
Warn/\$150/\$250	Warn/\$200/\$300/\$500	Warn/\$150/\$250/\$500	Warn/\$250/\$500





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## Summary of Administrative Review & Recommended City of Leduc Positions - 2018 AUMA Resolutions

#	RESOLUTION	FROM/ SPONSOR	SUPPORT:	RATIONALE/ COMMENTS
Category: EXTRAC	ORDINARY			
<b>2018.E1</b> Cannabis Assessment and Taxation	IT IS THEREFORE RESOLVED THAT the Alberta Urban Municipalities Association request the Government of Alberta to amend appropriate legislation and regulations to clearly enable municipalities to assess and tax cannabis grow operations at fair market value.	Town of Sundre	SUPPORT	Cannabis production facilities and related operations are being classified as farming-related or supply chain operations versus industry. As the resolution states, they require more servicing than an average farming operation, and municipalities are left to subsidize the costs.
	Note: entire resolution submission is attached on next page			Having the ability to assess and tax these business appropriately would allow municipalities to ensure other ratepayers aren't subsidizing the needs of these businesses.
2018.EX* Consumption of Liquor and	IT IS THEREFORE RESOLVED THAT the Alberta Urban Municipalities Association (AUMA) request that the Alberta Government amend the Gaming, Liquor and Cannabis Act to			This resolution is consistent with the restrictive approach that the City of Leduc has already taken with the amendments made under the Community Standards Bylaw.
Cannabis in Public Spaces *Anticipate this resolution to be	ensure the consumption of cannabis is provincially regulated the same as liquor is currently regulated in public spaces across Alberta. <b>Note:</b> entire resolution submission is attached on next page		* *	The resolution if accepted by the Province would provide a consistent approach across Alberta for the enforcement of the public use of cannabis. The patchwork of bylaws from one municipality to another would be removed and the educational component on where cannabis can be consumed would be have a consistent message across Alberta.
presented at the convention	e	City of St. Albert	SUPPORT	The City of Leduc is planning to invest approximately \$15,000, in 2018 alone, on a public education campaign regarding the specifics of our bylaw. If the Province had imposed a consistent regulation for all municipalities, these funds may have been invested in other support/ prevention programs or enforcement initiatives.
				In addition, if the consumption was provincially regulated, then enforcement/prosecution would be the responsibility of the Province versus each municipality incurring legal expenses for the prosecution of cannabis consumption related offences.
				In addition, by having it as a Provincial statute, our RCMP would be more engaged to enforce violations for public consumption given that they are NOT usually involved in municipal bylaw offences.

NOTE: There are no 2018 resolutions in the categories of Strategic/Business Plan Scope, Endorsement Requests or Targeted Scope.

### AUMA Resolution 2018. E1

**Town of Sundre** Cannabis Assessment and Taxation

**WHEREAS** the legalization of cannabis has led to the development of cannabis grow operations in Alberta communities;

**WHEREAS** cannabis grow operations are industrial-scale facilities that represent considerable servicing costs for municipalities;

**WHEREAS** current wording in the Municipal Government Act and Matters Relating to Assessment and Taxation Regulation does not clearly enable municipalities to tax cannabis grow operations; and

**WHEREAS** other ratepayers will be forced to subsidize the servicing of cannabis grow operations unless municipalities are clearly enabled to tax them at fair market value.

**IT IS THEREFORE RESOLVED THAT** the Alberta Urban Municipalities Association request the Government of Alberta to amend appropriate legislation and regulations to clearly enable municipalities to assess and tax cannabis grow operations at fair market value.

### **BACKGROUND:**

The legalization of cannabis for both medicinal and recreational purposes has led to the development of federally licensed grow operations across Canada, including a number in Alberta. These facilities are major, industrial-scale developments consisting of large structures resembling factory environments. Given their scope and intensity of use, cannabis grow operations represent considerable municipal servicing costs.

Despite the high costs for municipalities associated with cannabis grow operations, it is not currently clear whether they can be appropriately taxed. Currently, Section 298 (1) of the *Municipal Government Act* states that no assessment is to be prepared for the following property:

- (w) growing crops;
- (y) farm buildings, except to the extent prescribed in the regulations;

The Matters Relating to Assessment and Taxation Regulation provides through Section 30 (f) that the taxation of farm buildings will be phased out in urban municipalities over five years, culminating in a 100% exemption in 2022. As significant property value is tied to the industrial-scale structures used in cannabis grow operations, this represents a large loss of taxation base.

Given the large scale and high intensity of use of cannabis grow operations, it would be inappropriate to classify them as typical agricultural uses. As a result of the exemption of the



exemption of land used for growing crops and the phase-out of taxation of farm buildings, this classification would mean that other ratepayers are required to subsidize the servicing of cannabis grow operations.

It is not appropriate for homeowners and other businesses to shoulder the burden of servicing cannabis grow operations. In order to address this issue, the Government of Alberta needs to make appropriate legislative and regulatory amendments to clearly enable municipalities to tax cannabis grow operations at fair market value. While the Minister of Municipal Affairs has stated that he is "with us" on this issue, no changes have yet been made. Given that cannabis grow operations continue to proliferate across the province, it is vital that changes are made now.

### **AUMA Comments:**

 AUMA has consistently advocated for amendment to the Matters Related to Assessment and Taxation Regulation to ensure that cannabis grow operations be assessed and taxed at fair market value. While the Minister of Municipal Affairs has indicated that he supports the need for change, at the time of writing, AUMA has not seen a concrete proposal for amendments. There is concern that unless Alberta's cabinet approves changes soon, it may not be possible to make the necessary regulatory amendments until after the upcoming provincial election. **WHEREAS** the *Alberta Gaming, Liquor and Cannabis Act* (the "*Act*") and its associated regulation establish rules for the use and consumption of liquor and the use, smoking and vaping of cannabis in public spaces;

**WHEREAS** the *Act* provides much more stringent restrictions on liquor consumption in public spaces than cannabis despite the intoxicating effects of both substances;

**WHEREAS** in preparing for federal legalization of cannabis possession, many municipalities across Alberta have received public feedback in opposition to widespread consumption of cannabis in public spaces; and,

**WHEREAS** Alberta's municipalities have had a limited timeframe to interpret Federal and Provincial legislation, consult their residents regarding public consumption, draft appropriate bylaws for cannabis consumption, and consider broader regional and provincial impacts,

**IT IS THEREFORE RESOLVED THAT** the Alberta Urban Municipalities Association (AUMA) request that the Alberta Government amend the *Gaming, Liquor and Cannabis Act* to ensure the consumption of cannabis is provincially regulated the same as liquor is currently regulated in public spaces across Alberta.

### **BACKGROUND:**

Federal legislation will legalize cannabis possession effective October 17, 2018 in Canada. In preparing for this date, the Alberta Government updated the *Gaming and Liquor Act* to become the *Gaming, Liquor and Cannabis Act* in November 2017.

The *Act* prohibits the smoking and vaping of cannabis in any place where tobacco is restricted per the *Alberta Tobacco and Smoking Reduction Act*, in addition to certain types of property, including hospitals, sports fields, playground, and more. Through bylaw, Alberta municipalities may create additional restrictions on public consumption, which the City of St. Albert and other municipalities across Alberta have undertaken in advance of October 17<sup>th</sup>.

Section 89 of the *Gaming, Liquor and Cannabis Act* provides detailed regulations regarding the consumption of liquor in public places:

**89 (1)** Except as provided in this Act, no person may use or consume liquor in a public place or any place other than a residence, temporary residence, licensed premises or a place or class of place prescribed in the regulations where liquor may be used or consumed.

Section 89 also allows some permissions for liquor consumption in public parks or picnic areas, if designated by the owner as permissible, and if the liquor is consumed with food. Many other Canadian Provinces and Territories have implemented legislation that treats the public consumption of cannabis very similar to Alberta's approach to liquor consumption, per the above, including: Saskatchewan, Manitoba, Ontario, Newfoundland and Labrador, Prince Edward Island, New Brunswick, Nunavut, and the Yukon.

Given the looming legalization date, the pace at which cannabis legalization across Canada has been implemented, and that many Alberta municipalities received public feedback on cannabis legalization after the May 31<sup>st</sup>, 2018 Resolution deadline to inform municipal bylaw amendments, the City of St. Albert believes this topic meets the AUMA's criteria for an *extraordinary resolution*.

Multiple public engagement surveys conducted by Alberta municipalities indicated a significant degree of opposition to the public consumption of cannabis, and also indicated that Albertans preferred an approach similar to alcohol than smoking, when asked.

While the City of St. Albert appreciates the Province of Alberta enabling local decision-making regarding the public consumption of cannabis, the City is concerned that consumption is being approached by the Province too much like smoking, and not enough like the regulation of alcohol, given the intoxicating effects of both substances. Moreover, the pace of this process has not allowed for effective inter-municipal approaches to consumption, which may create unintended consequences at the regional or provincial level. Therefore, provincial action is required in this respect.

As an example, within the Edmonton Metropolitan Region alone, there are significant discrepancies amongst municipal neighbours regarding cannabis consumption regulations. While St. Albert has instituted a complete public consumption ban, Stony Plain and Leduc have specified a ban on smoking/vaping of cannabis in public places; Fort Saskatchewan will allow smoking/vaping in areas as designated by signage; Edmonton may allow within 30 meters of playgrounds, spray parks, sports fields; Strathcona County intends to ban the smoking/vaping of cannabis in places that include patios, theatres, events/markets, hotel rooms and swimming pools/spray parks. While many of these Bylaws have not received 3<sup>rd</sup> Reading at the time of this Resolution, this showcases a microcosm of differing approaches that will likely serve to confuse Albertans.

The City of St. Albert sees this request as consistent with previous AUMA advocacy efforts, whereby in their October 27, 2017 submission to the Minister of Justice and Solicitor General, the AUMA supported the Province enacting a provincial-wide ban on public consumption, but to allow municipalities to permit consumption in certain designated areas, as well as in specially licensed bars or lounges, should they choose.

Specifically, the City of St. Albert proposes that the AUMA request that the Government of Alberta undertake appropriate legislative changes to the Alberta *Gaming, Liquor and Cannabis Act* to ensure a consistent approach to cannabis and liquor consumption is implemented across the Province, with a ban on cannabis consumption in public places unless otherwise specified.



