

ROCKY VIEW COUNTY
SPECIAL COUNCIL MEETING MINUTES
January 20, 2020

A special meeting of Rocky View County Council was held in the Council Chambers of the County Hall, 262075 Rocky View Point, Rocky View County, Alberta on January 20, 2020 commencing at 9:00 a.m.

Present:

Division 6	Reeve G. Boehlke
Division 4	Deputy Reeve A. Schule
Division 2	Councillor K. McKylor
Division 3	Councillor K. Hanson (arrived at 9:01 a.m.)
Division 5	Councillor J. Gautreau
Division 7	Councillor D. Henn
Division 8	Councillor S. Wright
Division 9	Councillor C. Kissel

Absent: Division 1 Councillor M. Kamachi

Also Present:

- A. Hoggan, Chief Administrative Officer
- G. Kaiser, Executive Director, Community and Business
- C. Satink, Municipal Clerk, Municipal Clerk's Office
- M. Mitton, Legislative Coordinator, Municipal Clerk's Office

Call to Order

The Chair called the meeting to order at 9:00 a.m. with all members present with the exception of Councillor Hanson.

1-20-01-20-01

Updates/Acceptance of Agenda

MOVED by Councillor Henn that the January 20, 2020 Special Council Meeting Agenda be approved as presented.

Carried
Absent: Councillor Hanson

1-20-01-20-02 (K-1)

All Divisions – Closed Session – Confidential Item – Personnel Matter

File: RVC2020-06

Councillor Hanson arrived to the meeting at 9:01 a.m.

MOVED by Deputy Reeve Schule that Council move into closed session at 9:01 a.m. to consider the confidential item "Personnel Matter" pursuant to the following sections of the *Freedom of Information and Protection of Privacy Act*:

- Section 23 – Local public body confidences
- Section 27 – Privileged information

Carried

Council held the closed session for confidential item K-1 with no additional people in attendance.

MOVED by Deputy Reeve Schule that Council move into open session at 9:45 a.m.

Carried

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MOVED by Councillor Wright that Council postpone their decision until January 28th, 2020 to allow Councillor Wright's legal counsel time to review and provide advice.

Defeated

MOVED by Councillor Henn:

WHEREAS:

- A. Pursuant to Section 174(1)(b) of the Municipal Government Act, RSA 2000, c.M-26 (the "MGA"), a Councillor is disqualified from Council if the Councillor ceases to be eligible for nomination as a candidate under the Local Authorities Election Act, RSA 2000, c. L-21 ("LAEA").
- B. Pursuant to Section 22(1)(c) of the LAEA, a person is not eligible to be nominated as a candidate in any election if on nomination day the person is indebted to the municipality of which the person is an elector for taxes in default exceeding \$50.
- C. Pursuant to Section 175(1) of the MGA, a Councillor that is disqualified must resign immediately.
- D. Pursuant to Section 175(2) of the MGA, if the Councillor does not resign immediately, then Council may apply to a Judge of the Court of Queens Bench of Alberta for an Order declaring the person to be disqualified from Council.
- E. Councillor Wright owns property in the County as one of two owners on title.
- F. Councillor Wright has not paid property taxes owing on her property for 2018 or 2019. Including penalties, the total property tax arrears for Councillor Wright's property are \$10,572.27.
- G. Councillor Wright is indebted to the County for taxes in default exceeding \$50.
- H. Councillor Wright is not eligible for nomination as a candidate under the LAEA.
- I. Councillor Wright is therefore disqualified.
- J. Councillor Wright has not resigned.

IT IS HEREBY MOVED that if Councillor Wright does not resign from Council prior to the start of the meeting on January 28, 2020, then Council directs the CAO to instruct legal counsel to apply to a Judge of the Court of Queen's Bench of Alberta declaring Councillor Wright to be disqualified from Council.

Carried

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Adjournment

MOVED by Deputy Reeve Schule that the January 20, 2020 Council meeting be adjourned at 9:51 a.m.

Carried



Reeve or Deputy Reeve



Chief Administrative Officer or Designate