



CITY OF ST. ALBERT
CITY COUNCIL
MEETING MINUTES - FINAL

Monday, January 25, 2021

2:00 PM conducted electronically via Zoom

Attendance (at start of meeting)

This meeting was conducted Electronically Via ZOOM.

PRESENT:

Mayor Heron
Councillor Brodhead
Councillor Hansen
Councillor Hughes
Councillor Joly
Councillor MacKay
Councillor Watkins

STAFF:

K. Scoble, Chief Administrative Officer
K. Hilts, Deputy Chief Administrative Officer
D. Leflar, Director of Legal & Legislative Services/CLO
B. Barclay, Acting Director of Finance & Assessment
C. Wong, Deputy City Clerk
T. Dallimore, Legislative Officer

2. Adoption of Agenda

2.1 AR-20-456 Adoption of Agenda

Moved by Councillor MacKay
That the January 25, 2021 Agenda be adopted as
amended by adding 15.1 Code of Conduct Complaint #1,
15.2 Code of Conduct Complaint #2 and 15.3 Code of
Conduct Complaint #3.
CARRIED UNANIMOUSLY

3. Presentations, Delegations, and Announcements

- 3.1 AR-21-031 Registered Speaker Presentation Re: Lions Club - RV & Park Grounds
- Chris Holmes, Lions Club, spoke in regard to the plans to develop the Lions Club - RV & Park Grounds.
- Bryan Evans, Lions Club, Committee Chair spoke in regard to the plans to develop the Lions Club - RV & Park Grounds.
- Henry Irving, Lions Club, spoke in regard to the plans to develop the Lions Club - RV & Park Grounds.

5. Consent Agenda

- 5.1 CA-21-002 Consent Agenda
- Presented by: Kevin Scoble, Chief Administrative Officer
- Moved by Councillor Brodhead
- That the recommendations in the following agenda report be approved:
- 6.1 Regular Council Meeting Minutes of January 11, 2021
- 7.1 Community Living Standing Committee (CLSC) Draft (unadopted) Minutes and Agenda Items from January 18, 2021
- 7.2 CLSC Rec: 2021 WILDNorth Funding Request
- 7.3 CLSC Rec: Environmental Advisory Committee 2020 Report and 2021 Priorities
- 7.4 Community Growth & Infrastructure Standing Committee (CGISC) Draft (unadopted) Minutes and Agenda Items from January 18, 2021
- 8.1 Time Extension Request - Indigenous Portfolio
- 8.2 Time Extension Request - Capital Funding Alternative
- 9.2 Bylaw 18/2005 Traffic Bylaw Amendments (1st reading)

11.1 Civic and External Agency - Councillors' Updates
CARRIED UNANIMOUSLY

6. Adoption of Minutes

6.1 MIN-21-002 Regular Council Meeting Minutes of January 11, 2021

The following motion was approved on Consent Agenda:
That the Regular Council Minutes of January 11, 2021, be adopted as presented.

7. Committee Business

7.1 CB-21-001 Community Living Standing Committee (CLSC) Draft (unadopted) Minutes and Agenda Items from January 18, 2021

Presented by: Councillor Joly

The following motion was approved on Consent Agenda:
That the Draft (unadopted) Minutes of the January 18, 2021 Community Living Standing Committee meeting be received as information.

7.2 CB-21-003 CLSC Rec: 2021 WILDNorth Funding Request

Presented by: Councillor Joly

The following motion was approved on Consent Agenda:
That WILDNorth receive a one-time grant of \$10,000 to cover St. Albert based wildlife rescue and rehabilitation operations in 2021, to be funded from the Stabilization Reserve.

That the deadline for Administration to bring forward to Committee a recommendation for a more comprehensive policy to specify circumstances in which funding may be provided to organizations that work in St. Albert but are not based in St. Albert, is extended to June 30, 2021.

7.3 CB-21-004 CLSC Rec: Environmental Advisory Committee 2020

Report and 2021 Priorities

Presented by: Councillor Joly

The following motion was approved on Consent Agenda:
That the 2020 Annual Report to Council - Environmental Advisory Committee ("EAC Annual Report for 2020") provided as an attachment to the January 18, 2021 Community Living Standing Committee agenda report entitled "Environmental Advisory Committee 2020 Report and 2021 Priorities", be received as information.

That the Environmental Advisory Committee's Proposed 2021 Priorities set out on page 9 of the EAC Annual Report for 2020, be approved.

- 7.4 CB-21-002** Community Growth & Infrastructure Standing Committee (CGISC) Draft (unadopted) Minutes and Agenda Items from January 18, 2021
Presented by: Councillor Hansen

The following motion was approved on Consent Agenda:
That the Draft (unadopted) Minutes of the January 18, 2021 Community Growth & Infrastructure Standing Committee meeting be received as information.

8. Business Items

- 8.1 AR-20-464** Time Extension Request - Indigenous Portfolio
Presented by: Kevin Scoble, Chief Administrative Officer

The following motion was approved on Consent Agenda:
That a deadline extension until Q3 2021 be approved, for Administration to report back on potential next steps regarding the possibility of a formal Indigenous Advisory Committee.

- 8.2 AR-21-012** Time Extension Request - Capital Funding Alternative
Presented by: Kevin Scoble, Chief Administrative Officer

The following motion was approved on Consent Agenda:

That a deadline extension until June 2021 be approved, for Capital Funding Alternatives.

9. Bylaws

- 9.1 BL-20-052 Borrowing Bylaw 41/2020 Range Road 260 & Lakeview Business District Servicing (2nd & 3rd readings)
Presented by: Diane McMordie, Director, Finance & Assessment/CFO

Moved by Councillor Brodhead

That Bylaw 41/2020, being a Borrowing Bylaw to finance the design and construction of water, sanitary, stormwater and road infrastructure necessary to support a Community Amenities Site and the Lakeview Business District, be read a second time.

CARRIED UNANIMOUSLY

Moved by Councillor Brodhead

That Bylaw 41/2020 be read a third time.

CARRIED UNANIMOUSLY

- 9.2 BL-21-004 Bylaw 18/2005 Traffic Bylaw Amendments (1st reading)
Presented by: Councillor Hansen

The following motion was approved on Consent Agenda: That the "Public Consultation Report: City of St. Albert Traffic Network Speed Review" report, provided as an attachment to the January 18, 2021 Community Growth and Infrastructure Standing Committee agenda report entitled "Bylaw 18/2005 Traffic Bylaw Amendments", be received as information.

That Bylaw 04/2021, being amendment 16 to the Traffic Bylaw 18/2005, be read a first time.

That a Non-Statutory Public Hearing to allow residents / stakeholders to be heard by Council with respect to proposed amending Bylaw 04/2021, be scheduled for

February 16, 2021.

That subject to passage of Bylaw 4/2021, \$230,000 be approved to implement pedestrian crossing improvements, field signage installation, and to carry out public messaging for these Traffic Bylaw amendments, funded from the Traffic Safety Reserve.

11. Civic and External Agencies - Councillors' Updates

11.1 AR-21-001 Civic and External Agency - Councillors' Updates

The following item was approved on Consent Agenda: Councillors provided updates on the work and activities of the civic and external agencies on which they serve as Council's representatives.

12. Information Requests / Notices of Motion / Announcements

Notice of Motion - Councillor Hansen

Direct administration to secure a site for the purpose of setting up a spontaneous use temporary disc golf course for the 2021 season, including mats and baskets (please provide costs).

Further that appropriate public engagement/input on the feasibility of a permanent course occur by Q3, 2021.

That funding for this project come from the stabilization reserve.

Notice of Motion - Councillor Hansen

Direct administration to change current service levels of the Dog friendly Park and implement a dedicated area at Lacombe Park Lake for small dogs (please provide costs). That this service level change be funded through the stabilization reserve.

Council recessed at 3:01 p.m.

Council reconvened at 3:06 p.m.

15. In Camera

15.1 INC-21-011 Code of Conduct Complaint #1 - International Travel Complaint

Presented by: David Leflar, Director of Legal and Legislative Services

In Attendance:

D. Leflar, Director, Legal & Legislative Services/Chief Legislative Officer (Advice and Information)

Moved by Councillor Brodhead

That Council go in camera for a confidential discussion of Code of Conduct Complaints pursuant to Schedule A of the Council Code of Conduct Bylaw and pursuant to Sections 17 and 27(1)(a) of the Freedom of Information and Protection of Privacy Act.

CARRIED UNANIMOUSLY

Council went in camera at 3:19 p.m.

Moved by Councillor Joly

That Council reconvene in Public.

CARRIED UNANIMOUSLY

Council reconvened in public at 5:05 p.m. with Deputy Mayor Watkins in the chair.

Moved by Councillor Joly

That details of the in camera discussion with respect to personal information or information subject to solicitor and client privilege, be kept confidential.

CARRIED UNANIMOUSLY

Jen Cote, spoke regarding the three Council Code of Conducts Complaints.

Rick Pysyk, spoke regarding the three Council Code of Conducts Complaints.

Allan Bohychuk, spoke regarding the Council Code of Conduct Complaint #1 - International Travel.

Jerry Manegre, spoke regarding the three Council Code of Conducts Complaints.

Mike Killick, spoke regarding the three Council Code of Conducts Complaints.

Sandy Clark, spoke regarding the three Council Code of Conducts Complaints.

Councillor Hughes withdrew from debate or voting on any motions arising from the Code of Conduct Complaint #1 - International Travel on the basis that:

(a) it is contrary to natural justice principles for anyone to sit as the decider in their own case; and

(b) depending on the outcome of the vote she could be monetarily affected and therefore may have a pecuniary interest as defined by the *Municipal Government Act*.

Councillor Hughes left the meeting at 5:30 p.m.

Moved by Councillor Brodhead

WHEREAS a Formal Complaint under the Council Code of Conduct Bylaw has been received, alleging that Councillor Sheena Hughes contravened sections 7(c) and 7(d) of the said bylaw by traveling out of Canada during the holiday period of late December 2020 and early January 2021 at a time when recommendations of health authorities discourage such travel without prohibiting it;

AND WHEREAS Councillor Hughes has acknowledged traveling out of Canada at that time but has not acknowledged that her travel is a contravention of the Code of Conduct;

AND WHEREAS Councillors have heard from many members of the St. Albert community who have suffered from illness, loss of loved ones and friends, economic and mental hardship and distress as a result of both the COVID-19 pandemic itself and the responses to the pandemic of various levels of government;

AND WHEREAS Councillors wish to acknowledge that they understand and share the anger and frustration that comes from being unable to control or influence the effects of the virus, or live their lives in a normal fashion under the various restrictions that have been imposed through Orders and guidelines from the senior levels of government;

AND WHEREAS Councillors also acknowledge that they have a duty to look very closely at both the letter, and the spirit and intent, of the Council Code of Conduct and determine whether the conduct complained of is actually a contravention of the Code, regardless of what any person's subjective opinion of it might be;

AND WHEREAS Council is of the opinion that the acknowledged travel activities of Councillor Hughes do not in fact constitute a contravention of the Council Code of Conduct Bylaw because this is not conduct that negatively impacts the integrity of the City or the high standards of ethical conduct that the public expects of its elected representatives, which is the standard set out in the Code itself;

NOW THEREFORE BE IT RESOLVED that the aforesaid Formal Complaint against Councillor Hughes is hereby dismissed.

CARRIED UNANIMOUSLY

Council Hughes returned to the meeting at 5:52 p.m.

Councillor Hughes requested a point of privilege to address Council on the Code of Conduct Complaint filed against her.

15.2 INC-21-019

Code of Conduct Complaint #2 - Interprovincial Travel Complaint

Presented by: David Leflar, Director of Legal and Legislative Services

Councillor Hansen declared this complaint was filed against her and waived her right to have it discussed *in camera*. Councillor Hansen then withdrew from debate and voting on any motions arising from Code of Conduct Complaint #2 - Interprovincial Travel on that basis that:

- (a) it's contrary to natural justice principles for a person to sit as the decider in their own case; and
- (b) depending on the outcome of the vote she could be monetarily affected and therefore may have a pecuniary interest as defined by the *Municipal Government Act*.

Councillor Hansen left the meeting at 6:01 p.m.

Moved by Councillor Joly

That the formal complaint in regard to travel to another Canadian province be hereby dismissed.

CARRIED UNANIMOUSLY

Councillor Hansen returned to the meeting at 6:06 p.m.

15.3 INC-21-020

Code of Conduct Complaint #3 - Travel within Alberta Complaint

Presented by: David Leflar, Director of Legal and Legislative Services

Mayor Heron declared Code of Conduct Complaint #3 - Travel within Alberta was made against her. She waived

the right to go *in camera* and clarified details of the complaint filed against her.

Mayor Heron withdrew from debate or voting on this motion for the following reasons:

- (a) because it is contrary to natural justice principles for anyone to sit as the decider in their own case; and
- (b) because depending on the outcome of the vote she could be monetarily affected and therefore may have a pecuniary interest as defined by the *Municipal Government Act*.

Mayor Heron left the meeting at 6:10 p.m.

Moved by Councillor MacKay

That the formal complaint in regard to travel within Alberta to another municipality be dismissed.

CARRIED UNANIMOUSLY

Mayor Heron returned to the meeting at 6:15 p.m.

The Mayor resumed the Chair.

16. Adjournment

The Mayor adjourned the meeting at 6:19 p.m.

MAYOR

CHIEF LEGISLATIVE OFFICER