

Official Administrator Report Review and Approval of Council Meeting Minutes

Regular Council Meeting: September 26th, 2023

Resolution No.	Motion	Council Decision	OA Response	Comments
230926-01	Motion that Council accept the agenda for September 26, 2023 Regular Council Meeting with the following amendments: <ul style="list-style-type: none"> Item 6.5 - Cancel the October 3, 2023 Regular Council Meeting Item 6.6 - Notice of Motion 	<p>6-1 CARRIED FOR Mayor Jeff Colvin Deputy Mayor Stephen Hanley Councillor Sandy Johal-Watt Councillor Mel Foat Councillor Blaine Funk Councillor Ritesh Narayan OPOSED Councillor Shannon Dean</p>	ALLOWED	
230926-02	Motion that Council accept the Bylaw 015-23 MDP Amending Bylaw presentation as information.	CARRIED UNANIMOUSLY	ALLOWED	
230926-03	Motion that Council approve the scheduling of a Public Hearing for Bylaw 015-23 to take place at 9:00am on October 31, 2023.	CARRIED UNANIMOUSLY	ALLOWED	
230926-04	Motion that Council directs City Administration to proceed with the asset transfer to the City of Calgary, for the portion of the 17 Ave Water Main between 84 St SE and RR 284.	CARRIED UNANIMOUSLY	ALLOWED	

OA Initials

October 4, 2023

Date

Municipal Government Act,

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230926-05	Motion that Council amend motion #230117-09 to read as: "Motion that Council allows administration to implement the transit system for the City of Chestermere; Council allows administration to purchase the buses needed to begin the City of Chestermere Transit program, and any purchases would come out of the 2023 Transportation Budget; the buses will be a combination of Molly Trolleys and Shuttle buses. Administration provides quarterly updates for Council's Refinements of the implementation plan. New infrastructure costs shall consist of only posts and/or signs."	6-1 CARRIED FOR Mayor Jeff Colvin Deputy Mayor Stephen Hanley Councillor Sandy Johal-Watt Councillor Mel Foat Councillor Blaine Funk Councillor Ritesh Narayan OPOSED Councillor Shannon Dean	ALLOWED	See below
230926-06	Motion that Council accept the RCMP Information Package as information per items 6.1 on the September 26, 2023 Regular Council Meeting Agenda.	CARRIED UNANIMOUSLY	ALLOWED	
230926-07	Motion that Council accept the IT September Update presentation as information.	CARRIED UNANIMOUSLY	ALLOWED	
230926-08	Motion that Council accept the Rainbow Road Bridge Contract Award Update as information.	CARRIED UNANIMOUSLY	ALLOWED	
230926-09	Motion that Council directs Administration to award the Rainbow Road Bridge Upgrade to Volker Stevin Contracting Ltd. in the amount of \$4,768,371.00 excluding GST.	CARRIED UNANIMOUSLY	ALLOWED	

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230926-10	Motion that Council cancel the October 3rd, 2023 Regular Council meeting.	CARRIED UNANIMOUSLY	ALLOWED	
230926-11	Motion that Council rescind Motion 230926-11 which reads as: "Motion that Council request that the OA be required to review all Motions and Resolutions within 7 days and to make this request to not only the Minister of Municipal Affairs but to the Premier of Alberta and the Minister of Justice."	CARRIED UNANIMOUSLY	ALLOWED WITH REVISIONS	See below
230926-12	Councillor Foat brought Notice of Motion to Council, seconded by the Mayor, to bring these two items to the October 17, 2023 Council Meeting: 1. Motion that Council request that the OA be required to review all Motions and Resolutions within 7 days and to make this request to not only the Minister of Municipal Affairs but to the Premier of Alberta and the Minister of Justice." 2. Motion that Council requests that all previous Disallowed Motions and Resolutions be sent to Premier Danielle Smith, Minister of Justice Mr. Avery, and the Minister Ric McIver and approval of this motion be granted within seven days.	4-3 CARRIED FOR Mayor Jeff Colvin Deputy Mayor Stephen Hanley Councillor Mel Foat Councillor Blaine Funk OPPOSED Councillor Shannon Dean Councillor Sandy Johal-Watt Councillor Ritesh Narayan	ALLOWED	See below
230926-13	Motion that Council direct Administration to respond to Municipal Affairs with the report identified in Item	4-3 CARRIED FOR	ALLOWED	

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	6.6 of the September 26, 2023 Regular Council Meeting by September 29, 2023.	Mayor Jeff Colvin Deputy Mayor Stephen Hanley Councillor Mel Foat Councillor Blaine Funk OPPOSED Councillor Shannon Dean Councillor Sandy Johal-Watt Councillor Ritesh Narayan		
230926-14	Motion that Council direct Administration to bring forward "Council-Administration Protocols" to guide relationships between all Council members, senior management, and staff.	CARRIED UNANIMOUSLY	ALLOWED	
230926-15	Motion that Council accept the Review of Minister McIver's list of clarifications – August 2, 2023 Presentation as information.	4-3 CARRIED FOR Mayor Jeff Colvin Deputy Mayor Stephen Hanley Councillor Mel Foat Councillor Blaine Funk OPPOSED Councillor Shannon Dean Councillor Sandy Johal-Watt	ALLOWED	THE OA WILL LEAVE IT TO THE MINISTER TO DETERMINE IF THIS IS COMPLIANT WITH THE DIRECTIVES

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		Councillor Ritesh Narayan		
230926-16	Motion that Council Adjourn at 3:25 p.m.	CARRIED UNANIMOUSLY	ALLOWED	

I, Doug Lagore, have been appointed Official Administrator of the City of Chestermere (the “City”) by the Minister of Municipal Affairs pursuant to Ministerial Order MSD082/22. My appointment was extended to March 31, 2023 by Ministerial Order MSD008/23 and further extended to December 31, 2023 by Ministerial Order MSD022/23. Below are my reasons in respect of the following resolutions:

- Resolution 230926-05
- Resolution 230926-11
- Resolution 230926-12

Resolution 230926-05

Resolution 230926-05 amends a resolution from the January 17th, 2023, Council meeting. There is no explanation in the Agenda Package as to why Resolution 230117-09 required amendment. There is no basis for why this was brought back to Council for amendment over eight months after the resolution was passed. It is entirely reasonable to bring resolutions back to be amended if necessary. However, I would expect that where administration sought to bring a Resolution back to Council for amendment (such as removing the direction regarding phasing of purchasing) that there would be a report from Administration identifying why an amendment was sought.

Resolution 230926-11

Resolution 230926-11 purports to rescind Resolution 230926-11. This doesn’t make sense.

I believe that what is currently Resolution 230926-11 should be 230926-12 and that Resolution 230926-11 should read:

“Motion that Council request that the OA be required to review all Motions and Resolutions within 7 days and to make this request to not only the Minister of Municipal Affairs but to the Premier of Alberta and the Minister of Justice.”

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Resolution 230926-11 will then be identified in the minutes as being rescinded by Resolution 230926-12 and can be shown as struck through on the minutes.

The subsequent numbering of resolutions will also be required to be amended.

I allow the content of Resolution 230926-11 with the requirement to amend to reflect what occurred at the Council meeting and renumbering of the Resolutions.

Resolution 230926-12

The Procedure Bylaw provides that a Councillor may who wishes to introduce a new matter for consideration at a Council Meeting must submit a Notice of Motion in writing or electronically to the Municipal Clerk or their designate by 12:00 PM not less than 10 business days prior to the Meeting that the Councillor wishes to introduce their Notice of Motion. (s. 7.1).

A Notice of Motion must provide the following:

- The proposed motion to be considered by Council;
- The name the Councillor who seconds the notice of motion;
- The date of the Meeting at which the Councillor will read the Notice of Motion into the record; and
- The date of the Meeting at which the proposed motion will be considered by Council after the Notice of Motion has been read into the record. (s. 7.2)

In short, a Councillor provides a Notice of Motion to the Municipal Clerk with the proposed motion and the name of the Councillor who seconds the notice of motion. The Councillor reads the Notice of Motion into the record at a meeting and then at a subsequent meeting, Council may consider the proposed motion.

It is not necessary for Council to vote on a Notice of Motion to add to the next Council meeting’s agenda. This is an inefficient and arguably incorrect method for Councillors to bring a proposed motion to be considered by Council.

I see no value in disallowing this motion but note that Councillors should follow the process set out in the Procedure Bylaw to ensure a consistent and efficient process is used.



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