

**VILLAGE OF RYLEY
REGULAR COUNCIL MEETING
November 19, 2019, 6:45 p.m.
Ryley Municipal Office Council Chambers**

COUNCIL members present

Mayor	Terry Magneson
Councillor	Cyndy Heslin
Councillor	Brian Ducherer
Councillor	Nik Lee
Councillor	Mathew Kowalski

ADMINISTRATION present:

CAO	Glen Hamilton-Brown
Recording Secretary	Jocelyn Gates

1. CALL TO ORDER:

Mayor Magneson called the meeting to order at 6:47 p.m.

2. ADDITIONS/DELETIONS:

12.2 Discussion of Ryley Fuel Supply Point

3. APPROVAL OF THE AGENDA:

2019-11-19 #1: MOVED by Cr. Ducherer to approve the agenda with amendments. **CARRIED**

4. MINUTES OF PREVIOUS MEETINGS:

4.1 October 15, 2019 Organizational Meeting

2019-11-19 #2: MOVED by Cr. Heslin that council for the Village of Ryley approves the October 15, 2019 Regular Council Meeting minutes. **CARRIED**

4.2 October 15, 2019 Regular Meeting

2019-11-19 #3: MOVED by Cr. Ducherer that council for the Village of Ryley approves the October 15, 2019 Regular Council Meeting minutes. **CARRIED**

4.3 November 5, 2019 Committee of the Whole

2019-11-19 #4: MOVED by Cr. Ducherer that council for the Village of Ryley approve the November 5, 2019, Committee of the Whole Minutes. **CARRIED**

5. DELEGATIONS: NONE

6. BUSINESS FROM MINUTES:

6.1 Recommendations from Hearings of 5 November 2019 (Code of Conduct)

Cr. Heslin requests all Councillors to consider whether they must recuse themselves from consideration and voting on this recommendation for Hearing#3.

Mayor Magneson recused himself, left council chambers at 6:52 p.m. and handed the chair to deputy mayor Cr. Heslin.

Cr. Lee recused himself and left council chambers at 6:54 p.m.

 Mayor	 CAO
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The committee determined that Cr. Magneson does have a pecuniary interest under sections 170 (1) (a) and (b) of the Municipal Government Act. However the committee has determined that Cr. Magneson's interest is so remote or insignificant that it cannot reasonably be regarded as likely to have influenced him for the complained-of incidences, pursuant to section 170 (3) (j) of the Municipal Government Act and therefore he would not have been required to recuse himself for those complained-of incidences.

Accordingly the committee recommends that council should place no sanctions against Cr. Magneson in connection with this complaint.

2019-11-19 #5: MOVED by Cr. Heslin that council for the Village of Ryley accepts the recommendations from Committee of the Whole on Hearing #3. **CARRIED**

Mayor Magneson and Cr. Lee returned to council chambers at 6:56 p.m.

Deputy Mayor Heslin handed the chair back to Mayor Magneson at 6:57 p.m.

6.2 Ryley Preschool Funding

2019-11-19 #6: MOVED by Cr. Heslin that council for the Village of Ryley defers the request until Ryley Preschool can attend the next council meeting and explain their needs. **CARRIED**

7. NEW BUSINESS:

7.1 Subdivision Authority

2019-11-19 #7: MOVED by Cr. Ducherer that Council for the Village of Ryley appoints Jane Dauphine from Municipal Planning Services as the Subdivision Authority for the Village of Ryley. **CARRIED**

7.2 Community Christmas Hamper Committee

2019-11-19 #8: MOVED by Cr. Heslin that Council for the Village of Ryley directs administration to place in the budget process a standing budget line of \$1000.00 yearly to support the Community Christmas Hamper Program. **CARRIED**

7.3 Beaver County Victim Services Municipal Funding Request

2019-11-19 #9: MOVED by Cr. Ducherer that Council for the Village of Ryley directs administration to place in the budget process a standing budget line of \$2 per capita yearly to support Beaver County Victim Services organization as per the funding request. **CARRIED**

7.4 BRAED Notice of Election



2019-11-19 #10: MOVED by Cr. Heslin that Council for the Village of Ryley directs administration of confirmation of our support of Cr. Ducherer for a 2 year term with BRAED executive committee. **CARRIED**

7.5 Farm Safety

2019-11-19 #11: MOVED by Mayor Magneson that Council for the Village of Ryley provide donation to the farm safety center at the rate of \$0.15 per residence to a maximum of \$300.00. **CARRIED**

7.6 NSWA Per Capita Funding Request

2019-11-19 #12: MOVED by Cr. Heslin that Council for the Village of Ryley defers the request until administration researches the 2019 Membership and any motion that is attached to it. **CARRIED**

 Mayor	 CAO
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7.7 2020 Emerging Trends in Municipal Law

2019-11-19 #13: MOVED by Cr. Ducherer that council for the Village of Ryley direct administration to register any councilors wishing to attend the 2020 Emerging Trends in Municipal Law session on February 13, 2020. **CARRIED**

7.8 McPherson Public Library Board Membership

2019-11-19 #14: MOVED by Cr. Ducherer that council for the Village of Ryley appoints Gene Hrabec as the Beaver County Representative for a three year term to the McPherson Municipal Library Board. **CARRIED**

7.9 Christmas Light Up Contest

2019-11-19 #15: MOVED by Cr. Kowalski that council for the Village of Ryley hold the Christmas Light Up Contest. Date of judging shall be held on December 5, 2019 from 6 to 8 pm. Cash prizes as follows: Best Outdoor Decorated Residence/Business: 1st-\$250, 2nd-\$200, 3rd-\$150. Best Outdoor Decorated Business: The prize for the best outdoor/window decorated business includes a framed certificate to display in the place of business. **CARRIED**

8. BYLAWS: NONE

9. FINANCIAL REPORTS:

9.1 Account Balances; Accounts Payable Bank Reconciliation, October 31, 2019

2019-11-19 #16: MOVED by Cr. Kowalski that Council for the Village of Ryley accepts the October 31, 2019 financial reports as presented. **CARRIED**

10. CORRESPONDENCE:

10.1 Beaver County 4-H Multi Club Thank you

2019-11-19 #17: MOVED by Cr. Ducherer that council for the Village of Ryley receive and file the correspondence. **CARRIED**

10.2 CN Grade Crossing Regulations

2019-11-19 #18: MOVED by Cr. Kowalski that council for the Village of Ryley receive and file the correspondence. **CARRIED**

11. REPORTS:

Cr. Ducherer advised council and gallery about the Christmas Dinner hosted by Ryley Swimming Pool at the Village market on Thursday, December 5th from 12:00-1:30 p.m.



Cr. Heslin and Mayor Magnuson provided council with a report of committees and events.

12. CLOSED SESSION:

2019-11-19 #19: MOVED by Cr. Ducherer that Council for the Village of Ryley convene in closed session at 8:02 p.m. pursuant to Section 197 of the Municipal Government Act to meet in private to discuss matters protected from disclosure by Sections 16 and 17 of the Freedom of Information and Protection of Privacy Act. **CARRIED**

Mayor Magnuson called a recess at 8:02 p.m.
Mayor Magnuson resumed the meeting at 8:10 p.m.

2019-11-19 #20: MOVED by Cr. Ducherer that Council for the Village of Ryley return to open meeting at 9:05 p.m. **CARRIED**

	
Mayor	CAO

Mayor Magneson called a recess at 9:05 p.m. for the public to return to chambers.
Mayor Magneson resumed the meeting at 9:06 p.m.

2019-11-19 #21: MOVED by Cr. Heslin that Council for the Village of Ryley convene in closed session at 9:10 p.m. pursuant to Section 197 of the Municipal Government Act to meet in private to discuss matters protected from disclosure by Section 17 of the Freedom of Information and Protection of Privacy Act.

CARRIED

2019-11-19 #22: MOVED by Cr. Kowalski that Council for the Village of Ryley return to open meeting at 9:45 p.m.

CARRIED

Mayor Magneson called a recess at 9:45 p.m. for the public to return to chambers.
Mayor Magneson resumed the meeting at 9:46 p.m.

2019-11-19 #23: MOVED by Cr. Ducherer that Council for the Village of Ryley directs Administration to seek legal assistance on behalf of Council of the Village of Ryley to apply to a judge of the Court of Queen's Bench for an order determining whether Cr. Lee has ceased to be qualified to remain a councillor, or an order declaring Cr. Lee to be disqualified from council pursuant to section 174(1) of the MGA, in conjunction with section 22(1) of the Local Authorities Election Act (LAEA).

Cr. Lee requested a recorded vote
In Favor: Cr. Heslin, Cr. Ducherer, Mayor Magneson, Cr. Kowalski
Opposed: Cr. Lee

CARRIED

2019-11-19 #24: Moved by Cr. Lee that in light of 2019-11-19#5 and agenda item 6.1 which states that councillor Magneson has a pecuniary interest pursuant to section 170 (1) (a) and (b), that council for the Village of Ryley shall retain legal council pursuant to section 175 (2) (a) (ii) to apply to a judge of the Court of Queen's Bench to determine whether Cr. Magneson is disqualified to sit as a councillor for the Village of Ryley.

Mayor Magneson recused himself at 10:06 p.m.

Cr. Lee requested a recorded vote
In Favor: Cr. Lee
Opposed: Cr. Heslin, Cr. Ducherer, Cr. Kowalski

DEFEATED

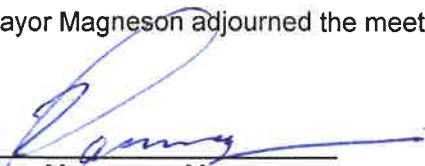
Mayor Magneson returned to council chambers at 10:07 p.m.

13: UPCOMING MEETINGS:



- 13.1 November 20, 2019 Beaver Ryley IMC
- 13.2 December 3, 2019 Committee of the Whole Meeting
- 13.3 December 17, 2019 Regular Meeting

14. ADJOURNMENT:

Mayor Magneson adjourned the meeting at 10:09 p.m.


Terry Magneson, Mayor


Glen Hamilton-Brown, CAO

 
Mayor CAO