

VILLAGE OF RYLEY

Regular Council Meeting (Video Conference), 15 December 2020, 6:45 p.m.

Livestream Video on Facebook Group: Village of Ryley

Telephone (778) 907-2071: Meeting ID - 974 6141 9019; Passcode – 874235

COUNCIL members present

Mayor	Terry Magneson	(Video Participant)
Councillor	Cyndy Heslin	(Video Participant)
Councillor	Brian Ducherer	(Video Participant)
Councillor	Mathew Kowalski	(Video Participant)
Councillor	Nik Lee	(Video Participant)

ADMINISTRATION present:

CAO	Glen Hamilton-Brown (Video Participant)
Recording Secretary	Jocelyn Gates (Video Participant)

1. CALL TO ORDER:

Mayor Magneson called the Regular Council Meeting to order at 6:48 p.m.

2. ADDITIONS/DELETIONS:

12Z.1 Cr. Kowalski statement in response to RPAC request for resignation

12Z.2 Cr. Ducherer comment on council meeting of December 1, 2020

12Z.3 Cr. Lee discuss email from CAO on December 5

3. APPROVAL OF THE AGENDA:

2020-12-15 #1: MOVED by Cr. Kowalski to approve the agenda as amended.

Seconded by Cr. Ducherer

CARRIED

4. MINUTES OF PREVIOUS MEETINGS:

4.1 December 01, 2020 Regular Council Meeting (by Video Conference)

2020-12-15#2: MOVED by Cr. Heslin that council for the Village of Ryley approves the December 1, 2020 Regular Council Meeting (by Video Conference) minutes.

Seconded by Cr. Kowalski

CARRIED

5. DELEGATIONS:

5.1 Ms. Karla Janzen – Highway 14 Local School Initiative (Charter School Proposal)

6. BUSINESS FROM MINUTES:

6.1 Reserve Bids for Public Auction of February 10, 2021

2020-12-15#3: MOVED by Cr. Ducherer that Council for the Village of Ryley set the reserve bids for properties being offered for sale at the February 10, 2020 public auction as presented in the attached file.

Seconded by Cr. Heslin

CARRIED

Recorded Vote Requested by Cr. Lee

In Favor: Cr. Heslin, Cr. Ducherer, Cr. Kowalski, Mayor Magneson

Opposed: Cr. Lee

7. NEW BUSINESS:

7.1 RFD - Ryley Library Financial Reviewer Resolution

2020-12-15#4: MOVED by Mayor Magneson that Council for the Village of Ryley accept Donna Pope as the Library Financial Reviewer for 2019.

Seconded by Cr. Heslin

UNANIMOUSLY CARRIED

Recorded Vote Requested by Cr. Ducherer

In Favor: Cr. Heslin, Cr. Ducherer, Cr. Kowalski, Mayor Magneson, Cr. Lee

Opposed: none

7.2 RPAC call for Councillor Resignation

Councillor Kowalski responded to a formal public request to resign, made by the Ryley Public Advisory Committee (RPAC). Cr. Kowalski announced that he did not violate the rules of pecuniary interest (MGA s.170(3)(k), that he had a duty to discuss and vote on the matter put to a vote (MGA s.183(1), and that he is not disqualified and will not resign.

8. BYLAWS:

8.1 Mandatory Face Covering Bylaw

2020-12-15#5: MOVED by Cr. Heslin that Council for the Village of Ryley after careful consideration of the attached draft bylaw by administration has chosen not to go forward with it.

Seconded by Cr. Ducherer

UNANIMOUSLY CARRIED

8.2 Bylaw Enforcement Officer Bylaw

2020-12-15#6: MOVED by Cr. Kowalski that Council for the Village of Ryley give first reading to Bylaw 2020-946.

Seconded by Cr. Ducherer

CARRIED

Recorded Vote Requested by Cr. Lee

In Favor: Cr. Heslin, Cr. Ducherer, Cr. Kowalski, Mayor Magneson

Opposed: Cr. Lee

2020-12-15#7: MOVED by Cr. Ducherer that Council for the Village of Ryley give second reading to Bylaw 2020-946.

Seconded by Cr. Kowalski

CARRIED

Recorded Vote Requested by Cr. Lee

In Favor: Cr. Heslin, Cr. Ducherer, Cr. Kowalski, Mayor Magneson

Opposed: Cr. Lee

8.3 Policy: Council Remuneration

2020-12-15#8: MOVED by Cr. Kowalski that Council for the Village of Ryley approves the Official Village of Ryley Council Remuneration Policy.

Seconded by Cr. Ducherer

CARRIED

Recorded Vote Requested by Cr. Lee

In Favor: Cr. Heslin, Cr. Ducherer, Cr. Kowalski, Mayor Magneson

Opposed: Cr. Lee

9. FINANCIAL REPORTS:

9.1 Monthly budget report as of 30 November

2020-12-15#9: MOVED by Cr. Ducherer that Council for the Village of Ryley accept the financials as presented

Seconded by Cr. Heslin

CARRIED

Recorded Vote Requested by Cr. Lee

In Favor: Cr. Heslin, Cr. Ducherer, Cr. Kowalski, Mayor Magneson

Opposed: Cr. Lee

Mayor Magneson called a recess at 8:36 p.m and resumed the meeting at 8:49 p.m.

10. CORRESPONDENCE:

10.1 Claystone Waste – Adjustment to 2020 Good Neighbour Grant

2020-12-15#10: MOVED by Cr. Kowalski that Council for the Village of Ryley receive and file this correspondence.

Seconded by Cr. Ducherer

CARRIED

10.2 Fortis

2020-12-15#11: MOVED by Mayor Magneson that Council for the Village of Ryley receive and file this Christmas greeting correspondence from Fortis

Seconded by Cr. Heslin

CARRIED

10.3 Coldlake Trace App

2020-12-15#12: MOVED by Cr. Heslin that Council for the Village of Ryley consider a letter to the Government of Alberta urging it to open access to the federal COVID-19 mobile app in Alberta.

WHEREAS Canada is in the midst of a global pandemic relating to the COVID-19 virus, during which health experts have expressed the need to be able to trace people who may have been exposed to the virus in an effort to break the cycle of infection; and

WHEREAS the Government of Canada has developed a nation-wide mobile application to assist with tracing efforts in response to the COVID-19 pandemic; and

WHEREAS as on November 4, 2020, eight (8) provinces and territories have opened the app for access within their jurisdictions and over 5 million Canadians have now downloaded the application.

NOW THEREFORE BE IT RESOLVED that the Council for the Village of Ryley urges the Government of Alberta to enable the Government of Canada CQV/D - 19 Alert" application for Albertans.

And that a copy of this resolution be sent to the Honourable Jason Kenny Premier of Alberta, MLA David Hansen, opposition health critic MLA David Shepherd, the Alberta Urban Municipalities Association, and all municipalities within the Province of Alberta.

Seconded by Cr. Ducherer

CARRIED

11. REPORTS:

Council and CAO delivered verbal reports.

2020-12-15#13: MOVED by Cr. Ducherer that Council for the Village of Ryley request in itemised form of outstanding statement of concerns for the Clean Harbors expansion

Seconded by Cr. Kowalski

CARRIED

Recorded Vote Requested by Cr. Kowalski

In Favor: Cr. Heslin, Cr. Ducherer, Cr. Kowalski, Mayor Magneson, Cr. Lee

Opposed: None

12. IN CAMERA: N/A

12Z. ADDITIONS:

12Z.1 Cr. Kowalski statement in response to RPAC request for resignation

2020-12-15#14: MOVED by Mayor Magneson that Council for the Village of Ryley condemns personal attacks against members of Council or against members of Administration and demands that they cease and desist.

Seconded by Cr. Ducherer

CARRIED

Recorded Vote Requested by Mayor Magneson

In Favor: Cr. Heslin, Cr. Ducherer, Cr. Kowalski, Cr. Lee, Mayor Magneson

12Z.2 Cr. Ducherer comment on council meeting of December 1, 2020

2020-12-15#15: MOVED by Cr. Ducherer moves that a copy of this statement be attached to this meeting minutes, a copy will be provided to administration.

Seconded by Cr. Kowalski

CARRIED

Recorded Vote Requested by Cr. Ducherer

In Favor: Cr. Heslin, Cr. Ducherer, Cr. Kowalski, Cr. Lee, Mayor Magneson

12Z.3 Cr. Lee addition of email from CAO on December 5, 2020

13. UPCOMING MEETINGS:

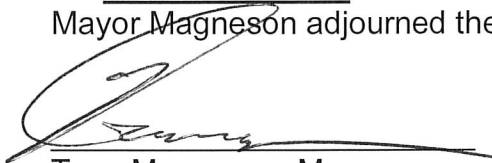
13.1 January 5, 2021 Regular Council Meeting (Video Conference)

13.2 January 19, 2021 Regular Council Meeting (Video Conference)

13.3 February 2, 2021 Regular Council Meeting (Video Conference)

14. ADJOURNMENT:

Mayor Magneson adjourned the meeting at 9:57 p.m.



Terry Magneson, Mayor



Glen Hamilton-Brown, CAO

Cr. Ducherer Comment on Regular Council Meeting of Dec 1, 2020.

After consideration of the last Regular Council Meeting of December 1, 2020, I listened to the livestream video feed on Facebook and made some notes...

During the discussion of COVID Contact Tracing, Cr. Lee made numerous false statements. Firstly, he outright lied when he stated at <23:03> that the CAO said: "...that information was being stored in an unsecured situation..." The CAO made no such statement and made no such suggestion. Cr. Lee said at <23:35> that it is not common practice for businesses to collect contact tracing information when it is quite common and a widespread practice throughout Edmonton, indeed throughout Alberta. Much like RPAC, Cr. Lee's characterization of events or situations when telling stories are often misleading, if not outright false. Cr. Lee seemed to be trying to prosecute the CAO for a failure to carry out proper practices to protect personal information. His hypothesis at <23:10> being that the CAO setting up a new box proves that information was being stored previously "in an unsecured situation", when he offered no information on how it was being previously stored in an unsecured manner. This was never established in the discussion aside from <22:40> "Grethe collected the information". His conclusions at <25:27> from the provided information are wild and false leaps of logical based on anecdotal ideas. Cr. Lee quite literally made things up as he went along, and those things all seemed to me to be focused on making the CAO look bad. To take his conclusions and to falsely quote the CAO is comparable to defamation of character. Taking this further, Cr Lee says at <23:15> that the CAO does not understand what he is doing under the FOIP Act. Again, this is suggestive and seems to me like an attempt to slander the CAO.

During the discussion of the Mask Bylaw, Cr. Lee takes issue at <31:10> with the CAO's inclusion of references to the Criminal Code and Sentencing in the Request for a Decision (RFD). After all other councillors stated that they were fine with the RFD, Cr. Lee disrespectfully took the Mayor to task at <31:50> and then he assumed a superior intellectual posture to the Mayor and Council (he does this again later at <39:40>). As a single voice in the discussion, he once again went rogue and hijacked proceedings. At <38:30> he would not let the discussion move forward, despite the efforts of all other councillors and despite a motion being on the table. As one councillor in the discussion, I took the CAO's reference in the RFD to mean that there are principles that could be considered for "sanctions" and the CAO brought forward an excellent reference to help us guide those considerations when talking about making masks mandatory. As he often does, Cr. Lee states at <34:50> that: "all of this will become very clear, very quickly" and at <39:40 & 44:30> Cr Lee continuously thwarts council discussion and tries to involve the CAO and the criminal code reference in the RFD when the remainder of council had already heard Cr. Lee's point at <42:25> and tried to move forward to discuss the motion on the table. A citizen while listening to this discussion on the livestream feed wrote in the comments at this time in the video: "why is every conversation that Cr Lee engages in an attack or a trap". At <45:34> I tried to remedy this because I interpret these outbursts and persistent pestering of the CAO by both Cr. Lee and RPAC as part of a campaign to discredit and defame the CAO. I suspect this is because the CAO will not let them get away with their games and time-wasting antics. Worse yet, showing particularly poor code of conduct, Cr Lee stated to a fellow councillor during this discussion at <46:20>: "I love it when you display the level of intelligence that you got".

MOTION: I will provide this statement to Administration for the record and I MOVE that this statement be attached to the minutes of this meeting. I also request a recorded vote.