

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE TOWN OF GIBBONS HELD ON WEDNESDAY, May 22, 2024, AT 4807 – 50th AVENUE IN COUNCIL CHAMBERS

Council Present: Mayor Dan Deck
Councillor Loraine Berry
Councillor Amber Harris
Councillor Willis Kozak
Councillor Jay Millante
Councillor Norm Sandahl
Councillor Dale Yushchyshyn

Council Absent:

Staff Present: Farrell O'Malley – CAO
Louise Bauder – Planning and Development
Stephanie Peters – Director Community Services
Terra Pattison – Finance Manager
Curtis Parsons – Operations Manager
Jessica Kobza – Recording Secretary

Staff Absent: Monique Jeffrey – Director of Corporate Services is on vacation
Eric Lowe – Assistant CAO is away on Fire Department business

As a quorum was present, Mayor Deck called the meeting to order at 7:00 pm.

3.0 ADDITIONS TO THE AGENDA

4.0 ADOPTION OF THE AGENDA

Councillor Sandahl moved to accept the agenda as presented.

24.162 MOTION CARRIED

5.0 ADOPTION OF THE PUBLIC HEARING MEETING MINUTES

6.0 ADOPTION OF THE MINUTES

6.1 REGULAR MEETING OF COUNCIL – MAY 8, 2024

Councillor Berry moved to accept the minutes of the May 8, 2024, Regular Meeting of Council as presented.

24.163 MOTION CARRIED

7.0 FINANCE

7.1 ACCOUNTS PAID AS AT MAY 17, 2024

Councillor Yushchyshyn moved that Council accept the Accounts Paid as at May 17, 2024, as information as presented.

24.164 MOTION CARRIED

8.0 APPOINTMENTS

9.0 OLD BUSINESS

10.0 NEW BUSINESS

10.1 SENIORS' WEEK PROCLAMATION

Councillor Berry moved that Council proclaim June 2-8, 2024, as Seniors' Week in Gibbons.

24.165 MOTION CARRIED

10.2 PROVINCIAL SUPPORT FOR WATERSHED MANAGEMENT

Councillor Millante moved that Council propose to the City of St. Albert to second the motion being brought forward at the upcoming Alberta Municipalities convention requesting Provincial Support for Watershed Management.

24.166 MOTION CARRIED

11.0 BYLAWS AND POLICIES

12.0 STAFF REPORTS

12.1 ADMINISTRATION REPORT

Councillor Berry moved to accept the Administration Report as information.

24.167 MOTION CARRIED

13.0 COMMITTEE REPORTS

Councillor Berry attended:

- Alberta Counsel – Bill 20 webinar
- Northern Lights Library System Board Meeting
- AGM

Councillor Harris did not attend any committee appointments as per current sanctions.

Councillor Kozak attended:

- Arrow Utilities Board Workshop

Councillor Millante attended:

- Gibbons School Open House

Councillor Sandahl attended:

- Gibbons School Open House
- Sturgeon Victim Services Meeting
- Carbon Capture and Storage Information Session
- Fort Air Partnership information session

Councillor Yushchyshyn had nothing to report.

Mayor Deck attended:

- Gibbons School Open House
- Beast Feast
- Roseridge Landfill Commission
- Edmonton Global Working Group
- Carbon Capture and Storage 101
- Spartans Hockey Meeting
- Home Schooled Students Local Government Presentation

Councillor Millante moved to accept the committee reports as information.

24.168 MOTION CARRIED

14.0 CORRESPONDENCE

15.0 NOTICE OF MOTIONS

16.0 CLOSED SESSION

Councillor Yushchyshyn moved that Council move to Closed Session as per *Section 197 (2)* of the *Municipal Government Act* at 7:32 pm.

24.169 MOTION CARRIED

Councillor Millante moved that Council Revert to normal seating at 7:57 pm.

24.170 MOTION CARRIED

Councillor Sandahl left the meeting at 7:57 pm due to a pecuniary interest.

16.1 CONFIDENTIAL LEGAL OPINION PECUNIARY INTEREST – FOIP S.24

Councillor Berry moved that the Conclusion portion of the Legal Opinion from Brownlee Law LLP with the name of the Councillor involved removed, be made public.

Councillor Harris requested a recorded vote.

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|------------------------|-----------|
| Mayor Deck | In Favour |
| Councillor Berry | In Favour |
| Councillor Harris | Against |
| Councillor Kozak | In Favour |
| Councillor Millante | In Favour |
| Councillor Yushchyshyn | In Favour |

Therefore, based on the motion above, the following is the conclusion portion of the legal opinion from Brownlee LLP:

“If there are additional facts that we are not aware of please advise us immediately; however, on the facts as we understand them, it is our opinion that the “named” Councillor does have a pecuniary interest in respect of the approval of a contractor for Heartland Cottages and the imposition of a local improvement tax for properties in Heartland Cottages. However, any potential benefit or detriment to the “named” Councillor is the same “in kind” for the majority of electors in the area. As such,

the “community of interest” defence applies, such that the “named” Councillor was not obligated to recuse themselves from those decisions pursuant to the MGA.”

24.171 MOTION CARRIED

17.0 ADJOURNMENT

There being no further business Mayor Deck adjourned the meeting 7:59 pm.

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Mayor, Dan Deck

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CAO, Farrell O’Malley