

SMOKY LAKE COUNTY

Minutes of the **Special County Council Meeting** held on Friday, **February 8, 2019** at **11:45 A.M.** in the County Council Chambers.

The meeting was called to Order by the Reeve, Mr. Craig Lukinuk, in the presence of the following persons:

<u>Div. No.</u>	<u>Councillor(s)</u>	<u>ATTENDANCE</u> <u>Friday, February 8, 2019</u>
1	Dan Gawalko	Present
2	Johnny Cherniwchan	Present
3	Craig Lukinuk	Present
4	Lorne Halisky	Present
5	Randy Orichowski	Absent
CAO	Cory Ollikka	Present
Asst. CAO	Lydia Cielin	Present
Legislative Svcs/R.S.	Patti Priest	Present

No Members of the Media or Public were present.

WAIVER NOTICE

County Councillors signed a “Waiver Notice” as per accompanying attendance sheet.

2. Agenda:

Agenda: As per Waiver Notice

365-19: Cherniwchan That the Agenda as listed on the “Waiver Notice” – to discuss **an alleged contravention of Bylaw No. 1320-18: Code of Conduct** for Friday, February 8, 2019 Special County Council meeting, be adopted as presented.

Carried Unanimously.

3. Minutes:

No Minutes.


4. Request for Decision:

Alleged Contravention of Bylaw No. 1320-18: Code of Conduct

366-19: Halisky That Smoky Lake County Council acknowledge receipt of the email correspondence between the Chief Administrative Officer and Mr. Malcolm Kane, dated February 5 to 7, 2019, inviting Mr. Kane to attend the Smoky Lake County Committee of the Whole Meeting scheduled for February 8, 2019 at 10:00 a.m., to which Mr. Kane declined due to a scheduling conflict; **and**, in response to Mr. Malcolm Kane’s incomplete submission of a Formal Complaint/Affidavit for Council Code of Conduct (Schedule “E” from Smoky Lake County’s Bylaw No. 1320-18: Code of Conduct), received on January 23, 2019, **ratify** the Formal Complaint Decision Model referred to as Schedule “F” as outlined below from the Smoky Lake County Council Committee of the Whole:

Bylaw 1320-18

Schedule "F"

FORMAL COMPLAINT DECISION MODEL Summary Report		
Special Meeting Committee of the Whole Date: February 8, 2019 at 10:00 a.m.	Complainant Name: <i>Malcolm Kane</i>	Member Name: Dan Gawalko
Contravened Section(s) of the Code of Conduct: 4.3.1	Confirmation by CAO: Complaint form sufficiently completed: <i>Partially</i> <input type="checkbox"/> Yes <input type="checkbox"/> No CAO Initials: _____	
Investigation: Alleged contravention (Issue)		
Complainant: As per email received from complainant, Malcolm Kane on February 7, 2019, complainant indicated he will be absent for the February 8, 2019, Smoky Lake County Committee of the Whole Meeting. Complaint submitted scheduled "E".	Member: No specifics provided by complainant to specify if or how the member breached the Code of Conduct of Council.	
Findings: Insufficient information to determine if or how a breach occurred.	Reasons: Council's investigation based on the Committee of the Whole Meeting receipt of Schedule "E": Formal Complainant/Affidavit for Council Code of Conduct, received on January 22, 2019 at 2:16 p.m. contains insufficient information to support the allegation. Complainant highlighted sections of the code of conduct but did not explain how the member allegedly breached any of them or when the alleged breaches occurred.	
Final Decision: Dismissed at the February 8, 2019, 11:45 a.m. Special County Council Meeting due to insufficient information to support the allegation	Sanction: N/A	
County Council Meeting for Motion Ratification: February 8, 2019 Motion #366-19		
Complainant: Notify in Writing:		Date: February 14, 2019
Communicated to the Public:		
Date: <u>March 4, 2019</u>		Method: <u>Webpage</u>

Schedule "F": Decision Model – Summary Report

Carried Unanimously.

5. Issue for Information:

No Issues for Information.

6. Correspondence:

No Correspondence.

7. Delegation:

No Delegation.

8. Executive Session:

No Executive Session.

ADJOURNMENT:

367-19: Lukinuk

That this meeting be adjourned, time 12:04 p.m.

Carried.

REEVE

SEAL

CHIEF ADMINISTRATIVE OFFICER