

RURAL MUNICIPALITY OF BIRCH HILLS NO. 460
279 Bellamy Avenue, Birch Hills, Saskatchewan
January 25, 2021
SPECIAL MEETING MINUTES

Deputy Reeve Elsaesser called the meeting to order at 8:32 p.m.

Present: Deputy Reeve Leyton Elsaesser, Councillors Michael Soyland, Kyle Jensen, Brad Mitchell, Ted Boutin and Administrator Cherie Opseth.

The purpose of this meeting is a follow-up meeting to investigate a complaint submitted January 20, 2021 regarding the Reeve Fenner. Upon consultation with the RM Legal Counsel, it was advised that participation by the Reeve in hearing the matter or voting on the same would be a conflict of interest pursuant to sections 141.1(1) of *The Municipalities Act*. The Reeve would be required to declare the same and not participate as per section 144 of *The Municipalities Act* as it would be a conflict of interest due to the nature of the meeting and investigation.

The meeting was called by the Administrator at the request of Deputy Reeve Elsaesser after the date and time was set as requested at the Special Meeting dated January 20, 2021.

37-2021 Waiver: Jensen That the waiver to have a special meeting with less than 24 hours' notice be acknowledged as signed by all members of Council with the exception of Reeve Fenner who cannot be in attendance due to conflict of interest.

Carried Unanimously

Council Procedures Bylaw No. 01-2016 Section 7. Special Meetings point 7.5, Notwithstanding subsection 7.2, a special meeting may be held with less than twenty-four (24) hours' notice to members, and without notice to the public, if all members agree to do so, in writing, immediately before the beginning of the special meeting.

38-2021 In Camera: Soyland That the meeting proceed in camera at 8:35 p.m., to discuss the complaint received.

Carried

Administrator Cherie Opseth left the meeting at 9:53 p.m.

The complaint was reviewed and discussed.

Administrator Cherie Opseth returned at the request of Council at 10:08 p.m.

39-2021 In Camera: Elsaesser That the special meeting of Council be reconvened at 10:16 p.m.

Carried

40-2021 In Camera: Soyland That the meeting proceed in camera at 10:17 p.m. to discuss the complaint received.

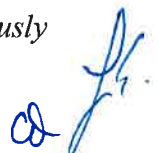
Carried

41-2021 In Camera: Soyland That the special meeting of Council be reconvened at 10:19 p.m.

Carried

42-2021 Legal Counsel: Boutin That the Administrator be instructed by Council to forward the complaints received between the Special Meeting of January 20, 2021 and the meeting held tonight, January 25, 2021, to the RM Lawyer, Neil Raas, and further that the Administrator set up a meeting between the RM Council and Neil Raas, RM Lawyer to seek legal advice regarding the same.

Carried Unanimously



43-2021

Adjournment: Mitchell That the meeting be adjourned at 10:31 p.m.

Carried Unanimously

Certified correct this 10 day of February, 2021.



Administrator



Deputy Reeve