

BYLAW 1517/20
COUNCIL COMMITTEES BYLAW
STURGEON COUNTY, MORINVILLE, ALBERTA

A BYLAW OF STURGEON COUNTY, ALBERTA, FOR THE PURPOSE OF ESTABLISHING COUNCIL COMMITTEES.

WHEREAS, section 145 of the *Municipal Government Act*, RSA 2000 c.M-26 (MGA), and amendments thereto provides that a council may pass bylaws in relation to the establishment and functions of council committees;

AND WHEREAS, the Council of Sturgeon County considers it expedient to establish council committees to support and facilitate the achievement of Sturgeon County's Strategic Plan, vision and goals, and to advise Council on matters relevant to the committee mandates;

AND WHEREAS, Council has passed bylaws establishing Committee of the Whole, the Governance and Council Services Committee, and ad hoc Task Force(s) and those committees are not subject to this Bylaw;

NOW THEREFORE, the Council of Sturgeon County, in the Province of Alberta, duly assembled, hereby enacts as follows:

TITLE

1. This Bylaw may be referred to as the "Council Committees Bylaw".

PURPOSE

2. The purpose of this Bylaw is to establish the mandate, functions, and procedures of Council Committees established under this Bylaw.

DEFINITIONS

3. In this Bylaw:
 - a. "Act" means the *Municipal Government Act*, RSA, c. M-26;
 - b. "Administration" means the County Commissioner and/or his designates.
 - c. "Administrative Representative" means the County employee assigned by the County Commissioner to provide administrative support to a Committee.
 - d. "Chair" means a person who has authority to preside over a Meeting;
 - e. "Council" means the Council of Sturgeon County;
 - f. "Council Committee" or "Committee" means a committee, board, or other body established by Council under the *Municipal Government Act* but does not include an assessment review board established under section 454 of the Act or a subdivision and development appeal board established under section 627;
 - g. "Councillor" means a Councillor of Sturgeon County, including the Mayor;
 - h. "County" means Sturgeon County;
 - i. "County Commissioner" means the Chief Administrative Officer of the County;
 - j. "Ex officio" means membership by virtue of one's office. Ex officio Members do not form

part of the quorum when present at Council Committee meetings and, when present, shall not vote [unless there is a tie vote, in which case the ex officio member shall vote](#);

- k. "Mayor" means the Chief Elected Official of Sturgeon County;
- l. "Member" is a Member of a Committee duly appointed by Council to that Committee;
- m. "Public Member" means a Member appointed to a Council Committee who is not a Councillor;
- n. "Quorum" is a majority of those Members appointed and serving on a Committee, unless otherwise noted;
- o. "Terms of Reference" means those terms pertinent to the establishment and mandate of an individual Council Committee;

ESTABLISHMENT

- 4. Council hereby establishes the Council Committees as set out in Terms of Reference appended to and forming part of this Bylaw. The general provisions of this Bylaw apply to all Council Committees; exceptions and variances are noted in the respective Terms of Reference.
- 5. Each Committee is hereby established a Council Committee and is responsible and accountable only to Council.

POWERS OF COMMITTEES

- 6. A Committee provides a forum for examining timely issues by considering topics relevant to its mandate that come from Council, that emerge as inquiries from the public, or that are initiated by the Committee.
- 7. The powers of the Committees established by this Bylaw include providing recommendations to Council, unless the Committee's approved Terms of Reference, or legislation, specifically provides otherwise.
- 8. Committees do not have the power to pledge the credit of the County or to enter into any contractual agreements.
- 9. Committees have the authority to form ad hoc subcommittees from among their Members, to assist them in carrying out its objectives and responsibilities under this Bylaw.

MEMBERSHIP

- 10. Committees shall be comprised of Councillors and Public Members, as indicated in the Committee Terms of Reference. If one or more Councillors are appointed as Members of a Committee, an alternate Councillor shall also be appointed.
- 11. All Members of a Committee shall be appointed by Council and shall reside in Sturgeon County.
- 12. The Mayor is an ex officio Member of all Committees but shall not form part of quorum when present and shall not vote [unless there is a tie vote, in which case the Mayor shall vote](#).

TERM

- 13. Unless circumstances require otherwise, Councillors shall serve a 1-year term and shall be appointed to Council Committees at the annual Council Organizational Meeting for terms to take effect immediately.

14. Public Members shall serve a 3-year term unless otherwise approved by Council resolution. Public Members' terms are from January 1 to December 31, unless otherwise provided for by Council resolution.
15. In order to ensure continuity of membership in newly established Committees, Council shall, at the date of appointment, appoint Members for more or less than 3 years to provide for staggered terms.
16. Public Members whose terms are expiring may be re-appointed at Council's discretion.
17. A Member may resign from the Committee by sending written notice to the Committee's Administrative Representative.
18. Council may remove a Member at any time prior to the expiry of the Member's term of office by a resolution of Council.
19. In the event of a vacancy occurring prior to the expiration of a term, the person appointed to fill such vacancy shall hold office for the remainder of that term.

MEMBER CONDUCT

20. Councillors shall be subject to the Council Code of Conduct Bylaw.
21. Public Members shall be subject to the Board and Committee Public Member Code of Conduct Bylaw.
22. Any Public Member who is absent from three consecutive meetings of the Committee shall forfeit his or her office, unless there is a resolution of the Committee accepting a valid reason for his or her absence.

MEETINGS AND MEETING PROCEDURE

23. Committees shall follow the County's Procedure Bylaw in the conduct of its meetings.
24. At its first meeting of the calendar year, each Committee shall determine its meeting dates and times for the upcoming year.
25. Meetings other than those scheduled in accordance with section 24 of this Bylaw may be called by the Chair, and notice of meetings must be given in accordance with the Act.
26. All Members are voting Members of the Committee.
27. Councillors appointed as alternates may vote when attending a meeting on behalf of a Councillor who is a regular Member.
28. A vacancy on the Board does not impair the right of the remaining Members to act as long as the majority of the Members remain.
29. Quorum shall be a majority of Members of the Committee.
30. Committee meetings must be held in public unless a matter to be discussed is within one of the exceptions to disclosure in Division 2 of Part 1 of the *Freedom of Information and Protection of Privacy Act*, c.F-25 RSA 2000.
31. When a meeting is closed to the public, no motion may be passed at the Meeting, except a motion to revert to a meeting held in public.
32. The Administrative Representative will record meeting minutes in accordance with the Procedure Bylaw.

33. Committee meetings shall be audio recorded and recordings shall be retained in accordance with the County's Corporate Records Structure.

CHAIR AND VICE CHAIR

34. Annually, at the first meeting of the calendar year, each Committee shall elect a Chair and Vice Chair from among its Members.
35. A Chair and Vice Chair may serve successive terms without limitation.
36. The Chair shall preside over all meetings for the Committee, decide all points of order that may arise, and liaise with the Committee's Administrative Representative.
37. The Chair shall participate in the recruitment of new Members when vacancies arise in accordance with the Board and Committee Public Member Appointment Policy.
38. The Chair, on behalf of the Committee, must present a summary of its activities for the preceding year to Council in a form acceptable to Council containing the information required by Council.
39. In the absence of the Chair, the Vice Chair shall preside over meetings and shall exercise all the same powers, duties, and responsibilities that the Chair would be entitled to exercise if present.
40. In the absence of the Chair and Vice Chair, the Committee may elect a Member to preside at a meeting in accordance with the Procedure Bylaw.
41. A Councillor may not serve as the Chair of any Committee but may serve as Vice Chair.

ADMINISTRATIVE SUPPORT

42. The County Commissioner shall appoint a member of Administration to provide administrative support to the Committee, and this person shall be referred to as the Administrative Representative.
43. The Administrative Representative is not a Member of the Committee and shall not vote on any matter.
44. The Administrative Representative shall ensure that the Committee's files, including agenda packages and signed minutes of the Committee, are retained in accordance with the County's Corporate Records Structure and any other governing legislation. The Administrative Representative shall also ensure that notice of meetings is provided, that meeting logistics are coordinated, and that Public Members are compensated in accordance with the Board and Committee Public Member Remuneration Policy.
45. Upon the Committee receiving its annual mandate letter from the Governance and Council Services Committee, the Administrative Representative shall assist the Committee with the development of a workplan to achieve the objectives set out in the mandate letter and file a copy of the workplan with the Legislative Services Department.
46. The Administrative Representative shall provide orientation to the whole Committee at the first meeting of each calendar year, which shall include a review of this Bylaw, the Public Member Code of Conduct Bylaw, and the Board and Committee Member Remuneration Policy.

REMUNERATION

47. Councillors who are Members of the Committee shall be eligible to receive remuneration in accordance with the Elected Official Remuneration Policy.
48. Members of the Committee who are not Councillors shall be eligible to receive remuneration in accordance with the Board and Committee Public Member Remuneration Policy.

REPEAL OF BYLAWS

49. Bylaws 1381/16 and 1420/18 are hereby repealed.

50. Motions 062/17, 195/17, 260/18, and 108/19 approving Terms of Reference for Council Committees by resolution are hereby rescinded.

EFFECTIVE DATE

51. This Bylaw shall come into force and take effect on January 1, 2021.

Read a first time this 10th day of November, 2020.

Read a second time this __ day of _____, 20__.

Read a third time this __ day of _____, 20__.

Alanna Hnatiw
MAYOR

Reegan McCullough
COUNTY COMMISSIONER (CAO)

DATE SIGNED

If any portion of this bylaw is declared invalid by a court of competent jurisdiction, then the invalid portion must be severed and the remainder of the bylaw is deemed valid.

SCHEDULE "A" – CALAHOO-VILLENEUEVE SAND AND GRAVEL ADVISORY COMMITTEE**STATEMENT OF PURPOSE**

1. The Committee makes recommendations to Council on matters pertaining to sand and gravel extraction and processing within the Calahoo-Villeneuve area. The goal of the Committee is to use the expertise of the public and industry to develop a valuable resource efficiently and in an environmentally responsible manner while minimizing the impact to the community.

COMPOSITION OF COMMITTEE

2. The Committee shall be comprised of:
 - 2 Councillors;
 - 3 Public Members; and
 - 4 Industry Members who represent the top Community Aggregate Payment (CAP) levy contributors.
3. Industry Members do not need to be residents of Sturgeon County.

DUTIES AND POWERS

4. The Committee shall:
 - a. Consult or inform the process regarding groundwater monitoring, traffic impact, or any other aspects as directed by Council;
 - b. Monitor sand and gravel extraction activities, including, but not limited to groundwater;
 - c. Serve as a resource for public information and act as a conduit for public concerns or complaints, including, but not limited to, receiving a list of complaints received by Administration regularly;
 - d. Perform duties as described in the Community Grant Policy;
 - e. Review applications and recommend the award of Dale MacMillan Scholarship applications for Council's consideration;
 - f. Respond to referrals on zoning or development applications within the Calahoo-Villeneuve area to provide technical information and/or comment from the public's perspective;
 - g. Provide comment to Council on provincial and municipal regulatory changes that affect gravel extraction activities within the Area Structure Plan area; and
 - h. Provide input to the County's advocacy plan to ensure a coordinated approach on issues and initiatives that have the potential to affect resource extraction within the County.

QUORUM

5. Quorum of the Committee is 5 Members, a minimum of 2 which must be Public Members.

SCHEDULE "B" – COMMUNITY SERVICES ADVISORY BOARD**STATEMENT OF PURPOSE**

1. The Board makes recommendations and reports to Council on matters pertaining to Parks and Recreation, Culture, Family and Community Support Services, and Library Services.

COMPOSITION OF BOARD

2. The Board shall be comprised of 2 Councillors and 6 Public Members.
3. One representative of the Sturgeon County School Division and one representative of Greater St. Albert Catholic School Division shall be invited to attend and participate in all meetings but are not Members and shall not vote.
4. One Public Member from each County Division shall be appointed to the Board.

DUTIES AND POWERS

5. The Board shall:
 - a. Review and provide input to Council on matters within the mandate of the Board;
 - b. Perform duties as described in the Community Grant Policy and the Family and Community Support Services Grant Policy;
 - c. Act as a sounding board for input into best practices and innovative approaches to maximize engagement with residents;
 - d. Be available to represent the needs and interests of their respective Divisions by connecting with community associations; and
 - e. Participate in learning opportunities available to Members, including, but not limited to, the Alberta Parks and Recreation Association and the Family and Community Support Services Association of Alberta.

SCHEDULE "C" – ECONOMIC DEVELOPMENT ADVISORY BOARD**STATEMENT OF PURPOSE**

1. The Board advises Council and Administration on policies and potential actions related to strategic goals and objectives of economic development in the County.

COMPOSITION OF BOARD

2. The Board shall be comprised of 2 Councillors and 10 Public Members.
3. Where possible, Public Members shall represent various backgrounds related to economic development.

DUTIES AND POWERS

4. The Board shall:
 - a. Advise Council on strategic goal implementation related to economic development, marketing and promotion, investment attraction, retention and expansion of existing businesses, and other development opportunities which could advance the County as a jurisdiction to start and grow a business;
 - b. Review and make recommendations relative to economic development initiatives and strategies identified and/or referred to the Board by Council;
 - c. Relay pertinent information about economic development to Council and Administration; and
 - d. Provide support to economic development initiatives as requested by Council or Administration.

SCHEDULE "D" – TRANSPORTATION ADVISORY COMMITTEE**STATEMENT OF PURPOSE**

1. The Committee advises, informs, and collaborates on the delivery of County transportation-related services with the objective of enhancing the customer experience and the performance of the County's transportation infrastructure.

COMPOSITION OF COMMITTEE

2. The Committee shall be comprised of 3 Councillors and 8 Public Members.
3. Where possible, Public Members shall represent various backgrounds such as industry, farming, seniors, and members representing both urban and rural areas.

DUTIES AND POWERS

4. The Committee shall:
 - a. Advise Council on the development and prioritization of short- and long-term transportation-related capital plans;
 - b. Make recommendations on County road restrictions;
 - c. Provide feedback on planning and upgrading of existing roads and drainage networks;
 - d. Make recommendations on establishing service delivery level criteria and enhanced processes;
 - e. Make recommendations on methods and approaches for public engagement;
 - f. Collect and discuss resident feedback and report this feedback through Administration to Council;
 - g. Provide feedback on the development of policies, programs, services, and initiatives to support operational excellence and enhancement of the customer experience;
 - h. Discuss and develop an understanding of new and updated federal and provincial guidelines and regulations on matters that impact the delivery and performance of transportation-related infrastructure and services;
 - i. Encourage public participation, understanding, and support for the initiatives set out by the Committee to meet the objective of enhancing customer experience and the performance of the County's infrastructure; and
 - j. Engage the public to develop and enhance the positive public perception of transportation services provided by the County.