

THE CORPORATION OF THE TOWNSHIP OF JOCELYN
Minutes of the Special Meeting of Council July 21, 2023 7:00 PM.
JOCELYN TOWNSHIP OFFICE
1125 P LINE ROAD, HILTON BEACH, ON

Present: Reeve Mark Henderson, Councillor Albert Crowder, Councillor Greg Gilbertson, Clerk Kari Ujanen, Deputy Clerk Treasurer Clive Henderson and special guest from MMAH Sarah Cormier.

A. Call to order

23-111 Moved by Greg Gilbertson Seconded by Albert Crowder Resolved that we do call this special meeting of Council to order at 7:00 P M. Cd.

23-112 Moved by Albert Crowder Seconded by Greg Gilbertson Resolved that we do adopt the minutes of July 11, 2023 as amended. Cd.

Conflict of interest none declared.

B. Delegates

In attendance were the following:

- 1) Judy Dukes and Cori Mudock to provide information regarding harvest festival 2023.
- 2) Jocelyn Rate Payers for Responsible Government, Melanie Dorst. Requesting Council appoint Scott Eddy to sit as a Councilor.
- 3) Ted Aldamal rate payer submitted his application to sit as a member of Council.
- 4) Laurie Kokkinen Thompson was in attendance to bring her concerns about the proposed resolution to rescind hiring full time Clerk /Treasurer and hire a part time sec/bookkeeper office staff. Note the delegation forms were part of the Agenda for the July 21st 2023 meeting and their follow up questions were to be emailed to the office.

D. Correspondence

- 1) Clerk Ujanen read the following email from the Municipal law firm Wishart Law which addressed all of the concerns of the delegates and the four items in correspondence included in the agenda of the special July 21, 2023 meeting.

Gordon Acton <gacton@wishartlaw.com>

To: Mark Henderson

Cc: Mia Carella

Thu, Jul 20 at 2:09 p.m.

I have read your e-mail and the notice of meeting and agenda together with the written requests to be able to speak at the upcoming meeting and written comments regarding past and possible future decisions/actions of Council or members thereof, as well as the requests to serve as a councillor in the place of Councillors who have resigned. By the tone of the correspondence the issues to be addressed or at least some of them on the agenda are of great interest at least to some members the community who have strong opinions.

In respect of the items on the agenda:

1. Sections 259 on of the Act state that the office of a member of council of a municipality becomes vacant if the member resigns from his or her office by notice in writing filed with the clerk of the municipality and the council shall at its next meeting declare the office to be vacant, and within 60 days after the day a declaration of vacancy, council of the municipality shall, appoint a person to fill the vacancy who has consented to accept the office if appointed, or pass a by-law requiring a by-election be held to fill the vacancy;
2. I see no legal issues;
 - I believe the resolution to be rescinded was the resolution to advertise for a clerk/treasurer and I see no legal issues, as council does have the power to rescind a prior resolution. There is an existing hiring policy which was passed some time ago and which we attach which council should be aware of, as it makes its decision on how to best proceed forward. Council may find that it is not following the existing policy and may wish to update the policy;
 - My only comment here would be identical to the above comment regarding the existence of Hiring policy which council should be aware of, and considered as it makes his decisions on how to move forward with engaging required staff.

There are a number of other comments in the written submissions which are not legal matters Political and judgment issues which do not require my comment.

And further to #1: Should Council decide to appoint an individual to a vacant seat, the appointee must consent to such appointment and be eligible to hold office, both of which should be attested to by the appointee. It does not necessarily have to be a candidate who ran in the previous election.

Legislation does not specifically set out the process for making the appointment. It is up to Council to determine how they will decide who to appoint. Different approaches include appointing the candidate who came second in the regular election, inviting interested persons to apply for the position or offering the appointment to a member of the community.

Gordon P. Acton
Counsel to the Firm

23-113 Moved by Greg Gilbertson Seconded by Albert Crowder Be it resolved that we do appoint Nelson Soars and Jason Kennedy as Councilors for the balance of the term, commencing July 21, 2023. Cd.

23-114 Moved by Greg Gilbertson Seconded by Albert Crowder Resolved that Council confirm their commitment to facilitate Harvest Fest and Fall Fair on September 2, 2023. Cd.

23-115 Moved by Jason Kennedy Seconded by Albert Crowder Resolved that Council agree to rescind a portion of resolution No. 23-114, being a resolution to advertise fo the position if Clerk treasurer. Cd.

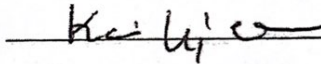
23-116 Moved by Greg Gilbertson Seconded by Albert Crowder Whereas Council is seeking to hire office staff with bookkeeping and secretarial skills; Therefore the Clerk be directed to create job a description for review, and a job advertisement for the August 8, 2023 meeting of Council.

23-117 Moved by Greg Gilbertson Seconded by Albert Crowder Resolved that we do adopt by-law No. 2023-1546, being a by-law to confirm the proceedings of council held on 2023 07 21

23-118 Moved by Greg Gilbertson Seconded by Albert Crowder Resolved that we do agree to adjourn and meet again on August 8, 2023 or at the call of the Reeve



Reeve Mark Henderson



Clerk Kari Ujanen