



Parkland County

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Parkland County, Alberta
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Parklandcounty.com

Meeting Minutes

Council

Mayor Allan Gamble
Deputy Mayor Sally Kucher-Johnson
Council Member Kristina Kowalski
Council Member Phyllis Kobasiuk
Council Member Natalie Birnie
Council Member Rob Wiedeman

Tuesday, August 27, 2024

1:00 PM

Council Chambers

Special Council Meeting

CALL TO ORDER

Mayor Gamble called the meeting to order at 1:13 p.m.

Present: 5 - Council Member Sally Kucher-Johnson, Council Member Phyllis Kobasiuk, Council Member Natalie Birnie, Council Member Rob Wiedeman and Council Member Allan Gamble

Absent: 1 - Council Member Kristina Kowalski

Administration:

Jeff Dyck, Interim Chief Administrative Officer

Barb Williams, Manager, Legislative and Legal Services

Odessa Bartel, Sr. Officer, Legislative & Legal Services (Recording Secretary)

Rachel Coupal, Legislative Officer, Legislative and Legal Services (Recording Secretary)

ADOPTION OF AGENDA

A motion was made by Council Member Kobasiuk that the August 27, 2024 1:00 p.m., Special Council meeting agenda be adopted, as presented.

The motion carried by the following vote:

For - Mayor Gamble, Council Member Kucher-Johnson, Council Member Kobasiuk, Council Member Wiedeman

Against - Council Member Birnie

CLOSED SESSION

[RFD 24-221](#)

Closed Session

Proposed Motion

That Council convene in closed session pursuant to Section 197 of the

Municipal Government Act to meet in private to discuss matters protected from disclosure by Sections 24 and 27 of the Freedom of Information and Protection of Privacy Act.

A motion was made by Council Member Kobasiuk that Council convene in closed session at 1:16 p.m. pursuant to Section 197 of the Municipal Government Act to meet in private to discuss matters protected from disclosure by Sections 24 and 27 of the Freedom of Information and Protection of Privacy Act.

The motion carried by the following vote:

For - Mayor Gamble, Council Member Kucher-Johnson, Council Member Kobasiuk, Council Member Wiedeman
Against - Council Member Birnie

[PRE 24-070](#)

Council Code of Conduct Matter
FOIP Section 24 - Advice from officials
FOIP Section 27 - Legal Privilege

[RFD 24-222](#)

Regular Session

Proposed Motion

That Council revert to regular meeting session.

A motion was made by Council Member Kobasiuk that Council revert to regular meeting session at 2:00 p.m.

The motion carried by the following vote:

For - Mayor Gamble, Council Member Kucher-Johnson, Council Member Kobasiuk, Council Member Wiedeman, Council Member Birnie

RECESS

Mayor Gamble recessed the meeting at 2:01 p.m., and reconvened the meeting at 2:04 p.m.

BUSINESS ARISING FROM CLOSED SESSION

[PRE 24-070](#)

Council Code of Conduct Matter
FOIP Section 24 - Advice from officials
FOIP Section 27 - Legal Privilege

A motion was made by Council Member Wiedeman that the following items from the August 27, 2024 Special meeting of Council be deferred to a special meeting of Council to be scheduled on October 15, 2024 at 1:00 p.m. at Parkland County Centre in accordance with Section 194 of the Municipal Government Act:

1. Item 5 - the code of conduct complaint filed on May 26, 2024 in regard to Expenditures against Councillor Kowalski;
2. Part of Item 7 - the code of conduct complaint filed on May 26, 2024 in regard

to an expense as it relates to Councillor Kowalski;

3. Part of Item 13 - the code of conduct complaint filed on May 29, 2024 in regard to a meeting as it relates to Councillor Kowalski

The motion carried by the following vote:

For - Mayor Gamble, Council Member Kucher-Johnson, Council Member Kobasiuk, Council Member Wiedeman, Council Member Birnie

A motion was made by Council Member Kobasiuk that item 11 from the August 27, 2024 Special meeting of Council be removed from the agenda because the complaint was withdrawn by the complainant.

The motion carried by the following vote:

For - Mayor Gamble, Council Member Kucher-Johnson, Council Member Kobasiuk, Council Member Wiedeman, Council Member Birnie

CLOSED SESSION

[RFD 24-207](#)

Closed Session

Proposed Motion

That Council convene in closed session pursuant to Section 197 of the Municipal Government Act to meet in private to discuss matters protected from disclosure by Sections 24 and 27 of the Freedom of Information and Protection of Privacy Act.

A motion was made by Council Member Kucher-Johnson that Council convene in closed session at 2:09 p.m. pursuant to Section 197 of the Municipal Government Act to meet in private to discuss matters protected from disclosure by Sections 24 and 27 of the Freedom of Information and Protection of Privacy Act.

Council Member Birnie recused herself from hearing this matter.

[RFD 24-207](#)

Closed Session

Proposed Motion

That Council convene in closed session pursuant to Section 197 of the Municipal Government Act to meet in private to discuss matters protected from disclosure by Sections 24 and 27 of the Freedom of Information and Protection of Privacy Act.

Mayor Gamble called on the motion made by Council Member Kucher-Johnson that Council convene in closed session at 2:09 p.m. pursuant to Section 197 of the Municipal Government Act to meet in private to discuss matters protected from disclosure by Sections 24 and 27 of the Freedom of Information and Protection of Privacy Act.

The motion carried by the following vote:

**For - Mayor Gamble, Council Member Kucher-Johnson, Council Member Kobasiuk, Council Member Wiedeman
Excused - Council Member Birnie**

[PRE 24-066](#)

Council Code of Conduct Matter
FOIP Section 24 - Advice from officials
FOIP Section 27 - Legal Privilege

[RFD 24-208](#)

Regular Session

Proposed Motion

That Council revert to regular meeting session.

A motion was made by Council Member Kucher-Johnson that Council revert to regular meeting session at 2:49 p.m.

The motion carried by the following vote:

**For - Mayor Gamble, Council Member Kucher-Johnson, Council Member Kobasiuk, Council Member Wiedeman
Excused - Council Member Birnie**

RECESS

Mayor Gamble recessed the meeting at 2:49 p.m., and reconvened the meeting at 2:51 p.m.

Present: 5 - Council Member Sally Kucher-Johnson, Council Member Phyllis Kobasiuk, Council Member Natalie Birnie, Council Member Rob Wiedeman and Council Member Allan Gamble

Absent: 1 - Council Member Kristina Kowalski

BUSINESS ARISING FROM CLOSED SESSION

[PRE 24-066](#)

Council Code of Conduct Matter
FOIP Section 24 - Advice from officials
FOIP Section 27 - Legal Privilege

A motion was made by Council Member Kobasiuk that the motion made by Council Member Wiedeman that the following items from the August 27, 2024 Special meeting of Council be deferred to a special meeting of Council to be scheduled on October 15, 2024 at 1:00 p.m. at Parkland County Centre in accordance with Section 194 of the Municipal Government Act:

- 1. Item 5 - the code of conduct complaint filed on May 26, 2024 in regard to Expenditures against Councillor Kowalski;**

- 2. Part of Item 7 - the code of conduct complaint filed on May 26, 2024 in regard to an expense as it relates to Councillor Kowalski;**

3. Part of Item 13 - the code of conduct complaint filed on May 29, 2024 in regard to a meeting as it relates to Councillor Kowalski be rescinded.

The motion carried by the following vote:

For - Mayor Gamble, Council Member Kucher-Johnson, Council Member Kobasiuk, Council Member Wiedeman
Excused - Council Member Birnie

A motion was made by Council Member Wiedeman that Council direct the CAO to retain an independent third-party investigator to investigate the Code of Conduct complaints and provide a report to Council by no later than October 22, 2024, on the following matters:

1. Item 5 - the code of conduct complaint filed on May 26, 2024 in regard to expenditures as they relate to Councillor Kowalski;
2. Item 7 - the code of conduct complaint filed on May 26, 2024 in regard to expenses as they relate to Councillor Kowalski and Councillor Birnie;
3. Item 9 - the code of conduct complaint filed on May 26, 2024 in regard to gift cards as they relate to Councillor Birnie.

The motion carried by the following vote:

For - Mayor Gamble, Council Member Kucher-Johnson, Council Member Kobasiuk, Council Member Wiedeman
Excused - Council Member Birnie

CLOSED SESSION

[RFD 24-213](#)

Closed Session

Proposed Motion

That Council convene in closed session pursuant to Section 197 of the Municipal Government Act to meet in private to discuss matters protected from disclosure by Sections 24 and 27 of the Freedom of Information and Protection of Privacy Act.

A motion was made by Council Member Kucher-Johnson that Council convene in closed session at 2:56 p.m. pursuant to Section 197 of the Municipal Government Act to meet in private to discuss matters protected from disclosure by Sections 24 and 27 of the Freedom of Information and Protection of Privacy Act.

Council Member Birnie recused herself from hearing this matter.

[RFD 24-213](#)

Closed Session

Proposed Motion

That Council convene in closed session pursuant to Section 197 of the Municipal Government Act to meet in private to discuss matters protected from disclosure by Sections 24 and 27 of the Freedom of Information and Protection of Privacy Act.

Mayor Gamble called on the motion made by Council Member Kucher-Johnson that Council convene in closed session at 3:01 p.m. pursuant to Section 197 of the Municipal Government Act to meet in private to discuss matters protected from disclosure by Sections 24 and 27 of the Freedom of Information and Protection of Privacy Act.

The motion carried unanimously by the following vote:

**For - Mayor Gamble, Council Member Kucher-Johnson, Council Member Kobasiuk, Council Member Wiedeman
Excused - Council Member Birnie**

[PRE 24-069](#)

Council Code of Conduct Matter
FOIP Section 24 - Advice from officials
FOIP Section 27 - Legal Privilege

[RFD 24-214](#)

Regular Session

Proposed Motion

That Council revert to regular meeting session.

A motion was made by Council Member Kobasiuk that Council revert to regular meeting session at 3:12 p.m.

The motion carried by the following vote:

**For - Mayor Gamble, Council Member Kucher-Johnson, Council Member Kobasiuk, Council Member Wiedeman
Excused - Council Member Birnie**

RECESS

Mayor Gamble recessed the meeting at 3:12 p.m., and reconvened the meeting at 3:15 p.m.

Present: 5 - Council Member Sally Kucher-Johnson, Council Member Phyllis Kobasiuk, Council Member Natalie Birnie, Council Member Rob Wiedeman and Council Member Allan Gamble

Absent: 1 - Council Member Kristina Kowalski

CLOSED SESSION

[RFD 24-213](#)

Closed Session

Proposed Motion

That Council convene in closed session pursuant to Section 197 of the Municipal Government Act to meet in private to discuss matters protected from disclosure by Sections 24 and 27 of the Freedom of Information and Protection of Privacy Act.

A motion was made by Council Member Kucher-Johnson that Council convene in closed session at 3:15 p.m. pursuant to Section 197 of the Municipal Government Act to meet in private to discuss matters protected from disclosure by Sections 24 and 27 of the Freedom of Information and Protection of Privacy Act

**Council Member Birnie recused herself from hearing this matter.
Council Member Wiedeman recused himself from hearing this matter.**

[RFD 24-213](#)

Closed Session

Proposed Motion

That Council convene in closed session pursuant to Section 197 of the Municipal Government Act to meet in private to discuss matters protected from disclosure by Sections 24 and 27 of the Freedom of Information and Protection of Privacy Act.

A motion was made by Council Member Kucher-Johnson that Council convene in closed session at 3:15 p.m. pursuant to Section 197 of the Municipal Government Act to meet in private to discuss matters protected from disclosure by Sections 24 and 27 of the Freedom of Information and Protection of Privacy Act

RECESS

Mayor Gamble recessed the meeting at 3:15 p.m., and reconvened the meeting at 3:18 p.m.

Present: 5 - Council Member Sally Kucher-Johnson, Council Member Phyllis Kobasiuk, Council Member Natalie Birnie, Council Member Rob Wiedeman and Council Member Allan Gamble

Absent: 1 - Council Member Kristina Kowalski

[PRE 24-069](#)

Council Code of Conduct Matter
FOIP Section 24 - Advice from officials
FOIP Section 27 - Legal Privilege

A motion was made by Council Member Kobasiuk that as a result of not having quorum to address item 13 at the Special Meeting of Council held on August 27, 2024, the Code of Conduct complaint filed on May 29, 2024, regarding a meeting on August 9, 2023, Council directs that this item is tabled until December 10, 2024 to allow the CAO to contact the Minister of Municipal Affairs pursuant to section 168 of the MGA and receive direction from the Minister. Should the direction of the Minister be provided earlier, then Administration will bring it forward at an earlier date.

The motion carried by the following vote:

For - Mayor Gamble, Council Member Kucher-Johnson, Council Member Kobasiuk, Council Member Wiedeman, Council Member Birnie

CLOSE OF MEETING

Mayor Gamble closed the meeting at 3:21 p.m.

Mayor

Manager, Legislative Services