



## **SPECIAL MEETING OF CITY COUNCIL**

**Council Chambers, 2<sup>nd</sup> Floor, City Hall**

**Wednesday, August 15, 2018 at 5:30 p.m.**

1. **CALL TO ORDER**
2. **REPORTS OF THE STANDING COMMITTEES OF CITY COUNCIL**
  - a. Special Executive Committee – August 13, 2018
3. **MATTERS ARISING FROM REPORTS OF STANDING COMMITTEES**
4. **BYLAWS**

**Introduction of Bylaw:**

Bylaw No. 5565 – A Bylaw of the City of Moose Jaw to Authorize the City Manager to Manage the Downtown and Soccer/Field-House Facilities Inc.

5. **ADJOURNMENT**



## **PUBLIC MINUTES OF SPECIAL EXECUTIVE COMMITTEE**

**Monday, August 13, 2018, 12:01 p.m.  
Scoop Lewry Room, 2<sup>nd</sup> Floor, City Hall**

PRESENT: Mayor F. Tolmie  
Councillor D. Luhning, Chairperson  
Councillor C. Warren

PARTIAL: Councillor C. Froese  
Councillor S. McMann (via telephone)  
Councillor B. Swanson

ADMIN: J. Puffalt, City Manager  
M. Gulka-Tiechko, City Clerk/Solicitor  
T. Wittke, Assistant City Clerk

ALSO: N. Robertson, Q.C.

MEDIA: MJ Independent  
Daily Jaw

The meeting of the Executive Committee was called in order to deal with the following:

1. Confidential Matter.  
The confidential matter may be considered in closed session pursuant to section 94(2) of *The Cities Act* as it contains information that is within one or more of the exemptions in Part III of *The Local Authority Freedom of Information and Protection of Privacy Act*, in particular section 16(1)(b) and (d), section 18(1)(b) and section 21.

### **Call to Order**

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Councillor Luhning, Chairperson, called the meeting to order at 12:01 p.m.

Moved by Mayor Tolmie

THAT the Executive Committee close the meeting to the public and proceed in-camera pursuant to Section 94(2) of *The Cities Act* as confidential information is contained within one or more of the exemptions in Part III of *The Local Authority Freedom of Information and of Privacy Act*, in particular section 16(1)(b) and (d), section 18(1)(b) and section 21.

Carried.

The Executive Committee closed the meeting at 12:01 p.m. to the public with the following persons in attendance: Councillor Luhning; Mayor Tolmie; Councillor Warren; Jim Puffalt; Tracy Wittke; Katelyn Soltys; and Neil Robertson, Q.C.

Quorum was maintained due to application of s. 119(2) of *The Cities Act*.

Councillor Froese joined the meeting at 12:01 p.m.

Councillor Froese left the meeting at 12:48 p.m.

Councillor McMann joined the meeting at 12:52 p.m. via telephone.

Councillor McMann left the meeting at 1:16 p.m.

Councillor Swanson and Mr. Kenneth M. Cornea, legal representative, joined the meeting at 1:30 p.m.

Councillor Swanson and Mr. Cornea left the meeting at 1:41 p.m. and returned to the meeting at 1:43 p.m.

Councillor Swanson and Mr. Cornea left the meeting at 1:57 p.m.

The Executive Committee meeting recessed at 2:33 p.m.

The Executive Committee meeting reconvened at 2:43 p.m.

The Executive Committee meeting recessed at 3:02 p.m.

The Executive Committee meeting reconvened at 3:05 p.m.

Moved by Mayor Tolmie

THAT the Executive Committee go out of in-camera.

Carried.

The Executive Committee opened the meeting to the public at 3:55 p.m.

Moved by Councillor Warren

THAT the City Solicitor be authorized to prepare and bring forward a bylaw with respect to the governance and management of the Moose Jaw Downtown and Soccer Field-House Facilities Inc. at a Special Meeting of Council to be held on Wednesday, August 15, 2018 at 5:30 p.m. and Thursday, August 16, 2018 at 5:30 p.m.

Carried.

Moved by Mayor Tolmie

THAT the Executive Committee meeting be adjourned.

Carried.

The Executive Committee meeting adjourned at 3:56 p.m.

Respectfully submitted,

(Sgd.) *Councillor D. Luhning*  
Chairperson

/tw



**BACKGROUND**

At a Special Executive Committee meeting held on August 13, 2018, the following resolution was adopted:

*“THAT the City Solicitor be authorized to prepare and bring forward a bylaw with respect to the governance and management of the Moose Jaw Downtown and Soccer Field-House Facilities Inc. at a Special Meeting of Council to be held on Wednesday, August 15, 2018 at 5:30 p.m. and Thursday, August 16, 2018 at 5:30 p.m.”*

Our recommendation is to proceed with the Bylaw reading.

Respectfully Submitted,

*Katelyn Soltys*

\_\_\_\_\_  
Katelyn Soltys, Acting City Solicitor

**APPROVAL OF REPORT RECEIVED**

**COMMENTS RECEIVED**

*Tracy Wittke*

\_\_\_\_\_  
Tracy Wittke, Acting Department Head/City Clerk

*Jim Puffalt*

\_\_\_\_\_  
Jim Puffalt, City Manager

*Fraser Tolmie*

\_\_\_\_\_  
Fraser Tolmie, Mayor

*To be completed by the Clerk's Department only.*

Presented to Regular Council or Executive Committee on \_\_\_\_\_.

No. \_\_\_\_\_ Resolution No. \_\_\_\_\_

**BYLAW NO. 5565**  
**A BYLAW OF THE CITY OF MOOSE JAW**  
**TO AUTHORIZE THE CITY MANAGER TO MANAGE THE**  
**DOWNTOWN AND SOCCER/FIELD-HOUSE FACILITIES INC.**

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THE COUNCIL OF THE CITY OF MOOSE JAW ENACTS AS FOLLOWS:

WHEREAS Council has, by Bylaw No. 5425, established the Moose Jaw Downtown and Soccer/Field-House Facilities Inc. as a controlled corporation with a board of directors, under authority of section 55 and clause 101(n) of *The Cities Act*;

AND WHEREAS the position of General Manager of the controlled corporation is vacant;

AND WHEREAS Council believes it is in the public interest to authorize the City Manager to administer the controlled corporation while Council reviews the model for management and governance of the facilities;

NOW, THEREFORE, THE COUNCIL OF THE CITY OF MOOSE JAW ENACTS AS FOLLOWS:

1. Notwithstanding Bylaw No. 5425:
  - (a) the Board of Directors of the controlled corporation is hereby dissolved;  
and
  - (b) the City Manager of Moose Jaw is authorized to manage and direct the personnel and operations of the Moose Jaw Downtown and Soccer/Field-House Facilities Inc.
  
2. The City Manager shall report to Council through its Executive Committee, including providing his findings on the current state and recommendations for future management and governance of the facilities.
  
3. This Bylaw comes into force on the day of passage.

READ A FIRST TIME AUGUST 15, 2018

READ A SECOND TIME AUGUST 15, 2018

READ A THIRD TIME AND PASSED \_\_\_\_\_, 2018

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY CLERK