

Subject: Rescinding of Leave of Absence Motion**APPROVALS:**

David Leflar, Director
Bob Couture, Acting Chief Administrative Office

Administrative Recommendation:

THAT the following resolution passed by Council on November 26, 2013:

“the absence of Councillor John Chadi from regular Council meetings due to health reasons be authorized.”

be rescinded.

Summary:

A resolution of Council is necessary in order to rescind a previous resolution that purported to authorize a Councillor's prolonged absence from regular Council meetings, in a manner not consistent with the relevant provisions of the *Municipal Government Act*.

Background:

On November 26, 2013 Council passed the resolution set out above, after learning of a potential long-term absence of Councillor John Chadi. The intent was to allow the Councillor whatever time he needed to address his health situation. It was later discovered that the resolution, although well-intended, is worded in a way that is not consistent with relevant provisions of the *Municipal Government Act*. The statute contemplates a resolution authorizing an absence that has already occurred, not an anticipated and indeterminate future absence. In addition, the statute contemplates an absence of not more than eight weeks before being re-considered by Council if the absence continues beyond that length of time.

Rationale for Recommendation:

The November 26, 2013 resolution should be rescinded to ensure that Council is operating within the requirements of the *Municipal Government Act* in this situation. Rescinding the resolution would not mean that Councillor Chadi is disqualified from serving on Council. It would mean that, if his absence continues, Council would have to pass resolutions every eight weeks, excusing him from the absence over the immediately preceding eight week period, to allow him to continue as a Councillor.

Attachments:

1. Excerpts from *Municipal Government Act*