

MuniLegislativeReview

From: Town of Spaniard's Bay <spdsbay2005@personainternet.com>
Sent: Thursday, January 18, 2018 10:43 AM
To: MuniLegislativeReview
Cc: Paul Brazil; Darlene Stamp; Krista Planke
Subject: Suggestions for Consideration with Municipalities Act (1999) Review

Good morning;

I respectfully request that the Review Committee consider making changes as follows:

1. 206(1)...The office of a Councillor becomes vacant where...(h)he or she fails to vote on a matter before the Council when required to vote.

In my experience this section appears to be a cut and dried item, however, the Court will look at this and apply the rules of natural justice in which everyone is entitled to fair hearing.

All of Section 206 should be required to fall under the premise that a hearing is necessary and outline the process for doing the hearing.

2. 207 Conflict of Interest. This may be an issue of ethics but I feel that this section could be changed to include more than just the matter of monetary gain. Can a comparison of this section be done with other conflict legislation around the various government agencies to determine whether or not it can be improved upon. I would suggest that affiliation with various town committees also be a means of conflict. As suggested previously, infractions should be subject to fair hearing prior to making a decision to vacate a Council seat.

Regards;

Tony Ryan

Town Manager

Town of Spaniard's Bay