



**BOARD OF EDUCATION OF
SCHOOL DISTRICT NO. 46 (SUNSHINE COAST)**

SPECIAL MEETING AGENDA

August 27, 2014

11:00 a.m. at the School Board Office, Gibsons, B.C.

1. Call to Order
2. Adoption of the Agenda
3. Trustee Elections Bylaw (motion – pg. 32).....Pg. 4/32
 - a. Appointment of Chief Election Officer and
Deputy Chief Election Officer (motion).....Pg. 33
4. Surplus
5. Bargaining
6. Questions and Enquiries from the Public Relating to the Board Meeting
7. Next Meeting
The next public board meeting will be held on September 9, 2014
8. Adjournment

74 **TRUSTEE ELECTIONS BYLAW No. 74**

A bylaw to provide for the determination of various procedures for the conduct of general school elections and other trustee elections.

Preamble:

Under the *School Act*, the board of ~~school trustees~~ education may, by bylaw, determine various procedures and requirements to be applied in the conduct of trustee elections. This bylaw applies to both general elections and by-elections, except as otherwise indicated.

In School District No. 46 (Sunshine Coast), trustee elections are held in the following trustee electoral areas:

<i>TEA</i>	<i>Trustee Electoral Area Description:</i>	<i># of trustees</i>
Gibsons	Town of Gibsons	One
Sechelt	District of Sechelt	Two
Rural Area 1	Sunshine Coast Regional District (Comprised of Electoral Area “A” – Egmont/ Garden Bay , Pender Harbour and Area “B” Halfmoon Bay in the Sunshine Coast Regional District)	One
Rural Area 2	Sunshine Coast Regional District (Comprised of Electoral Areas “D” Roberts Creek, “E” Elphinstone, “F” West Howe Sound in the Sunshine Coast Regional District and the “SIGD” Sechelt Indian Government District)	Three

The board of ~~school trustees~~ education wishes to establish various procedures and requirements under the authority of the School Act for trustee elections.
~~[References: School Act s. 37, s. 38(4-11)]~~

The board of school trustees, in an open meeting of the board, enacts as follows:

74.1 **Definitions:**

“**Gibsons**” refers to the Town of Gibsons as defined in the British Columbia Gazetted dated November 30, 1995.

“**Sechelt**” refers to the District of Sechelt as defined in the British Columbia Gazette dated July 10, 1986.

“**Rural Area 1**” refers to ~~Sunshine Coast Regional District (Comprised of Electoral Area “A” – Egmont, Garden Bay, Pender Harbour and Area “B” Halfmoon Bay in the Sunshine Coast Regional District).~~ Electoral Areas A and B of Sunshine Coast Regional District as defined in the British Columbia Gazette dated January 24, 1991.

~~“Rural Area 2” refers to Sunshine Coast Regional District (Comprised of Electoral Areas “D” Roberts Creek, “E” Elphinstone, “F” West Howe Sound in the Sunshine Coast Regional District and the “SIGD” Sechelt Indian Government District). Electoral Areas D, E and F of Sunshine Coast Regional District as defined in the British Columbia Gazette dated January 24, 1991.~~

The terms used shall have the meanings assigned by the *School Act*, ~~and the *Local Government Act*~~, and the *Local Elections Campaign Financing Act*, except as the context indicates otherwise.

“Board” or “school board” means the Board of School Trustees of School District No. 46 (Sunshine Coast).

“By-election” means a trustee election to fill a vacancy on the school board.

“Election” means a trustee election.

“General Voting Day” means the date on which general voting for a trustee election is to take place, whether part of the general school elections or a by-election.

“Minister” means the Minister of Education.

~~“Regional District” means the Sunshine Coast Regional District.~~

74.2 **Required Advance Voting Opportunities**

Unless the Board is exempted from the requirement by Order of the Minister of Education, an advance voting opportunity will be held on the tenth day before general voting day.

74.3 Unless the Board is exempted from the requirement for a second advance voting opportunity by Order of the Minister of Education, a second advance voting opportunity will be held on:

(i) the date specified for the second required advance voting opportunity in an applicable municipal bylaw or a local government bylaw that is adopted by the board in this bylaw to apply to the trustee election; or as specified in the respective municipal bylaw if different.

(ii) if there is no such date, then on 3 days before general voting day.

~~[References: *Local Government Act* s. 97(2); *School Act* s. 45(1)]~~

74.4 **Order of Names on the Ballot**

The order of names of candidates on the ballot will be alphabetical.

74.5 **Resolution of Tie Vote after Judicial Recount**

In the event of a tie vote after a judicial recount, the tie vote will be resolved by lot in accordance with the *Local Government Act*. ~~[Reference: *Local Government Act* s. 141]~~

74.6 **Nomination Deposit**

No nomination deposit is required for nomination for the office of school trustee. ~~[Reference: *School Act* s. 45(1), 46(4), *Local Government Act* s. 72.1]~~

74.7 Number of Nominators

For certainty, the minimum numbers of qualified nominators for a trustee candidate in ~~are as established by the bylaw of the Town of Gibsons or District of District of Sechelt, or, if no number is so established, Gibsons or Sechelt~~ is two. The minimum number of qualified nominators for a trustee candidate in ~~Trustee Electoral~~Rural Area 1 or ~~Trustee Electoral~~Rural Area 2 is two.

74.8 Application of Local Government Bylaws

- (a) In Gibsons, the election bylaws of the Town of Gibsons apply to trustee elections conducted by the Town of Gibsons, except for bylaws determining the minimum number of nominators, the order of names on the ballot, the resolution of tie votes after judicial recount, requiring a nomination deposit, or any other matter on which the local government bylaws may not by law apply to a trustee election.
- (b) In Sechelt, the election bylaws of the District of Sechelt apply to trustee elections conducted by the District of Sechelt, except for bylaws determining the minimum number of nominators, the order of names on the ballot, the resolution of tie votes after judicial recount, requiring a nomination deposit, or any other matter on which the local government bylaws may not by law apply to a trustee election.
- (c) In ~~Trustee Electoral~~Rural Areas 1 and 2, for a trustee election held at the same time as the general local elections, the elections bylaws of the Sunshine Coast Regional District, as they may be amended from time to time, apply to that trustee election, except for any bylaws determining the minimum number of nominators, -the order of names on the ballot, the resolution of tie votes after judicial recount, requiring a nomination deposit, or any other matter on which the local government bylaws may not by law apply to a trustee election. [~~References: School Act s. 37(1), s. 38(4) (5), s. 45(8) (10), s. 46(4)~~]

74.9 Elections Conducted by School Board

The following additional provisions apply to those trustee elections that the school board conducts on its own behalf except where the board has adopted a local government bylaw to apply to the trustee election.

~~74.10~~ (a) Additional Advance Voting Opportunities

The chief election officer is authorized to establish additional advance voting opportunities for each election and to designate the voting places, establish the date and the voting hours for these voting opportunities.

~~[References: School Act s.45 (1); Local Government Act s.98]~~

~~74.11~~ (b) Additional General Voting Opportunities

The chief election officer is authorized to establish additional general voting opportunities for general voting day for each election and to designate the voting places and voting hours, within the limits set out in the Local

Government Act, for such voting opportunities. ~~[References: School Act s.45 (1), Local Government Act s. 99]~~

74.10 Title

This bylaw may be cited as ‘School District No. 46 (Sunshine Coast) Trustee Elections Bylaw No. 74.’

74.11 Repeal

School District No. 46 (Sunshine Coast) Trustee Elections Bylaw No. 8600 is hereby repealed.

Date of first reading:

Date of second reading:

Date of third reading and adoption:

Chairperson of the board

Secretary-Treasurer

DRAFT

74 TRUSTEE ELECTIONS BYLAW No. 74

A bylaw to provide for the determination of various procedures for the conduct of general school elections and other trustee elections.

Preamble:

Under the *School Act*, the board of education may, by bylaw, determine various procedures and requirements to be applied in the conduct of trustee elections. This bylaw applies to both general elections and by-elections, except as otherwise indicated.

In School District No. 46 (Sunshine Coast), trustee elections are held in the following trustee electoral areas:

<i>TEA</i>	<i>Trustee Electoral Area Description:</i>	<i># of trustees</i>
Gibsons	Town of Gibsons	One
Sechelt	District of Sechelt	Two
Rural Area 1	Sunshine Coast Regional District (Comprised of Electoral Area “A” – Egmont/Pender Harbour and Area “B” Halfmoon Bay in the Sunshine Coast Regional District)	One
Rural Area 2	Sunshine Coast Regional District (Comprised of Electoral Areas “D” Roberts Creek, “E” Elphinstone, “F” West Howe Sound in the Sunshine Coast Regional District and the “SIGD” Sechelt Indian Government District)	Three

The board of education wishes to establish various procedures and requirements under the authority of the School Act for trustee elections.

The board of school trustees, in an open meeting of the board, enacts as follows:

74.1 Definitions:

“**Gibsons**” refers to the Town of Gibsons as defined in the British Columbia Gazetted dated November 30, 1995.

“**Sechelt**” refers to the District of Sechelt as defined in the British Columbia Gazette dated July 10, 1986.

“**Rural Area 1**” refers to Electoral Areas A and B of Sunshine Coast Regional District as defined in the British Columbia Gazette dated January 24, 1991.

“**Rural Area 2**” refers to Electoral Areas D, E and F of Sunshine Coast Regional District as defined in the British Columbia Gazette dated January 24, 1991.

The terms used shall have the meanings assigned by the *School Act*, the *Local Government Act* and the *Local Elections Campaign Financing Act*, except as the context indicates otherwise.

“Board” or “school board” means the Board of School Trustees of School District No. 46 (Sunshine Coast).

“By-election” means a trustee election to fill a vacancy on the school board.

“Election” means a trustee election.

“General Voting Day” means the date on which general voting for a trustee election is to take place, whether part of the general school elections or a by-election.

“Minister” means the Minister of Education.

74.2 **Required Advance Voting Opportunities**

Unless the Board is exempted from the requirement by Order of the Minister of Education, an advance voting opportunity will be held on the tenth day before general voting day.

74.3 Unless the Board is exempted from the requirement for a second advance voting opportunity by Order of the Minister of Education, a second advance voting opportunity will be held on:

(i) the date specified for the second required advance voting opportunity in an applicable municipal bylaw or a local government bylaw that is adopted by the board in this bylaw to apply to the trustee election; or as specified in the respective municipal bylaw if different.

(ii) if there is no such date, then on 3 days before general voting day.

74.4 **Order of Names on the Ballot**

The order of names of candidates on the ballot will be alphabetical.

74.5 **Resolution of Tie Vote after Judicial Recount**

In the event of a tie vote after a judicial recount, the tie vote will be resolved by lot in accordance with the *Local Government Act*.

74.6 **Nomination Deposit**

No nomination deposit is required for nomination for the office of school trustee.

74.7 **Number of Nominators**

For certainty, the minimum numbers of qualified nominators for a trustee candidate in Gibsons or Sechelt is two. The minimum number of qualified nominators for a trustee candidate in Rural Area 1 or Rural Area 2 is two.

74.8 **Application of Local Government Bylaws**

(a) In Gibsons, the election bylaws of the Town of Gibsons apply to trustee elections conducted by the Town of Gibsons, except for bylaws determining the minimum number of nominators, the order of names on the ballot, the

resolution of tie votes after judicial recount, requiring a nomination deposit, or any other matter on which the local government bylaws may not by law apply to a trustee election.

- (b) In Sechelt, the election bylaws of the District of Sechelt apply to trustee elections conducted by the District of Sechelt, except for bylaws determining the minimum number of nominators, the order of names on the ballot, the resolution of tie votes after judicial recount, requiring a nomination deposit, or any other matter on which the local government bylaws may not by law apply to a trustee election.
- (c) In Rural Areas 1 and 2, for a trustee election held at the same time as the general local elections, the elections bylaws of the Sunshine Coast Regional District, as they may be amended from time to time, apply to that trustee election, except for any bylaws determining the minimum number of nominators, the order of names on the ballot, the resolution of tie votes after judicial recount, requiring a nomination deposit, or any other matter on which the local government bylaws may not by law apply to a trustee election.

74.9 **Elections Conducted by School Board**

The following additional provisions apply to those trustee elections that the school board conducts on its own behalf except where the board has adopted a local government bylaw to apply to the trustee election.

(a) **Additional Advance Voting Opportunities**

The chief election officer is authorized to establish additional advance voting opportunities for each election and to designate the voting places, establish the date and the voting hours for these voting opportunities.

(b) **Additional General Voting Opportunities**

The chief election officer is authorized to establish additional general voting opportunities for general voting day for each election and to designate the voting places and voting hours, within the limits set out in the Local Government Act, for such voting opportunities.

74.10 **Title**

This bylaw may be cited as ‘School District No. 46 (Sunshine Coast) Trustee Elections Bylaw No. 74.’

74.11 **Repeal**

School District No. 46 (Sunshine Coast) Trustee Elections Bylaw No. 8600 is hereby repealed.

Date of first reading:

Date of second reading:

Dare of third reading and adoption:

Chairperson of the board

Secretary-Treasurer

DRAFT

School District No. 46 (Sunshine Coast) Trustee Elections Bylaw No. 74

- 1) Motion:
“THAT School District No. 46 (Sunshine Coast) Trustee Elections Bylaw No. 74 be read for a first time.”
- 2) Motion:
“THAT School District No. 46 (Sunshine Coast) Trustee Elections Bylaw No. 74 be read for a second time.”

Requires unanimous approval before third reading.

- 3) Motion:
“THAT School District No. 46 (Sunshine Coast) Trustee Elections Bylaw No. 74 be read for a third time, passed and adopted.”

**APPOINTMENT OF CHIEF ELECTION OFFICER
AND DEPUTY CHIEF ELECTION OFFICER**

THAT pursuant to Section 41(1) and (2) of the *Local Government Act* **Nicholas Weswick** be appointed Chief Election Officer for conducting the 2014 general local elections with power to appoint other election officials as required for the administration and conduct of the 2014 general local elections;

AND THAT Erica Reimer be appointed Deputy Chief Election Officer for the 2014 general local elections.