

SUPERIOR-GREENTONE DISTRICT SCHOOL BOARD



Mission Statement

*In partnership with the students, the home and the community,
Superior-Greentone District School Board will address individual students' needs by providing:
a diverse education that prepares for and honours their chosen path for success,
avenues that foster a love of learning, and
the means to honour varied learning styles.*



Videoconference Site Locations

Superior-Greentone District School Board ... (SGDSB) 12 Hemlo Drive, Marathon, ON
 Manitouwadge High School (MNHS) 200 Manitou Road W., Manitouwadge, ON
 Marathon High School (MRHS) 14 Hemlo Drive, Marathon, ON
 Lake Superior High School (LSHS) Hudson Drive, Terrace Bay, ON
 Nipigon-Red Rock District High School (NRHS) 20 Frost Street, Red Rock, ON
 Geraldton Composite High School (GCHS) 500 Second Street West, Geraldton, ON

Special Board Meeting 06-2011

A G E N D A

Tuesday, April 5, 2011 @ 7:00 p.m.

Designated Site: Marathon Board Meeting Room, Marathon, ON

Interim Board Chair: Mark Mannisto

Acting Director: Terrence Ellwood

Teleconference Moderator: RM. Joannette

PART I: Committee of Whole Board

Section (A) In-Camera: – (closed to public): 7:00 p.m.

PART II: Special Board Meeting

Section (B) : – (open to public): TBA

1.0 Roll Call

<u>Trustees</u>	Attendance: On-site (OS); Teleconference (TC); Videoconference (VC); Absent (A); Regrets (R)										
	OS	TC	VC	A	R		OS	TC	VC	A	R
Bartlett, Bette						McRae, Pauline (Pinky)					
Brown, Cindy						Pelletier, Allison (Student)					
Carlino, Daniela (Student)						Robinson, Danielle (Student)					
Fisher, Cindy						Santerre, Angel					
Keenan, Darlene						Simonaitis, Fred					
Mannisto, Mark											

<u>Board Administrators</u>	Attendance Mode: On-site (OS); Teleconference (TC); Videoconference (VC); Absent (A); Regrets (R)				
	OS	TC	VC	A	R
Ellwood, Terry: <i>Acting Director of Education</i>					
Tsubouchi, Cathy: <i>Superintendent of Business</i>					
Tamblyn, David: <i>Superintendent of Education</i>					
Williams, Dianne: <i>Manager of Accounting Services</i>					
Chiupka, Wayne: <i>Manager of Plant Services/Transportation</i>					
Willcocks, Barb: <i>Student Success Leader</i>					
Paris, Marc: <i>Coordinator of Maintenance</i>					
Draper, Barb: <i>Coordinator of Human Resources Services</i>					
Ross, Brad: <i>Coordinator of Systems and Information Technology</i>					
Joannette, Rose-Marie: <i>Administrative Assistant / Communications</i>					
Patti Pella: <i>Director of Education</i>					X

PART I: *Committee of the Whole Board*

Section (A) *In-Camera*: – (closed to public) 7:00 p.m.

2.0 Committee of the Whole Board *(In-Camera Closed)*

(Attached)

2.1 Agenda: Committee of the Whole Board - Closed

✓ ***That***, the Superior-Greenstone DSB go into a Committee of the Whole Board Section A (Closed Session) at _____ p.m. and that this portion be closed to the public.

2.2 Rise and Report from Closed Session

✓ ***That***, the Superior-Greenstone DSB rise and report from the Committee of the Whole Board Section A (Closed Session) at _____ p.m. and that this portion be open to the public.

PART II: *Special Board Meeting*

Section (B): – (open to public): TBA

3.0 Special Board Meeting Call to Order

✓ ***That***, the Superior-Greenstone DSB Special Board Meeting 06-2011 on Tuesday, April 5, 2011 be called to order at _____ p.m.

4.0 Report of the Committee of the Whole Closed Session

4.1 ✓ ***That***, the Superior-Greenstone DSB adopt the following recommendations as relates to the confidential reports of the Committee of the Whole In-Camera (closed session), specifically that:

1. The Board..., and
2. The Board..., and.....

(List motions or group of motions coming from closed session)

5.0 Approval of Agenda

✓ ***That***, the agenda for the Superior-Greenstone DSB Special Board Meeting 06-2011 on Tuesday, April 5, 2011 be accepted and approved.

6.0 Disclosures of Interest re: Open Session

7.0 Conflict of Interest

8.0 Reconsideration Motion No. 90/11

9.0 Trustee Vacancy

(Attached from Ed Act: Part VII Board Members-Qualifications, Resignations and Vacancies)

10.0 Adjournment

✓ *That, the Superior-Greenstone DSB Special Board Meeting 06-2011 on Tuesday, April 5, 2011 adjourn at _____, p.m.*

Education Act

R.S.O. 1990, CHAPTER E.2

Consolidation Period: From January 1, 2011 to the [e-Laws currency date](#).

Last amendment: 2010, c. 26, Sched. 5.

PART VII BOARD MEMBERS — QUALIFICATIONS, RESIGNATIONS AND VACANCIES

Qualifications of members

219. (1) A person is qualified to be elected as a member of a district school board or school authority if the person is qualified to vote for members of that district school board or that school authority and is resident in its area of jurisdiction. 1997, c. 31, s. 112.

Same

(2) A person who is qualified under subsection (1) to be elected as a member of a district school board or school authority is qualified to be elected as a member of that district school board or school authority for any geographic area in the district school board's or school authority's area of jurisdiction, regardless of which positions on that district school board or school authority the person may be qualified to vote for. 1997, c. 31, s. 112.

Eligibility for re-election

(3) A member of a district school board or school authority is eligible for re-election if otherwise qualified. 1997, c. 31, s. 112.

Disqualifications

(4) Despite subsection (1), a person is not qualified to be elected or to act as a member of a district school board or school authority if the person is,

- (a) an employee of a district school board or school authority;
- (b) Repealed: 2002, c. 18, Sched. G, s. 9 (1).
- (c) the clerk or treasurer or deputy clerk or deputy treasurer of a municipality or an upper-tier municipality, all or part of which is included in the area of jurisdiction of the district school board or the school authority;
- (d) a member of the Assembly or of the Senate or House of Commons of Canada; or
- (e) otherwise ineligible or disqualified under this or any other Act. 1997, c. 31, s. 112; 1999, c. 6, s. 20 (5); 2002, c. 17, Sched. F, Table; 2002, c. 18, Sched. G, s. 9 (1).

Leave of absence

(5) Despite subsection (4), none of the following persons is ineligible to be a candidate for or to be elected as a member of a district school board or school authority if he or she takes an unpaid leave of absence, beginning no later than the day the person is nominated and ending on voting day:

1. An employee of a district school board or school authority.
2. The clerk, treasurer, deputy clerk or deputy treasurer of a municipality or upper-tier municipality, all or part of which is included in the area of jurisdiction of a district school board or school authority. 2002, c. 18, Sched. G, s. 9 (2).

Same

[\(5.1\)](#) Subsections 30 (2) to (7) of the *Municipal Elections Act, 1996* apply with necessary modifications to an individual referred to in subsection (5). 2002, c. 18, Sched. G, s. 9 (2).

[\(6\)](#) Repealed: 2002, c. 17, Sched. D, s. 37.

Disqualification: district school board by-elections

[\(7\)](#) Despite subsection (1), a person is not qualified to be elected in a by-election or to act as a member of a district school board if the person is,

- (a) a member of any other district school board;
- (b) a member of a school authority;
- (c) a member of the council of a municipality or an upper-tier municipality, all or part of which is included in the area of jurisdiction of the district school board; or
- (d) an elected member of a local board, as defined in the *Municipal Affairs Act*, of a municipality or an upper-tier municipality, all or part of which is included in the area of jurisdiction of the district school board,

and the person's term of office has at least two months to run after the last day for filing nominations for the by-election, unless before the closing of nominations the person has filed his or her resignation with the secretary of the other district school board, with the secretary of the school authority or with the clerk of the municipality or upper-tier municipality, as the case may be. 1997, c. 31, s. 112; 2002, c. 17, Sched. F, Table.

Disqualification: school authority by-elections

[\(8\)](#) Despite subsection (1), a person is not qualified to be elected in a by-election or to act as a member of a school authority if the person is,

- (a) a member of any other school authority;
- (b) a member of a district school board;
- (c) a member of the council of a municipality or an upper-tier municipality, all or part of which is included in the area of jurisdiction of the school authority; or
- (d) an elected member of a local board, as defined in the *Municipal Affairs Act*, of a municipality or an upper-tier municipality, all or part of which is included in the area of jurisdiction of the school authority,

and the person's term of office has at least two months to run after the last day for filing nominations for the by-election, unless before the closing of nominations the person has filed his or her resignation with the secretary of the other school authority, with the secretary of the district school board or with the clerk of the municipality or upper-tier municipality, as the case may be. 1997, c. 31, s. 112; 2002, c. 17, Sched. F, Table.

Qualification to act as a member

[\(9\)](#) A person is not qualified to act as a member of a district school board or school authority if the person ceases to hold the qualifications required to be elected as a member of the district school board or the school authority. 1997, c. 31, s. 112.

Person not to be candidate for more than one seat

[\(10\)](#) No person shall run as a candidate for more than one seat on a district school board or school authority and any person who does so and is elected to hold one or more seats on the district school board or the school authority is not entitled to act as a member of the district school board or the school authority by reason of the election. 1997, c. 31, s. 112.

Vacancy where member disqualified

(11) The seat of a member of a district school board or school authority who is not qualified or entitled to act as a member of that district school board or that school authority is vacated. 1997, c. 31, s. 112.

Members to remain in office

220. (1) The members of a board shall remain in office until their successors are elected and the new board is organized. 1997, c. 31, s. 112.

Board not to cease for want of members

(2) A board does not cease to exist by reason only of the lack of members. 1997, c. 31, s. 112.

Resignation of members

(3) A member of a board, with the consent of a majority of the members present at a meeting, entered on the minutes of it, may resign as a member, but he or she shall not vote on a motion as to his or her own resignation and may not resign as a member if the resignation will reduce the number of members of the board to less than a quorum. 1997, c. 31, s. 112.

Resignation to become candidate for some other office

(4) Despite subsection (3), where it is necessary for a member of a board to resign to become a candidate for some other office, the member may resign by filing his or her resignation, including a statement that the resignation is for the purpose of becoming a candidate for some other office, with the secretary of the board and the resignation shall become effective on November 30 after it is filed or on the day preceding the day on which the term of the office commences, whichever is the earlier. 1997, c. 31, s. 112.

Vacancies

221. (1) Subject to section 224, if the office of a member of a board becomes vacant before the end of the member's term,

- (a) the remaining elected members shall appoint a qualified person to fill the vacancy within 90 days after the office becomes vacant, if a majority of the elected members remain in office; or
- (b) a by-election shall be held to fill the vacancy, in the same manner as an election of the board, if a majority of the elected members do not remain in office. 1997, c. 31, s. 112; 2009, c. 25, s. 26.

Optional election

(2) Despite clause (1) (a), if members of the board are elected under the *Municipal Elections Act, 1996*, the remaining elected members may by resolution require that an election be held in accordance with that Act to fill the vacancy if the vacancy occurs,

- (a) in a year in which no regular election is held under that Act;
- (b) before April 1 in the year of a regular election; or
- (c) after the new board is organized in the year of a regular election. 2002, c. 18, Sched. G, s. 10.

Same

(3) The secretary of the board shall promptly send to the clerk of the appropriate municipality a certified copy of the resolution under subsection (2). 1997, c. 31, s. 112.

Notice re clause (1) (b)

(4) Where clause (1) (b) applies, the secretary of the board shall promptly send to the clerk of the appropriate municipality a notice that clause (1) (b) applies and the notice shall be deemed to be a resolution indicating a by-election is required for the purposes of section 65 of the *Municipal Elections Act, 1996*. 1997, c. 31, s. 112.

Term of office

(5) A member appointed or elected to fill a vacancy shall hold office for the remainder of the term of the member who vacated the office. 1997, c. 31, s. 112.

Elections for three member boards

222. (1) If an election is required to fill a vacancy on a board that is composed of three members and there are fewer than two remaining members of the board, a meeting of the electors may be called by any two electors of the board or by the appropriate supervisory officer. 1997, c. 31, s. 112.

Time of meeting

(2) The meeting shall take place within 60 days of the date on which the last office became vacant. 1997, c. 31, s. 112.

Notice of meeting

(3) At least six days before the meeting, the person or persons calling the meeting shall post a notice of the meeting in at least three public places within the area of jurisdiction of the board. 1997, c. 31, s. 112.

Election at meeting

(4) The electors at the meeting shall elect the required number of board members to fill the vacancies. 1997, c. 31, s. 112.

Vacancy in rural separate school board before incorporation

223. (1) If a vacancy occurs in the office of a member of the board of a rural separate school before the board members become a body corporate, the remaining board members shall promptly take steps to hold a by-election to fill the vacancy, and the person elected shall hold office for the remainder of the term of the board member who vacated the office. 1997, c. 31, s. 112.

Manner of election

(2) The by-election shall be conducted in the same manner as an election of the whole board. 1997, c. 31, s. 112.

Vacancies near election times

224. Where a vacancy occurs on a board,

- (a) within one month before the next election, it shall not be filled; or
- (b) after the election, but before the new board is organized, it shall be filled immediately after the new board is organized in the same manner as for a vacancy that occurs after the board is organized. 1997, c. 31, s. 112.

Election to fill vacancy

225. (1) Where an election is required to fill a vacancy on a board that is composed of more than three members and whose elections are not conducted under the *Municipal Elections Act, 1996*, the nomination shall be held on the third Monday following the day on which the office becomes vacant and the polling shall be held on the second Monday following the day of nomination, and the nomination and polling shall be held in the same manner and at the same times as for the office that became vacant. 1997, c. 31, s. 112.

Extension of time limits

(2) The remaining members of the board may extend the time for the nomination and the polling under subsection (1), but the polling shall be held no later than 60 days after the office becomes vacant. 1997, c. 31, s. 112.

Appointment of board members on failure of qualified person

226. (1) Where the appropriate supervisory officer reports that no qualified persons or an insufficient number of qualified persons are available or that the electors have failed to elect a sufficient

number of members of a district school area board to form a quorum, the Minister may appoint as members of the board such persons as the Minister may consider proper, and the persons so appointed have, during the term of such appointment, all the authority of board members as though they were eligible and duly elected according to this Act. 1997, c. 31, s. 112.

Interim administration pending by-elections

[\(2\)](#) Where under this Act vacancies on a board are required to be filled by an election to be conducted under the *Municipal Elections Act, 1996* and no election can be held under that Act, the Minister may by order provide for the fulfilling of the duties and obligations of the board until such time as an election is held in accordance with the *Municipal Elections Act, 1996* and the members so elected have taken office. 1997, c. 31, s. 112.

Tie vote

[227.](#) If two or more candidates receive an equal number of votes at a meeting held under clause 221 (1) (a) to appoint a person to fill a vacancy or at a meeting to elect a person to fill a vacancy, the chair of the meeting shall provide for the drawing of lots to determine which of the candidates shall be appointed or elected. 1997, c. 31, s. 112.

Seat vacated by conviction, absence etc.

[228. \(1\)](#) A member of a board vacates his or her seat if he or she,

- (a) is convicted of an indictable offence;
- (b) absents himself or herself without being authorized by resolution entered in the minutes, from three consecutive regular meetings of the board;
- (c) ceases to hold the qualifications required to act as a member of the board;
- (d) becomes disqualified under subsection 219 (4); or
- (e) fails to meet the requirements of section 229. 1997, c. 31, s. 112.

Exception: conviction

[\(2\)](#) Despite subsection (1), where a member of a board is convicted of an indictable offence, the vacancy shall not be filled until the time for taking any appeal that may be taken from the conviction has elapsed, or until the final determination of any appeal so taken, and in the event of the quashing of the conviction the seat shall be deemed not to have been vacated. 1997, c. 31, s. 112.

Filling of vacancies

[\(3\)](#) Where a seat becomes vacant under this section, the provisions of this Act with respect to the filling of vacancies apply. 1997, c. 31, s. 112.

In person attendance required

[229. \(1\)](#) Despite section 208.1 but subject to subsection (2), a member of a board shall be physically present in the meeting room of the board for at least three regular meetings of the board in each 12-month period beginning December 1. 1997, c. 31, s. 112.

Same

[\(2\)](#) Despite section 208.1, for the period beginning when a member of a board is elected or appointed to fill a vacancy and ending on the following November 30, the member shall be physically present in the meeting room of the board for at least one regular meeting of the board for each period of four full calendar months that occurs during the period beginning with the election or appointment and ending on the following November 30. 1997, c. 31, s. 112.

[\(3\)](#) Repealed: 2006, c. 10, s. 19.