

Council Special Minutes

Tuesday, May 26, 2020

Council Chambers

3rd Floor City Hall, 2580 Shaughnessy Street, Port Coquitlam, BC

Present: Chair - Mayor West
Councillor Darling
Councillor Dupont
Councillor McCurrach
Councillor Penner
Councillor Pollock
Councillor Washington

1. CALL TO ORDER

The meeting was called to order at 2:00 p.m.

2. ADOPTION OF THE AGENDA

2.1 Adoption of the Agenda

Moved-Seconded:

That the Tuesday, May 26, 2020, Special Council Meeting Agenda be adopted as circulated.

In Favour (7): Mayor West, Councillor Darling, Councillor Dupont, Councillor McCurrach, Councillor Penner, Councillor Pollock, and Councillor Washington

Carried

3. PROCLAMATIONS

3.1 Child and Youth in Care Week - June 1-7, 2020

Mayor West proclaimed June 1-7, 2020, Child and Youth in Care Week.

4. REPORTS

4.1 Corporate Officer Update (verbal report)

Moved-Seconded:

That Council rescind the following previously-adopted motion from April 7, 2020:

"That Council waive all public hearings until June 30, 2020, and accept written submissions only for public comments pertaining to rezoning applications that comply with the Official Community Plan."

In Favour (7): Mayor West, Councillor Darling, Councillor Dupont, Councillor McCurrach, Councillor Penner, Councillor Pollock, and Councillor Washington

Carried

5. RESOLUTION TO CLOSE

5.1 Resolution to Close

Moved-Seconded:

That the Special Council Meeting of Tuesday, May 26, 2020, be closed to the public pursuant to the following subsections(s) of Section 90(1) of the Community Charter:

Item 5.1

a. personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the municipality or another position appointed by the municipality.

In Favour (7): Mayor West, Councillor Darling, Councillor Dupont, Councillor McCurrach, Councillor Penner, Councillor Pollock, and Councillor Washington

Carried

6. CAO Update (verbal report)

Moved-Seconded:

That Council advise the Liquor Control and Regulation Branch that the City supports temporary expansions to footprint of licensed establishments in accordance with Policy Directive 20-13, that permits food primary, liquor primary and manufacturing licensees to temporarily expand their service area until October 31, 2020, in order to meet social distance criteria.

In Favour (6): Mayor West, Councillor Darling, Councillor McCurrach, Councillor Penner, Councillor Pollock, and Councillor Washington

Absent (1): Councillor Dupont

Carried

7. RELEASE OF CLOSED MOTIONS

Whereas Council accepts the finding of an independent investigator that Councillor Dupont breached s. 117 of the Community Charter by disclosing confidential information contrary to the requirements of that section;

Whereas Council considers Councillor Dupont's unlawful disclosure of confidential information to be conduct unbecoming a member of City Council;

And Whereas Councillor Dupont has been afforded procedural fairness with respect to Council's consideration of this matter and was notified in advance:

- a. that Council would be considering the matter and was given a copy of this draft Resolution that may be considered by Council as well as a copy of the investigation report;
- b. that Council may consider sanctions including a motion of censure and public notification of any sanction;

Whereas Councillor Dupont was expressly informed of their right to retain legal counsel and for their legal counsel to be present at the Council meeting in which this Resolution would be discussed and voted on;

Whereas Councillor Dupont was given the opportunity to personally, or via their legal counsel, make submissions to the rest of Council regarding their conduct in this matter;

Whereas Council has considered the submissions made by Councillor Dupont and/or their legal counsel;

Whereas Council has unanimously agreed upon the appropriate action;

Whereas Council has provided written reasons so that Councillor Dupont understands the basis for the decision to address her conduct.

Be it Resolved as Follows:

1. That Council accepts the findings of the independent investigator that Councillor Dupont disclosed confidential information in breach of s. 117 of the *Community Charter*;
2. That Council considers Councillor Dupont's breach of confidentiality to be conduct unbecoming a member of City Council;

3. That Council shall address what it believes to be conduct unbecoming a member of City Council by way of:
 - a. a motion of censure on Councillor Dupont;
 - b. removal of Councillor Dupont as the City's representative on any external boards or committees;
 - c. removal of Councillor Dupont's City appointed designation;
 - d. removal of Councillor Dupont from the Acting Mayor rotation;
 - e. alternate procedures for Councillor Dupont's access to confidential materials; and
 - f. public notification of sanctions.
4. That the sanctions imposed on Councillor Dupont in sections 3(b), (c), (d), and (e) above remain in effect for a period of 12 months.
5. That the above resolution be released in to open.

8. ADJOURNMENT

That the Tuesday, May 26, 2020, Special Council Meeting be adjourned at 10:01 p.m.

In Favour (6): Mayor West, Councillor Darling, Councillor McCurrach, Councillor Penner, Councillor Pollock, and Councillor Washington

Absent (1): Councillor Dupont

Carried

9. MEETING NOTES

The meeting recessed at 2:15 p.m. and reconvened at 10:00 p.m.

Councillor Dupont was absent when the meeting reconvened at 10:00 p.m.

Mayor

Corporate Officer