

THE CORPORATION OF THE
CITY OF WHITE ROCK

15322 BUENA VISTA AVENUE, WHITE ROCK, B.C. V4B 1Y6

MEETING NOTICE

Pursuant to the *Community Charter* Special and Closed meetings of Council have been called to begin at **5:00 p.m. on MONDAY, NOVEMBER 23, 2020.**

DATE: MONDAY, NOVEMBER 23, 2020
MEETING TIME: 5:00 P.M.
LOCATION: WHITE ROCK CITY HALL COUNCIL CHAMBERS –
15322 BUENA VISTA AVENUE, WHITE ROCK BC

These meetings have been called to discuss items that are in accordance with Sections 90(1) (e), (g) and (i) of the *Community Charter*:

- (e) the acquisition, disposition or expropriation of land or improvements, if the council considers that disclosure could reasonably be expected to harm the interests of the municipality;
- (g) litigation or potential litigation affecting the municipality; and
- (i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

PURPOSE:

- Legal Advice - Land Litigation Matter

The City of White Rock is committed to the health and safety of our community. In keeping with Ministerial Order No. M192 from the Province of British Columbia, City Council meetings will take place without the public in attendance at this time until further notice.

Date: November 18, 2020



Tracey Arthur, Director of Corporate Administration

WHITE ROCK
My City by the Sea!

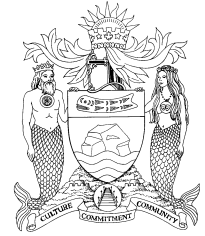
www.whiterockcity.ca

***Live Streaming/Telecast:** Please note that Public Meetings held in the Council Chamber are being recorded and broadcasted as well included on the City's website at: www.whiterockcity.ca

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THE CORPORATION OF THE
CITY OF WHITE ROCK
15322 BUENA VISTA AVENUE, WHITE ROCK, B.C. V4B 1Y6



November 18, 2020

A **SPECIAL TO CLOSE MEETING** of CITY COUNCIL will be held in the **CITY HALL COUNCIL CHAMBERS** located at **15322 Buena Vista Avenue, White Rock, BC**, on **MONDAY, NOVEMBER 23, 2020** to begin at **5:00 p.m.** for the transaction of business as listed below.

The City of White Rock is committed to the health and safety of our community. In keeping with Ministerial Order No. M192 from the Province of British Columbia, City Council meetings will take place without the public in attendance at this time until further notice.

Please note you can watch the meeting, as well as previous meetings, online www.whiterockcity.ca/councilmeetings .

T. Arthur, Director of Corporate Administration

A G E N D A

1. **CALL MEETING TO ORDER**
2. **ADOPTION OF AGENDA**

RECOMMENDATION

THAT the Corporation of the City of White Rock Council adopt the agenda for its special meeting scheduled for November 23, 2020 as circulated.

3. **PREVIOUS MINUTES**
 - a) November 16, 2020 – Special to Close

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RECOMMENDATION

THAT the Corporate of the City of White Rock Council adopt the following minutes of the Special to Close meetings as circulated:

- a) November 16, 2020.
4. **MOTION TO CLOSE AND CONCLUDE THE SPECIAL TO CLOSE COUNCIL MEETING (OPEN SESSION) AND PROCEED TO A CLOSED MEETING**

Note: If there is any consideration of an amendment to the **closed agenda** of **November 23, 2020** please ensure the correct corresponding section of the *Community Charter* has been identified in the motion below, if not please state the additional section to be required (see attached for the legislated section numbers).

RECOMMENDATION

THAT Council endorses the special meeting of White Rock City Council scheduled for November 23, 2020 be closed pursuant to the *Community Charter* provision, *Community Charter Section 90(1) (a), (b), (c), (d), (e), (f), (g) (h), (i), (j), (k), (l), (m), (n) and 90(2) (b)*

- (e) the acquisition, disposition or expropriation of land or improvements, if the council considers that disclosure could reasonably be expected to harm the interests of the municipality;
- (g) litigation or potential litigation affecting the municipality; and
- (i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose

PURPOSE:

- Legal Advice – Land Litigation Matter

AND THAT the Special Council meeting of November 23, 2020, now be concluded.

Note: *Council will then proceed with the closed session for the above noted purposes*

Section 90 of the Community Charter (included for reference purposes)

- 90 (1)** A part of a council meeting may be closed to the public if the subject matter being considered relates to or is one or more of the following:
- (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;
 - (b) personal information about an identifiable individual who is being considered for a municipal award or honour, or who has offered to provide a gift to the municipality on condition of anonymity;
 - (c) labour relations or other employee relations;
 - (d) the security of the property of the municipality;
 - (e) the acquisition, disposition or expropriation of land or improvements, if the council considers that disclosure could reasonably be expected to harm the interests of the municipality;
 - (f) law enforcement, if the council considers that disclosure could reasonably be expected to harm the conduct of an investigation under or enforcement of an enactment;
 - (g) litigation or potential litigation affecting the municipality;
 - (h) an administrative tribunal hearing or potential administrative tribunal hearing affecting the municipality, other than a hearing to be conducted by the council or a delegate of council;
 - (i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
 - (j) information that is prohibited, or information that if it were presented in a document would be prohibited, from disclosure under section 21 of the *Freedom of Information and Protection of Privacy Act*;
 - (k) negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages and that, in the view of the council, could reasonably be expected to harm the interests of the municipality if they were held in public;
 - (l) discussions with municipal officers and employees respecting municipal objectives, measures and progress reports for the purposes of preparing an annual report under section 98 [*annual municipal report*];
 - (m) a matter that, under another enactment, is such that the public may be excluded from the meeting;
 - (n) the consideration of whether a council meeting should be closed under a provision of this subsection or subsection (2);
 - (o) the consideration of whether the authority under section 91 [*other persons attending closed meetings*] should be exercised in relation to a council meeting.
- (2)** A part of a council meeting must be closed to the public if the subject matter being considered relates to one or more of the following:
- (a) a request under the *Freedom of Information and Protection of Privacy Act*, if the council is designated as head of the local public body for the purposes of that Act in relation to the matter;
 - (b) the consideration of information received and held in confidence relating to negotiations between the municipality and a provincial government or the federal government or both, or between a provincial government or the federal government or both and a third party;
 - (c) a matter that is being investigated under the *Ombudsperson Act* of which the municipality has been notified under section 14 [*ombudsperson to notify authority*] of that Act;
 - (d) a matter that, under another enactment, is such that the public must be excluded from the meeting.
 - (e) a review of a proposed final performance audit report for the purpose of providing comments to the auditor general on the proposed report under section 23 (2) of the *Auditor General for Local Government Act*.
- (3)** If the only subject matter being considered at a council meeting is one or more matters referred to in subsection (1) or (2), the applicable subsection applies to the entire meeting.

PRESENT: Mayor Walker
Councillor Chesney
Councillor Fathers
Councillor Johanson
Councillor Kristjanson
Councillor Manning
Councillor Trevelyan

STAFF: G. Ferrero, Chief Administrative Officer
T. Arthur, Director of Corporate Administration
D. Johnstone, Acting Deputy Corporate Officer

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Please note you can watch the meeting, as well as previous meetings, online www.whiterockcity.ca/councilmeetings.

1. **CALL MEETING TO ORDER**
The meeting was called to order at 5:05 p.m.

2. **ADOPTION OF AGENDA**

2020-565A **It was MOVED and SECONDED**
THAT the Corporation of the City of White Rock Council adopt the agenda for its special to close meeting scheduled for November 16, 2020 as amended to add to the Purpose Items in relation to Land, Legal and Litigation in relation to Property. **CARRIED**

3 **PREVIOUS MINUTES**
a) October 19, 2020 – Special to Close

2020-565B **It was MOVED and SECONDED**
THAT the Corporate of the City of White Rock Council adopt the following minutes of the Special to Close meetings as circulated:
a) October 19, 2020. **CARRIED**

4. **MOTION TO CLOSE AND CONCLUDE THE SPECIAL TO CLOSE COUNCIL MEETING (OPEN SESSION) AND PROCEED TO A CLOSED MEETING**
Note: If there is any consideration of an amendment to the **closed agenda of November 16, 2020** please ensure the correct corresponding section of the *Community Charter* has been identified in the motion below, if not please state the additional section to be required (see attached for the legislated section numbers).

2020-565C **It was MOVED and SECONDED**

THAT Council endorses the special meeting of White Rock City Council scheduled for November 16, 2020 be closed pursuant to the *Community Charter Section 90(1) (a), (b), (c), (d), (e), (f), (g) (h), (i), (j), (k), (l), (m), (n) and 90(2) (b)*

- 90** (1) A part of a council meeting may be closed to the public if the subject matter being considered relates to or is one or more of the following:
- (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;
 - (b) personal information about an identifiable individual who is being considered for a municipal award or honour, or who has offered to provide a gift to the municipality on condition of anonymity;
 - (c) labour relations or other employee relations;
 - (d) the security of the property of the municipality;
 - (e) the acquisition, disposition or expropriation of land or improvements, if the council considers that disclosure could reasonably be expected to harm the interests of the municipality;
 - (f) law enforcement, if the council considers that disclosure could reasonably be expected to harm the conduct of an investigation under or enforcement of an enactment;
 - (g) litigation or potential litigation affecting the municipality;
 - (h) an administrative tribunal hearing or potential administrative tribunal hearing affecting the municipality, other than a hearing to be conducted by the council or a delegate of council;
 - (i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
 - (j) information that is prohibited, or information that if it were presented in a document would be prohibited, from disclosure under section 21 of the *Freedom of Information and Protection of Privacy Act*;
 - (k) negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages and that, in the view of the council, could reasonably be expected to harm the interests of the municipality if they were held in public;
 - (l) discussions with municipal officers and employees respecting municipal objectives, measures and progress reports for the purposes of preparing an annual report under section 98 [*annual municipal report*];
 - (m) a matter that, under another enactment, is such that the public may be excluded from the meeting;
 - (n) the consideration of whether a council meeting should be closed under a provision of this subsection or subsection (2); and

(2) A part of a council meeting must be closed to the public if the subject matter being considered relates to one or more of the following:

(b) the consideration of information received and held in confidence relating to negotiations between the municipality and a provincial government or the federal government or both, or between a provincial government or the federal government or both and a third party.

PURPOSE:

- Personnel
- Update on Lease Negotiations
- Closed Items – Consideration of Release
- Land, Legal and Litigation in relation to Property

AND THAT the Special Council meeting of November 16, 2020, now be concluded.

CARRIED

4. CONCLUSION OF THE NOVEMBER 16, 2020 SPECIAL TO CLOSE COUNCIL MEETING

The Chairperson declared the meeting concluded at 5:08 p.m.

Mayor Walker



Tracey Arthur
Director of Corporate Administration