

MINUTES
SPECIAL COUNCIL MEETING
SHAW AUDITORIUM, VANCOUVER ISLAND CONFERENCE CENTRE,
80 COMMERCIAL STREET, NANAIMO, BC
MONDAY, 2019-SEP-16, AT 2:30 P.M.

Present: Mayor L. Krog, Chair
Councillor S. D. Armstrong
Councillor D. Bonner
Councillor T. Brown
Councillor B. Geselbracht
Councillor Z. Maartman
Councillor I. W. Thorpe
Councillor J. Turley

Absent: Councillor E. Hemmens

Staff: Cpl. P. Charlebois, Nanaimo Detachment RCMP
S. Gurrie, Director, Legislative Services
S. Snelgrove, Steno Coordinator
J. Vanderhoef, Recording Secretary

1. CALL THE SPECIAL MEETING TO ORDER:

The Special Council Meeting was called to order at 2:34 p.m.

2. APPROVAL OF THE AGENDA:

It was moved and seconded that the Agenda be adopted. The motion carried unanimously.

3. REPORTS:

Mayor Krog called the Chauffeur Permit Hearing to order at 2:35 p.m.

Councillor Armstrong vacated the Shaw Auditorium at 2:35 p.m. declaring a conflict of interest as she was involved in the matter.

Mayor Krog read aloud the Statement of the Chair.

(a) Appeal of Denial of Chauffeur Permit – Vidit Nayyar

Introduced by Sheila Gurrie, Director, Legislative Services.

Mayor Krog invited the RCMP to present to Council.

1. Corporal Pierre Charlebois, Nanaimo Detachment RCMP, spoke regarding Vidit Nayyar's Chauffeur Permit request, and explained the reasons for the RCMP denial of the permit application.

Council questioned Corporal Pierre Charlebois, Nanaimo Detachment RCMP, regarding an appeal on an issue in 2017-SEP-11.

2. Vedit Nayyar spoke and explained why a Chauffeur Permit should be issued.

Council questioned Mr. Nayyar regarding an incident in 2018 and clarification on Mr. Nayyar's current employment.

4. PROCEDURAL MOTION TO PROCEED IN CAMERA:

It was moved and seconded that the meeting be closed to the public in order to deal with agenda items under the *Community Charter*:

Section 90(1) A part of the Council meeting may be closed to the public if the subject matter being considered relates to or is one or more of the following:

- (i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and,
- (n) the consideration of whether a Council meeting should be closed under a provision of this subsection or subsection (2).

The motion carried unanimously.

Council moved "In Camera" at 3:01 p.m.
Council moved out of "In Camera" at 3:26 p.m.

It was moved and seconded that Council uphold the decision of the RCMP to refuse to issue a Chauffeur Permit for Vedit Nayyar for the reasons outlined in the letter from the Officer in Charge, dated 2019-JAN-31, acknowledging that the date 2018-DEC-09 be amended to 2017-DEC-09. The motion carried.

Opposed: *Councillor Turley*

5. ADJOURNMENT:

It was moved and seconded at 3:28 p.m. that the meeting terminate. The motion carried unanimously.

CHAIR

CERTIFIED CORRECT:

CORPORATE OFFICER