

DISTRICT OF SAANICH
MINUTES OF THE COUNCIL MEETING
HELD IN THE COUNCIL CHAMBERS
SAANICH MUNICIPAL HALL, 770 VERNON AVENUE
MONDAY, APRIL 13, 2015 AT 7:30 PM

Present: **Chair:** Mayor Atwell
Council: Councillors Brice, Brownoff, Derman, Murdock, Plant, Sanders and Wergeland
Staff: Carrie MacPhee, Acting Chief Administrative Officer; Sharon Hvozanski, Director of Planning; Harley Machielse, Director of Engineering; Cameron Scott, Manager of Community Planning; and Donna Dupas, Legislative Manager.

MAYOR'S OPENING COMMENTS

Mayor Atwell opened the meeting and reiterated his commitment to openness, accountability and transparency and gave notice that following the recent report of the Information and Privacy Commissioner for BC dated March 30, 2015, a reset was needed and that he welcomes the support of Council and staff going forward.

Minutes

ADOPTION OF MINUTES

MOVED by Councillor Plant and Seconded by Councillor Brice: "That Council adopt the minutes of the March 3 and March 17, 2015 Special Committee of the Whole (Financial Plan) meetings; the March 23, 2015 Council and Committee of the Whole meetings and the March 24, 2015 Special Council meeting.

CARRIED

BYLAWS

1410-01
Council
Proceedings

XRef: 1110-30
Council Procedure
Bylaw

COUNCIL PROCEDURE BYLAW – TO PERMIT DELEGATIONS AND OTHER PUBLIC INPUT AT REGULAR COUNCIL MEETINGS

Final Reading of the "Council Procedure Bylaw, 2015, No. 9321".
To give Final Reading to permit delegations and other public input at regular Council meetings and approval of the revised 2015 schedule of meetings.

MOVED by Councillor Derman and Seconded by Councillor Wergeland: "That Bylaw No. 9321 be adopted by Council and the Seal of the Corporation be attached thereto."

CARRIED

MOVED by Councillor Brice and Seconded by Councillor Murdock: "That the revised 2015 Schedule of Council meetings be approved."

CARRIED

Adjournment

On a motion from Councillor Derman, the meeting adjourned at 7:35 pm.

The meeting reconvened at 10:30 pm.

RECOMMENDATIONS

From the Committee of the Whole Meeting held April 13, 2015

1410-04
Council Report

MOTION IN RESPONSE TO THE OFFICE OF THE INFORMATION AND PRIVACY COMMISSIONER

MOVED by Councillor Derman and Seconded by Councillor Brice: “That Council approve the following recommendations from the Committee of the Whole meeting of April 13, 2015:

- A. That Council accept the five recommendations outlined in the report from the Office of the Information and Privacy Commissioner dated March 30, 2015, and direct staff to:
 1. Disable the keystroke logging, screenshot recording, program activity logging, email recording, and user logon functions of Spector 360;
 2. Destroy all personal information collected by the keystroke logging, screenshot recording, program activity logging, email recording, and user logon functions of Spector 360;
 3. Update its policy for the Use of Saanich Materials, Equipment, Facilities and Resources to provide employees with notice of the collection of their personal information, as required by s. 27(2) of FIPPA;
 4. Implement the capability to generate logs of administrator level access to all IT systems which collect, store, use or disclose personal information; and
 5. Implement a comprehensive privacy management program to ensure it is able to meet all of its obligations under the *Freedom of Information and Protection of Privacy Act*. This program should include the appointment of a Privacy Officer.
- B. That the Chief Administrative Officer provide a report to Council confirming the implementation of all five of the recommendations outlined in the report from the Office of the Information and Privacy Commissioner dated March 30, 2015.
- C. That the following content of Section B of the report of Mayor Atwell dated April 13, 2015, be referred to the Chief Administrative Officer for consideration further to preparing the statement of work or job description for the position of Privacy Officer:
 1. The Privacy Officer will design and implement a comprehensive privacy management program to ensure that Saanich is able to meet its obligations under the *Freedom of Information and Protection of Privacy Act*. The Privacy Officer will report to Council quarterly;
 2. The Privacy Officer will conduct a comprehensive audit of the District's compliance with all the provisions of the *Freedom of Information and Protection of Privacy Act*;
 3. This will include compiling a registry of all personal information in the custody or under the control of the District, as well as auditing existing policies and practices, ensuring employees are informed when their personal information is being collected, and generating logs of administrator-level access to all IT systems which collect, store, use or disclose personal information. It will

include an overview of the District’s performance under the *Freedom of Information and Protection of Privacy Act*. The Privacy Officer’s audit report will be presented to Council within 60 days of hiring.

- D. That the following recommendations with respect to the best-practices program be referred to the Chief Administrative Officer for consideration further to preparing the statement of work or job description and work plan for the position of Privacy Officer:
 - 1. Following the comprehensive audit, the Privacy Officer will design and bring to Council for approval, 30 days after the audit report, a best-practices program to educate management, employees and citizens of their privacy and other rights and obligations, including the rights of employees both under “acceptable use policies” and under the *Freedom of Information and Protection of Privacy Act*, s. 30 that protects whistle-blowers acting in good faith;
 - 2. The proposed budget for the best-practices program accompany the program;
 - 3. In preparing this program, the Privacy Officer will liaise with the Office of the Information and Privacy Commissioner (OIPC) to ensure that the general set of employee privacy guidelines forthcoming from the OIPC is adopted and adhered to.

- E. That the Chief Administrative Officer provide a report to Council at an In Camera meeting on the installation of Spector 360, and that the Chief Administrative Officer not take any action in preparing this report until discussed by Council at an In Camera meeting.”

CARRIED

Adjournment

Before adjourning the meeting, Mayor Atwell stated how it has been a privilege to bring forward a new Council Procedure Bylaw, opening a new era of open government. He also commented that he looks forward to gaining the support of his fellow Councillors going forward and that he would meet with the CAO to expedite the actions authorized and will continue work for the people.

On a motion from Councillor Derman, the meeting adjourned at 10:50 pm.

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MAYOR

I hereby certify these Minutes are accurate.

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MUNICIPAL CLERK

DISTRICT OF SAANICH
 MINUTES OF THE COMMITTEE OF THE WHOLE MEETING
 HELD IN THE COUNCIL CHAMBERS
 SAANICH MUNICIPAL HALL, 770 VERNON AVENUE
MONDAY, APRIL 13, 2015 AT 7:37 PM

Present: **Chair:** Councillor Brownoff
 Council: Mayor Atwell and Councillors Brice, Derman, Murdock, Plant, Sanders and Wergeland
 Staff: Carrie MacPhee, Acting Chief Administrative Officer; Sharon Hvozdanski, Director of Planning; Harley Machielse, Director of Engineering; Cameron Scott, Manager of Community Planning; and Donna Dupas, Legislative Manager

1300-50
 Cordova Bay
 Road

5109 CORDOVA BAY ROAD – APPLICATION TO AMEND THE EXISTING FOOD PRIMARY LIQUOR LICENCE FOR THE BEACHHOUSE RESTAURANT

Report of the Director of Planning dated March 9, 2015 recommending that Council support the application to the Liquor Control and Licensing Branch to amend the existing food-primary licence for a patron participation entertainment endorsement to allow dancing and special events.

In response to a question from Council, the Director of Planning stated that a decision on the application could be postponed for a short period of time to allow consultation with neighbours.

In response to a question from Council, the Director of Legislative Services stated that if Council felt that they did not have enough information to make a decision, a short postponement could be considered.

APPLICANT:

K. Phoenix, owner, stated:

- The former McMorran's facility had been closed for two years and was in a state of disrepair when she purchased it; after a 10 month renovation, the Beachhouse Restaurant opened under a new liquor licence which did not allow the type of entertainment previously offered by McMorran's.
- The Beachhouse has restored the original maple sprung dance floor from the McMorran days and would like to offer entertainment events and dancing again.
- There is no intention to change to a bar format.
- The applicant did not canvas the neighbourhood regarding the proposed change but neighbours who use the restaurant support the application; the Liquor Control and Licensing Branch (LCLB) does not require such consultation.
- There has been an ongoing issue with unknown people using the restaurant's dumpster; events held in the nearby park are licensed by Saanich.

PUBLIC INPUT:

B. Ziruss, Cordova Bay Road, stated:

- He is concerned about noise from entertainment and dancing events as he has already been disturbed by amplified music from the restaurant at a late hour.

In response to a question from Council, the Director of Planning stated that the LCLB encourages public consultation as part of the process but there is no requirement to do so.

Motion: **MOVED by Councillor Plant and Seconded by Councillor Derman: “That consideration of the application to the Liquor Control and Licensing Branch for a change to food-primary licence #305002 for a patron participation entertainment endorsement to allow dancing and special events, be postponed for two weeks to allow the applicant to consult further with neighbours regarding the application.”**

Councillor Plant stated:

- It would be appropriate to delay consideration of the application to allow public consultation.

Councillor Derman stated:

- Appropriate consultation should be undertaken.

Councillor Murdock stated:

- The applicant should consider the concerns of neighbours.

Councillor Sanders stated:

- Consultation should be considered; the applicant should also consider locking their garbage bins so that the general public cannot access them.

Councillor Brice stated:

- She looks forward to hearing from neighbours who are in support of this project.

Mayor Atwell stated:

- He supports the motion to postpone consideration of the application.

The Motion was then Put and CARRIED

2160-20
Regional
Sustainability
Strategy

DRAFT REGIONAL SUSTAINABILITY STRATEGY

Report of the Director of Planning dated April 1, 2015 providing details of the draft Regional Sustainability Strategy (RSS) and recommending that Council receive the report.

In response to a question from Council, the Manager of Community Planning stated that the public could comment on the draft plan at the Capital Regional District (CRD) Committee of the Whole meeting being held on April 29, 2015.

Councillor Derman stated:

- The Pedestrian and Cycling Master Plan has not been adopted as stated in the overview as certain parts of the plan are being referred for public input.

In response to a question from Council, the Manager of Community Planning stated:

- Extensions of water servicing could result in additional growth in outlying areas; that would in turn create additional transportation demands and have potential financial implications.
- The location of General Employment lands shown in the RSS is based on their long standing as employment areas and this may not align with the location of the Urban Containment Boundary in Saanich; this could be addressed by revising our Regional Context Statement after the RSS is adopted.
- Limits for growth could be placed on the General Employment lands through the

development process.

PUBLIC INPUT:

H. Wolf, Kincaid Street, stated:

- The concept of growth should not be a fundamental value of progress.

D. Dickson, Monarch Place, stated:

- There is a need to update Local Area Plans; the timelines for adoption of the RSS report may be too limited to do a proper study on the financial impacts to the municipality.

In response to a question from Council, the Manager of Community Planning, stated:

- The next step in the process would be for the CRD Board to consider public input and decide whether revisions to the draft plan are necessary.
- The *Local Government Act* references a regional growth strategy but the plan has transitioned in name and scope to a Regional Sustainability Strategy; the RGS and RSS terms are interchangeable.
- Staff are preparing a report for reviewing and updating Local Area Plans.

Councillor Derman stated:

- If the draft RSS is approved at the April 29, 2015 CRD meeting, it will be referred to a Public Hearing for further comment from the public.
- It would also have to be sent out to municipalities for input and endorsement.

H. Charania, Genevieve Road, stated:

- The RSS is intended as a long-term plan to guide and manage growth and change.
- He urges Council to remain firm in protecting the natural environment; it is important to strengthen our policies of acquiring strategic land within eco-sensitive areas.
- Saanich must not designate General Employment areas outside the Urban Containment Boundary.

K. Whitcroft, Inverness Road, stated:

- Sustainability is based on three principles; land, food and water; Vancouver Island currently is not sustainable.
- Long-term decision-making today determines the future; he wonders why Saanich is driven by CRD objectives.

In response to a question from Council, the Director of Planning stated that several years ago, municipalities within the CRD agreed to partner and work collectively towards the development of a Regional Growth Strategy (RGS). While perhaps an unfortunate name, the RGS is a process regulated by Provincial Legislation with the goal of having local governments within a region work together on key issues around growth management, sustainability and natural resource protection. If a municipality wished to consider moving away from that partnership, it would have to work within the parameters of the Provincial Legislation. The success of regional sustainability depends on all of the partners within a region working together.

Motion: **MOVED by Councillor Derman and Seconded by Councillor Brice: “That the report of the Director of Planning dated April 1, 2015 on the Draft Regional Sustainability Strategy, be received for information.”**

Councillor Derman stated:

- It is important that municipalities and the public provide input into the RSS.
- The Interurban General Employment Area needs to be managed in terms of the amount of growth permitted in this area; limiting growth should be considered a policy provision rather than a housekeeping item.
- One of the concerns about the RGS and now the RSS has been a lack of focus on its planning; if growth is encouraged in remote areas, there will be transportation and climate change implications.
- Priorities need to be identified; these priorities should become a lens for all other planning decisions being made.

Councillor Brice stated:

- The RSS is a critical piece for maintaining our liveability within the Region.
- The enormous growth in the western communities and the amount of traffic travelling through Saanich has contributed to the transportation change on Interurban Road.
- What our regional partners do affects Saanich; the issues heard at the CRD in relation to Saanich have been brought forward by Saanich Council.
- The issues of local autonomy and regional sustainability and how they have to work together are critical.

Councillor Brownoff stated:

- Food security was identified as the number one concern of residents.
- Well-being, energy and transportation are key issues in the RSS.

The Motion was then Put and CARRIED

1410-04
Council Report

MOTION IN RESPONSE TO THE OFFICE OF THE INFORMATION AND PRIVACY COMMISSIONER

Report from Mayor Atwell dated April 9, 2015 setting out recommendations further to the Office of the Information and Privacy Commissioner Report F15-01.

PUBLIC INPUT:

K. Harper, Bonair Place, stated:

- The Office of the Information and Privacy Commissioner of BC (OIPC) report is disturbing; it would be appropriate to call for an independent external investigation for the period prior to January 2015 and focus on how and why the actions occurred.
- An independent investigation will pave the way for trust to be restored.

Resident, Rowland Avenue, stated:

- An independent review should be undertaken immediately.

J. Funke-Furber, Arbutus Road, stated:

- This issue could have been prevented had discussion with the Mayor taken place before the software had been placed on computers; she questions the culture in the organization.

- An independent external review may answer outstanding questions.

S. Brygadyr, Cameo Street, stated:

- An independent investigation should be conducted to answer questions such as who had the authority to install the software; who said the software was recommended; and what staff were not aware of privacy legislation; the public has a right to know the answers to questions.

B. Furber, Arbutus Road, stated:

- In the recent election, he voted for transparency, accountability, efficiency and responsiveness; he was one of the 88% of voters who voted for a governance review.
- There have been too many attempts to whitewash the issue; credibility has been lost and will only be restored when all the details are exposed; an independent external review is necessary.

B. Gilbert, Lang Street, stated:

- This software is not intended for security reasons; due diligence is required to maintain moral authority.

H. Charania, Genevieve Road, stated:

- There is a need for security for computer systems but installation of this software was overkill; guidance from other municipalities on how they secure their IT systems may be helpful.
- This controversy has caused ill feelings and a troubled environment for staff, Council and citizens; the recommendations of the OIPC report should be considered thoroughly.
- Council and staff should continue to focus on citizens and services; there may be the opportunity to use an existing staff member as Privacy Officer.

J. Oberg, Tudor Avenue, stated:

- Adopting the recommendations of the OIPC is a start to getting Saanich back on track.
- Promises made during the election serve as a social contract; there is an expectation of openness and transparency.
- Everybody benefits as a result of healthy responsiveness and when representative democracy is practiced.
- An independent, complete forensic investigation needs to be undertaken; without that, we won't know where we are coming from or where we are going.

Resident, Bewdley Avenue, stated:

- An audit needs to be done and include a review of Saanich's FIPPA obligations; Saanich's Freedom of Information and Privacy Bylaw was last updated in 1994 and does not align with current FIPPA regulations.

P. Wing, Kincaid Street, stated:

- An historic change can be made to the process for administering privacy utilizing the recommendations from OIPC; it will be important to get regular feedback on the process as it goes forward.

C. Nielsen, Carberry Gardens, stated:

- It is a concern that employees would want to monitor the communications of an elected official; an investigation by an independent body will be seen as

impartial and is a necessity.

- It is important to move forward with running the business of the municipality and let an independent investigation run its course.

M. Najari, Leeds Place, stated:

- Residents were embarrassed and insulted by the controversy and want to know who is responsible; action needs to be taken.
- Staff and Council need to work together for the betterment of Saanich and use what is learned as a result of this incident.

S. McDonald, Sparton Road, stated:

- She is saddened by the fact that someone on staff decided to spy on an elected official; it is disappointing that Council did not work as a team to find out what was going on.
- An apology to residents is needed.

C. Thomson, Prospect Lake Road, stated:

- She supports the Mayor's motions; Council has been reprimanded for its actions.

M. Lider, Alderley Road, stated:

- The people have spoken; further investigation by an independent external investigator coupled with a forensic IT technician may assist in answering the public's questions.

Motion:

MOVED by Councillor Derman and Seconded by Councillor Brice: "That it be recommended that Council accept the five recommendations outlined in the report from the Office of the Information and Privacy Commissioner dated March 30, 2015, and direct staff to:

- 1. Disable the keystroke logging, screenshot recording, program activity logging, email recording, and user logon functions of Spector 360;**
- 2. Destroy all personal information collected by the keystroke logging, screenshot recording, program activity logging, email recording, and user logon functions of Spector 360;**
- 3. Update its policy for the Use of Saanich Materials, Equipment, Facilities and Resources to provide employees with notice of the collection of their personal information, as required by s. 27(2) of FIPPA;**
- 4. Implement the capability to generate logs of administrator level access to all IT systems which collect, store, use or disclose personal information; and**
- 5. Implement a comprehensive privacy management program to ensure it is able to meet all of its obligations under the *Freedom of Information and Protection of Privacy Act*. This program should include the appointment of a Privacy Officer."**

Councillor Derman stated:

- Council recognizes that the concerns identified by the Privacy Commissioner need to be addressed; some of the recommendations have already been implemented and the rest should be addressed as quickly as possible.

Councillor Plant stated:

- Council accepts the findings of the Privacy Commissioner and fully intends to implement the recommendations.

Councillor Murdock stated:

- He is supportive of the motion; two of the recommendations have already been implemented.
- Adopting these recommendations will help move the Saanich privacy management program forward.

Councillor Wergeland stated:

- It will be important to receive feedback from the Province to ensure that Saanich is meeting requirements.

Councillor Brice stated:

- This is an excellent opportunity to move forward and make the organization stronger; the appointment of a Privacy Officer will allow the good intentions to be fulfilled in an integrated way within the organization.
- Saanich will strive to meet the highest expectations of privacy.

Councillor Sanders stated:

- She supports the motion and looks forward to moving forward; Saanich can benefit from the OIPC recommendations.
- She is optimistic; this has been a learning opportunity.

Mayor Atwell stated:

- He supports the motion; Saanich needs to be seen as doing things differently.
- Residents have asked for an independent external investigation; it is disappointing that there are no meeting notes in relation to how decisions were made for putting the software on computers.
- It is Council's role to provide oversight and be accountable to the public; he is looking for support in the motions to follow to convince the public that Council is committed and dedicated to remedying the situation.

The Motion was then Put and CARRIED

Motion:

MOVED by Councillor Murdock and Seconded by Councillor Brice: "That it be recommended that the Chief Administrative Officer provide a report to Council confirming the implementation of all five of the recommendations outlined in the report from the Office of the Information and Privacy Commissioner dated March 30, 2015."

Councillor Murdock stated:

- He does not believe the role of Council is to be involved in the appointment of a Privacy Officer; it is the role of Council though to provide direction on the Privacy Officer's role and the materials that will be provided to Council.
- The Finance, Personnel and Audit Committee should prepare and review the scope of work for the Privacy Officer.

The Motion was then Put and CARRIED

Motion:

MOVED by Councillor Murdock and Seconded by Councillor Derman: "That it be recommended that the following content of Section B of the report of Mayor Atwell dated April 13, 2015, be referred to the Chief Administrative Officer for consideration further to preparing the statement of work or job description for the position of Privacy Officer:

- 1. The Privacy Officer will design and implement a comprehensive privacy**

- management program to ensure that Saanich is able to meet its obligations under the *Freedom of Information and Protection of Privacy Act*. The Privacy Officer will report to Council quarterly;
2. The Privacy Officer will conduct a comprehensive audit of the District's compliance with all the provisions of the *Freedom of Information and Protection of Privacy Act*;
 3. This will include compiling a registry of all personal information in the custody or under the control of the District, as well as auditing existing policies and practices, ensuring employees are informed when their personal information is being collected, and generating logs of administrator-level access to all IT systems which collect, store, use or disclose personal information. It will include an overview of the District's performance under the *Freedom of Information and Protection of Privacy Act*. The Privacy Officer's audit report will be presented to Council within 60 days of hiring."

Mayor Atwell stated:

- He is concerned that the Chief Administrative Officer is away and this item cannot be actioned until the CAO's return in two weeks; there are staff available that could assist with preparing the scope of work.

The Motion was then Put and CARRIED

MOVED by Mayor Atwell and Seconded by Councillor Plant: "That it be recommended that:

Motion:

1. Following the comprehensive audit, the Privacy Officer will design and bring to Council for approval, 30 days after the audit report, a best-practices program to educate management, employees and citizens of their privacy and other rights and obligations, including the rights of employees both under "acceptable use policies" and under the *Freedom of Information and Protection of Privacy Act*, s. 30 that protects whistle-blowers acting in good faith;
2. The proposed budget for the best-practices program accompany the program;
3. In preparing this program, the Privacy Officer will liaise with the Office of the Information and Privacy Commissioner (OIPC) to ensure that the general set of employee privacy guidelines forthcoming from the OIPC is adopted and adhered to."

Mayor Atwell stated:

- The motion speaks to an important part of the process.

Councillor Brice stated:

- A more comprehensive process including a routine reporting out would be preferable.

Mayor Atwell stated:

- A schedule for reporting out could be further considered.

Councillor Plant stated:

- He appreciates the quarterly reporting and the fact that the Privacy Officer will

liaise with the OIPC.

Councillor Derman stated:

- The motion may be too prescriptive; the appointment of a Privacy Officer is supportable.
- He is not supportive of Council setting the terms of reference.

Councillor Murdock stated:

- The motion could be incorporated into the scope of work for the Privacy Officer and include a schedule for reporting out.

Motion:

MOVED by Councillor Derman and Seconded by Councillor Murdock: “That the recommendations on the best-practices program be referred to the Chief Administrative Officer for consideration further to preparing the statement of work or job description and work plan for the position of Privacy Officer.”

Councillor Wergeland stated:

- The intent of the motions are good; it might be interesting to know the role of Privacy Officers in other municipalities.

Councillor Plant stated:

- Referral to the Chief Administrative Officer may delay the process.

Councillor Sanders stated:

- She supports the amendment; the main motion may be too prescriptive.
- Providing timelines may mean a rushed report.

Mayor Atwell stated:

- He does not support the amendment; the necessary time will be allotted for hiring the appropriate person for the Privacy Officer position.
- The report lays out the groundwork for the next steps and best practices so that Saanich can move forward.

Councillor Derman stated:

- Referring to the CAO and through the Finance, Audit and Personnel Standing Committee is following the proper channels; it is expected that many, if not all of the suggestions, will be incorporated into scope of work.

**The Motion to refer was then Put and CARRIED
with Mayor Atwell and Councillor Plant OPPOSED**

In response to a question from Council, the Municipal Clerk stated the content of the recommendations would determine whether the report is brought to an In Camera Council meeting or a regular Council meeting. It is up to Council, through the Finance, Audit and Personnel Standing Committee, to determine if elements may have to come forward at an In Camera meeting. There is also the obligation under Section 90 of the Community Charter in relation to the subject matter being considered as to what meeting it will be referred to.

Councillor Wergeland stated:

- It is preferable for the item to come back at an In Camera Council meeting.

Mayor Atwell stated:

- He feels it is the mandate of the Finance, Audit and Personnel Standing Committee to make recommendations as is the usual mechanism.

Motion: **MOVED by Councillor Plant and Seconded by Councillor Derman: “That it be recommended that the Chief Administrative Officer provide a report to Council at an In Camera meeting on the installation of Spector 360, and that the Chief Administrative Officer not take any action in preparing this report until discussed by Council at an In Camera meeting.”**

Councillor Plant stated:

- The report needs to more broad than just reviewing the media release; an expansive report on the installation of Spector 360 is needed.
- The report should be brought back to Council at an In Camera meeting to be discussed; at some point reporting out to the public will take place.

The Motion was then Put and CARRIED

In response to questions from Council, the Acting Chief Administrative Officer stated that Council has asked for a report on the installation of Spector 360. Council may want to meet with the CAO to shape the report as there are a number of questions to be answered and staff need to respond. After that takes place, Council may be in a better position to determine what to report to the public. In the interim, a media release could be prepared in relation to the motions passed tonight.

MOVED by Councillor Plant and Seconded by Mayor Atwell: “That as part of a media release, Council send its regrets to the residents of Saanich.”

Motion:

Councillor Plant stated:

- Offering our regrets to the public as part of the media release would be appreciated.

Councillor Derman stated:

- Offering regrets is premature; finding out what happened should be the priority and then a response can be crafted.
- He is comfortable saying that Council accepts the recommendations in the OIPC report.

Councillor Wergeland stated:

- It is regrettable that there are hard feelings and frustration; it is important to find out what actually happened and if mistakes were made.

Mayor Atwell stated:

- My personal privacy, enshrined under the Canadian Charter of Rights and Freedoms and in BC under FIPPA, has been violated. We must have regrets.

**The Motion was then Put and DEFEATED
with Councillors Brice, Brownoff, Derman, Murdock, Sanders and Wergeland
OPPOSED**

Adjournment On a motion from Councillor Derman, the meeting adjourned at 10:25 pm.

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CHAIR

I hereby certify these Minutes are accurate

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MUNICIPAL CLERK