



**Report Number:** EC2022-1257

**Meeting:** Executive Committee

**Meeting Date:** 2022 November 15

## NOTICE OF MOTION

**RE: Amending the Procedure Bylaw to protect confidentiality**

**Sponsoring Members of Council:** Councillor Sharp, Councillor Chabot

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WHEREAS under section 153(e) of the *Municipal Government Act*, it is a duty of councillors to keep in confidence matters discussed in private at a council or council committee meeting until discussed at a meeting held in public;

AND WHEREAS the *Code of Conduct for Elected Officials Bylaw 26M2018* provides that:

1. Under section 21(a), A Member must not disclose Confidential Information, including to City or Council employees, or to persons outside the City, except as authorized by Council or by City employees empowered to authorize such disclosure;
2. Under section 21(d), A Member must protect Confidential Information from inadvertent disclosure, including through compliance with the Acceptable Use of City Technology Resources – Members of Council Policy (PAC009, 2003 June 23);

AND WHEREAS section 83 of the *Procedure Bylaw 35M2017* grants standing authorization for the staff of Council members to attend Closed Meetings, unless specifically excluded by Council resolution;

AND WHEREAS Appendix F of the *Procedure Bylaw 35M2017* authorizes remote participation in Council or Council Committee meetings, expressly including Closed Meetings;

AND WHEREAS it cannot be easily nor continuously verified that there are no persons other than those authorized in attendance at a Closed Meeting when Members are participating remotely;

NOW THEREFORE BE IT RESOLVED that Council direct Administration to return to the 2022 December 20 Combined Meeting of Council with a Bylaw amending the *Procedure Bylaw 35M2017* to:

1. Amend section 83 to remove the standing authorization for Council members' staff to attend Closed Meetings of Council; and
2. Amend "Appendix F – Remote Participation" to provide that a Council member may not attend a closed meeting via remote participation.