



NOTICE OF MEETING

SPECIAL COUNCIL (IN CAMERA) MEETING

AGENDA

DATE: Friday, December 12, 2008

TIME: 9:00 a.m.

RECONVENE TIME: 1:00 p.m.

PLACE: Mayor's Office
Third Floor, City Hall

For information, please call Laura Kazakoff, Meeting Coordinator at 604.871.6353, e-mail laura.kazakoff@vancouver.ca or Tarja Tuominen, Meeting Coordinator at 604.873.7191, e-mail tarja.tuominen@vancouver.ca

At the beginning of the "In Camera" meeting, Council should determine whether or not the items on this agenda warrant discussion "In Camera" or in open Council.

COMMITTEE OF THE WHOLE

1. Verbal Briefing - Legal Matters (morning session)
2. Verbal Briefing - Legal Matters (afternoon session)

RISE FROM COMMITTEE OF THE WHOLE

ADOPT REPORT OF COMMITTEE OF THE WHOLE

LATE DISTRIBUTION

FOR COUNCIL (In Camera) - December 16, 2008



REGULAR COUNCIL (IN CAMERA) MEETING MINUTES

DECEMBER 12, 2008

A Regular (In Camera) Meeting of the Council of the City of Vancouver was held on Friday, December 12, 2008, at 9:08 a.m., in the Mayor's Office, Third Floor, City Hall.

PRESENT: Mayor Gregor Robertson
Councillor Suzanne Anton
Councillor George Chow
Councillor Heather Deal
Councillor Kerry Jang
Councillor Raymond Louie
Councillor Geoff Meggs
Councillor Andrea Reimer
Councillor Tim Stevenson
Councillor Ellen Woodsworth*

ABSENT: Councillor David Cadman

ALSO PRESENT: Francie Connell, Director, Legal Services (Items 1 and 2)
Mike Magee, Executive Assistant to the Mayor (Items 1 and 2)
Eric Harris QC, Harris & Company LLP (Item 1)
Penny Ballem, City Manager (Item 2)
Jody Andrews, Deputy City Manager (Item 2)
Ken Bayne, General Manager, Business Planning and Services (Item 2)
Kevin Ramsey, General Manager, Human Resources (Item 2)
Bill Aujla, Solicitor, Legal Services (Item 2)
Michael Flanigan, Director, Real Estate Services (Item 2)
Michael Allen, Stikeman Elliott LLP, Barristers & Solicitors (Item 2)
Ross MacDonald, Stikeman Elliott LLP, Barristers & Solicitors (Item 2)

CITY CLERK'S OFFICE: Marg Coulson, Acting City Clerk
Laura Kazakoff, Meeting Coordinator

*Denotes absence for a portion of the meeting.

COMMITTEE OF THE WHOLE

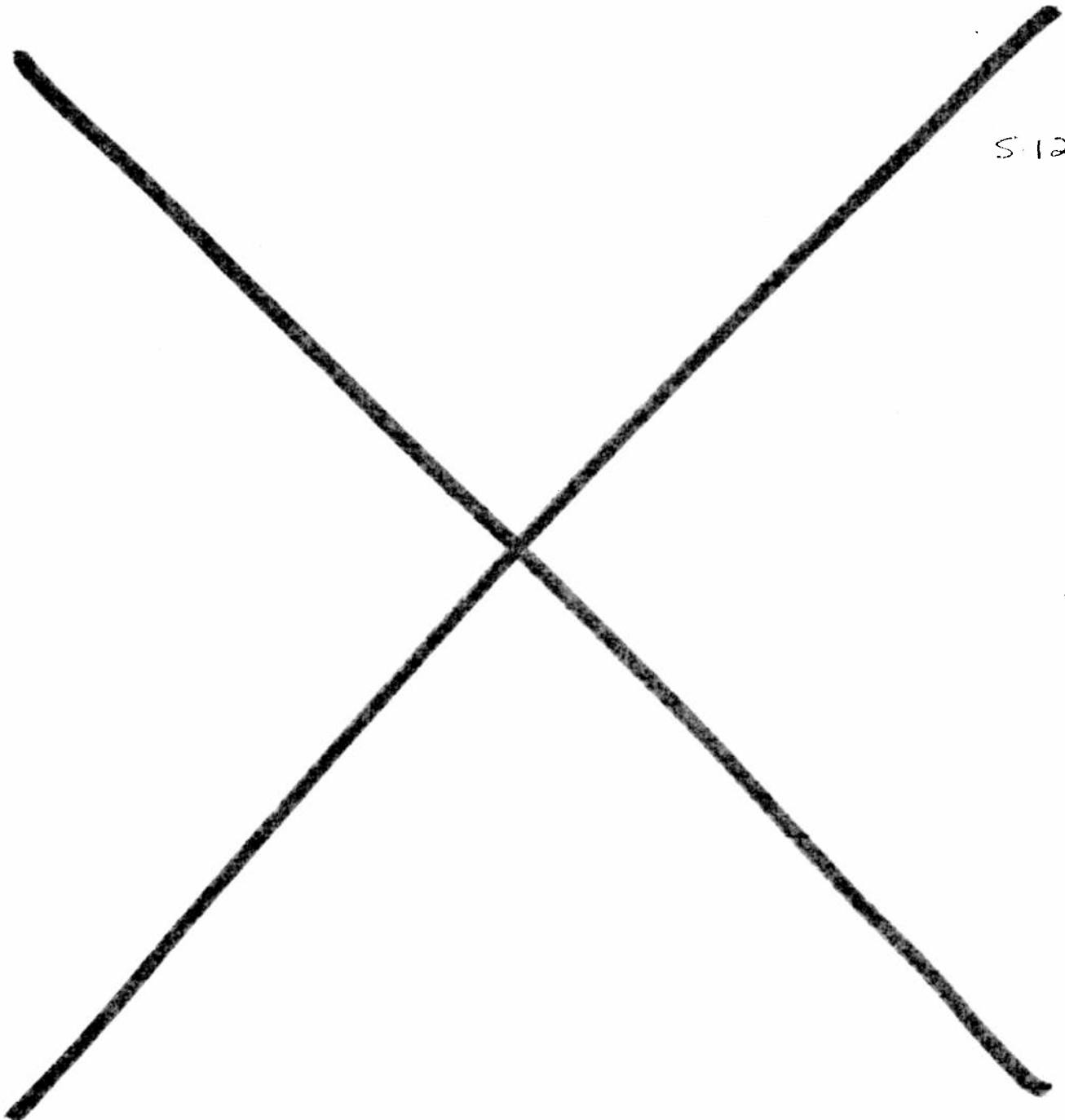
MOVED by Councillor Stevenson
SECONDED by Councillor Louie

THAT this Council resolve itself into Committee of the Whole, Mayor Robertson in the Chair.

CARRIED UNANIMOUSLY

1. Verbal Briefing - Legal Matters

Francie Connell, Director of Legal Services, and Eric Harris QC, Harris and Company, provided a verbal briefing and responded to questions regarding a proposed legal agreement setting out the terms and conditions related to the cessation of the employment of the City Manager, Judy Rogers.



S. 12(3)(k)



Final motion as approved:

WHEREAS:

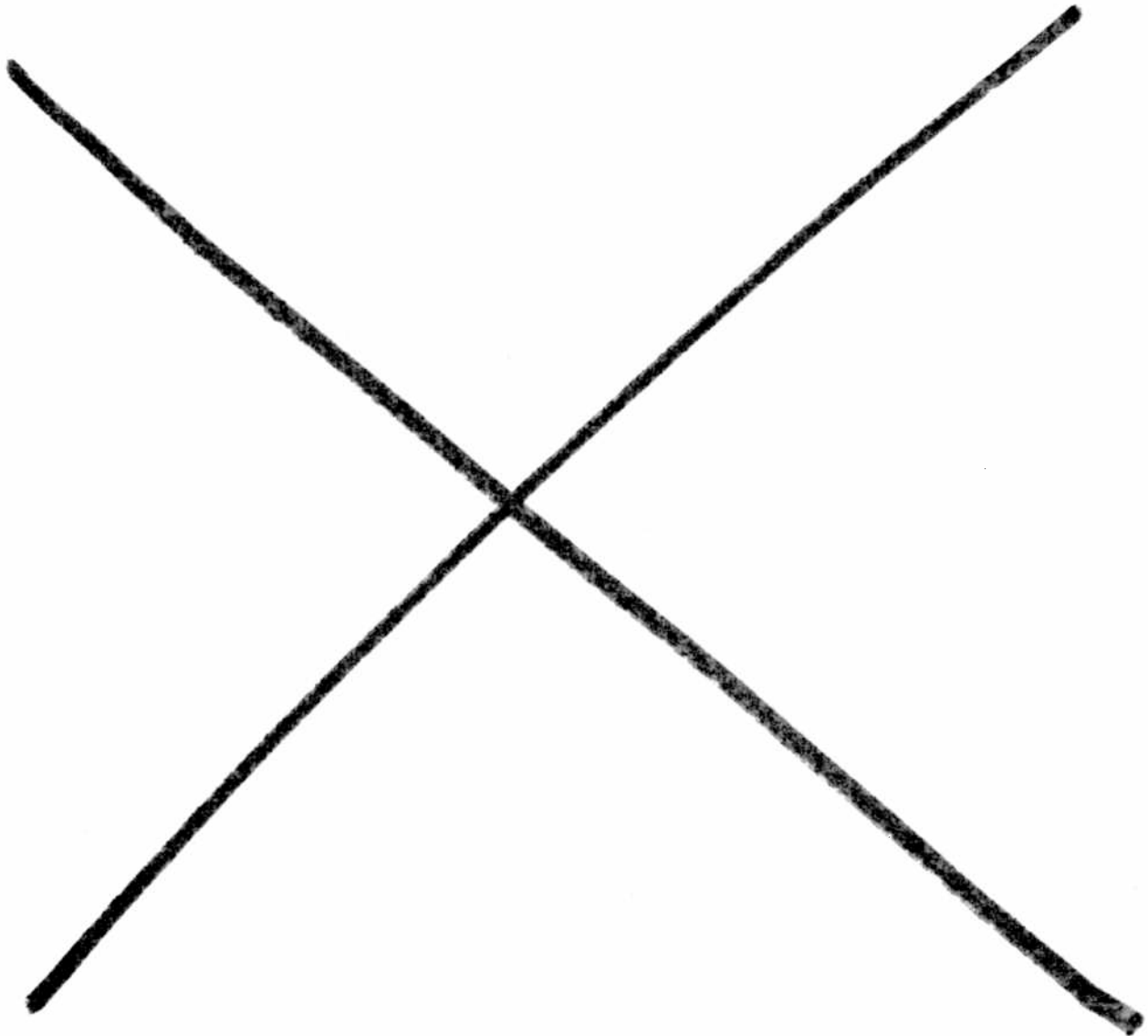
1. It is considered appropriate by the City and the City Manager, Ms. Judy Rogers, to agree upon the cessation of Ms. Rogers' employment as City Manager and to agree upon the terms of an orderly transition of her duties and responsibilities to the new City Manager.
2. A Severance Agreement dated December 10, 2008 (the "Severance Agreement") setting out the terms and conditions of the cessation of Ms. Rogers' employment, has been entered into between the City and Ms. Rogers, representing a cost to the City of \$571,788, all on terms and conditions, including mutual releases, contained therein;

NOW THEREFORE BE IT RESOLVED

- A. THAT, pursuant to the *Vancouver Charter* and the Board of Administration By-law, the Severance Agreement dated December 10, 2008 (the "Severance Agreement") setting out the terms and conditions of the cessation of Judy Rogers employment as City Manager be approved and the Mayor be authorized to execute the Severance Agreement on behalf of the City.
- B. THAT pursuant to the *Vancouver Charter* and the Board of Administration By-law, Council authorizes the Mayor, in consultation with the City Solicitor, to execute an employment contract with Penny Ballem as the City Manager, upon such terms and conditions as Council considers appropriate, taking into consideration the benefits available to excluded employees of the City.

The In-Camera meeting was recessed at 10:00 a.m. and reconvened at 1:00 p.m. with the same members present with the exception of Councillor Anton, who arrived at 1:08 p.m.

2. Verbal Briefing - Legal Matters



5.14

RISE FROM COMMITTEE OF THE WHOLE

MOVED by Councillor Louie

THAT the Committee of the Whole rise and report.

CARRIED UNANIMOUSLY
(Councillor Woodsworth absent for the vote)

ADOPT REPORT OF COMMITTEE OF THE WHOLE

MOVED by Councillor Deal
SECONDED by Councillor Jang

THAT the report of the Committee of the Whole be adopted.

CARRIED UNANIMOUSLY
(Councillor Woodsworth absent for the vote)

The Council adjourned at 4:47 p.m.

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