



# MEMBER MOTION

## Section 5.4.4(b) of Procedure By-law

<b>Meeting Date:</b>	Wednesday June 8, 2022
<b>Subject/Title:</b>	Regional and Local Councillor Perrelli's Enviro Day Event Exemption from the Events Policy
<b>Submitted by:</b>	Councillor Greg Beros

Whereas on October 13, 2021 the Office of the City Manager provided to Members of Council a Staff Report on the subject of Clarification on Regional and Local Councillor Perrelli's Enviro Day Event Exemption that contained inaccurate financial information with respect to the actual costs of an "Enviro Day" Event held by Regional and Local Councillor Perrelli; and

Whereas prior to October 13, 2021, without the authority and direction of Members of Council, the City's former City Manager, Mary-Anne Dempster directed and caused City Staff to freeze Regional and Local Councillor Perrelli's Events Account which contained \$55,709.00 and prevented him from depositing new sponsorship monies into the Events Account; and

Whereas Regional and Local Councillor Perrelli was exempt from the Member of Council Events Policy adopted by the City on May 5, 2021, such that he was not required to cover any of the costs of his Enviro Day Event from his Events Account; and

Whereas on October 13, 2021, in connection with agenda item SCRM.21.12, Members of Council passed a resolution moved by then Councillor West and seconded by Acting Mayor DiPaola that Council requires Regional Councillor Perrelli to provide full reimbursement to the City for the Enviro Day event such that no taxpayer dollars will be used to cover the amount owing of \$139,623.30 (the "SCRM.21.12 Resolution"); and

Whereas Council and the City possessed no lawful authority whatsoever to impose a debt obligation on Regional and Local Councillor Perrelli as set out under the SCRM.21.12 Resolution; and

Whereas the SCRM.21.12 Resolution is unlawful and ultra vires.

Therefore be it resolved that Council:

1. Pass a motion to reconsider pursuant to Section 5.6.13 of the Procedure By-Law; and

2. Rescind the SCRM.21.12 Resolution and declare that the SCRM.21.12 Resolution is invalid and ultra vires and of no force or effect whatsoever such that, more specifically, Regional and Local Councillor Perrelli is not required to provide any reimbursement to the City for the Enviro Day event; and

3. Direct City Staff administering Regional and Local Councillor Perrelli's Events Account that was wrongfully frozen at the direction of the former City Manager, Ms. Mary-Anne Dempster, to forthwith unfreeze that Events Account and restore to it \$55,709 for Regional and Local Councillor Perrelli's use.

Moved by: Councillor Greg Beros

Seconded by: