

Minutes of the **SPECIAL MEETING** of the **DISTRICT OF MISSION COUNCIL (Administrative Hearing)** held in the Council Chambers of the Municipal Hall, 8645 Stave Lake Street, Mission, British Columbia, on Wednesday, October 2, 2019 commencing at 1:30 p.m.

Council Members Present: Mayor Pam Alexis
Councillor Mark Davies
Councillor Jag Gill
Councillor Carol Hamilton
Councillor Ken Herar
Councillor Danny Plecas

Council Members Absent: Councillor Cal Crawford

Staff Members Present: Mike Younie, Chief Administrative Officer
Jennifer Russell, Corporate Officer
Guy Gusdal, Manager of Inspection Services
Krista De Sousa, Administrative Clerk

Others Present: Staff Sergeant Steve Crawford, Mission RCMP
Ramandeep Sandhu

1. CALL TO ORDER

The meeting was called to order.

Mayor Alexis stated that Councillor Crawford has recused himself from this Special Council Meeting based on what could be perceived as a conflict of interest, as he is related to one of the individuals involved in this matter.

2. ADOPTION OF AGENDA

SC19/047
OCT. 02/19

Moved by Councillor Davies, seconded by Councillor Plecas, and

RESOLVED: That the October 2, 2019 Special Meeting of Council (Administrative Hearing) agenda be adopted.

CARRIED

3. NEW BUSINESS

SC19/048
OCT. 02/19

Administrative Hearing Regarding the Denial of a Taxi/Chauffeur Permit for Ramandeep Sandhu

In advance of the meeting, the October 2, 2019 Special Council Agenda was provided to Staff Sergeant Crawford, Mr. Sandhu, and Council which included the following supporting documentation:

- the October 2, 2019 Corporate Administration Staff Report to Council on 'Hearing Process Procedures';
- Appendix A '*Natural Justice and Procedural Fairness*';

- Staff Sergeant Crawford's September 9, 2019 memorandum to Mayor Alexis and Members of Council;
- Staff Sergeant Crawford's July 17, 2019 letter to Ramandeep Sandhu;
- letters of support for Ramandeep Sandhu;
- Ramandeep Sandhu's Abbotsford Taxi Driver Permit; and
- Ramandeep Sandhu's August 7, 2019 letter of appeal.

Mayor Alexis explained that the Special Meeting of Council (Administrative Hearing) is being held at the request of Mr. Sandhu who asked that Council reconsider the decision by RCMP Staff Sergeant Crawford to deny his Chauffeur Permit application. Mayor Alexis confirmed that both parties were advised of the date, time, and location of the Administrative Hearing. Mayor Alexis also confirmed that a copy of Staff Sergeant Crawford's disclosure package was provided to Mr. Sandhu on September 16, 2019 and a copy of Mr. Sandhu's disclosure package was provided to Staff Sergeant Crawford on September 23, 2019.

Staff Sergeant Crawford outlined his reasons for denying Mr. Sandhu's application for a Chauffeur Permit.

Mr. Sandhu was given the opportunity to ask Staff Sergeant Crawford questions in regard to his presentation.

Mr. Sandhu outlined the reasons he believes that Staff Sergeant Crawford's decision should be overturned.

Mayor and Council asked Mr. Sandhu several questions related to his employment, family situation, and medical treatment as it pertains to this matter.

After the presentations were concluded, Council discussed recessing the Administrative Hearing to resolve into a closed session to obtain legal advice pertaining to the Administrative Hearing process.

4. RESOLUTION TO EXCLUDE THE PUBLIC, RECESS THE ADMINISTRATIVE HEARING, AND IMMEDIATELY CONVENE INTO A CLOSED SESSION

SC19/049
OCT. 02/19

Moved by Councillor Davies, seconded by Councillor Gill, and

RESOLVED: That, pursuant to Sections 90 and 92 of the *Community Charter*, this Special Meeting of Council (Administrative Hearing) be closed to the public as the subject matter being considered relates to the following:

- Section 90(1)(i) of the *Community Charter* – the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

CARRIED

The Special Meeting of Council (Administrative Hearing) was recessed at 1:45 p.m. and reconvened at 2:13 p.m.

5. NEW BUSINESS (CONTINUED)

SC19/050
OCT. 02/19

Continuation of Administrative Hearing Regarding the denial of a Taxi/Chauffeur Permit for Ramandeep Sandhu

Council discussed whether to uphold or overturn Staff Sergeant Crawford's decision to deny Mr. Sandhu's Chauffeur Permit application, and agreed on the following:

- Mr. Sandhu has 15 years of experience driving a taxi.
- There is insufficient evidence to suggest that Mr. Sandhu is a danger or himself or the public.
- There were extenuating circumstances surrounding the August 22, 2018 incident that make a reoccurrence unlikely.
- The Abbotsford Police Department, who investigated the August 22, 2018 incident, issued a Chauffeur Permit to Mr. Sandhu.

Council thanked Staff Sergeant Crawford and Mr. Sandhu for their presentations, and it was:

Moved by Councillor Plecas, seconded by Councillor Davies, and

RESOLVED: That the decision of Staff Sergeant Crawford dated July 17, 2019 to deny Ramandeep Sandhu's Chauffeur Permit application be overturned for the reasons presented at the October 2, 2019 Administrative Hearing.

CARRIED

6. ADJOURNMENT

SC19/051
OCT. 02/19

Moved by Councillor Hamilton, seconded by Councillor Gill, and

RESOLVED: That the Special Meeting of Council (Administrative Hearing) be adjourned.

CARRIED

The meeting was adjourned at 2:19 p.m.


PAMELA ALEXIS
MAYOR


JENNIFER RUSSELL
CORPORATE OFFICER