

Written Notice of Motion for Consideration as Emergency Business (Trustees Story and Tonks)

From: Denise Joseph-Dowers, Manager, Board Services, Governance and Board Services

In accordance with the Board's bylaws, emergency business is defined as:

a situation, or the threat of a situation, adversely affecting health, safety and/or well-being, or resulting in significant legal risk or financial damage or loss, which by its nature and seriousness requires an immediate response...

Further,

5.12.7 A matter not on the agenda or directly related to matters arising from discussion cannot be introduced by a trustee at a Board or Committee meeting, or after the notice of agenda has been circulated to members, unless the item qualifies as emergency business and is confirmed by a two-thirds majority vote of the members present.

Procurement of External Legal Counsel to Support the Director Search Committee

Trustees Story and Tonks have submitted the following as a matter of urgency and for consideration as emergency business;

Therefore, be it resolved:

A. That the following matter be deemed as emergency business;

and, if approved (requires a two-thirds majority vote of the members present to be considered);

B. That the following be considered:

Be it resolved:

- (a) That the Board secure the services of external legal counsel to support the Board and the Director Search committee in the process of recommending and hiring a new Director of Education;
- (b) That the external legal counsel secured by the Board in accordance with part (a) be present at all future meetings of the DSC, in order to support the work of the DSC, and also be present at any meetings of the Board where any report(s) of the DSC are under consideration;

- (c) That the external legal counsel secured by the Board in accordance with part (a) have requisite expertise ideally in the areas of public sector governance and employment law;
- (d) That the external legal counsel secured by the Board in accordance with part (a) be the designated delegate of the Director in her capacity as Secretary of the Board;
- (e) That costs to cover the implementation of the proposal at parts (a) to (c) be changed to the Governance budget;
- (f) That the Director report back to the next meeting of Board to provide information on the person contracted by the Board in accordance with part (a);