

DISTRICT OF SEHELDT

Bylaw No. 608-1, 2023

A bylaw to amend District of Sechelt Council Remuneration Bylaw No. 608, 2022

WHEREAS the District of Sechelt Council deems it necessary to amend Council Remuneration Bylaw No. 608-1, 2022.

NOW THEREFORE, District of Sechelt Council in open meeting assembled enacts as follows:

1. Title

This bylaw may be cited for all purposes as "District of Sechelt Council Remuneration Amendment Bylaw No. 608-1, 2023"

2. Amendment

District of Sechelt Council Remuneration Bylaw No. 608, 2022, is amended as follows:

3. Administrative Corrections

That the section title "5. Benefits" be replaced with section title "6. Benefits"; and

That the section title "6. Review" be replaced with section title "8. Review".

4. Council Code of Conduct

That the following section be added after section "6. Benefits":

7. Council Code of Conduct

7.1 Subject to section District of Sechelt Council Code of Conduct Bylaw No. 619, 2023, section 63, where a member of Council has been found by the Investigator to have breached the Code of Conduct Bylaw, or where a member of Council has been found by the Investigator to have submitted a complaint thereunder that is frivolous, vexatious, or made in bad faith, the remuneration to which the member of Council would otherwise be entitled under this Bylaw shall be reduced as follows:

- (a) where the member of Council has been found to have breached the Code of Conduct Bylaw for the first time, the remuneration to which the member of Council would otherwise be entitled to under this bylaw shall be reduced by 10% for a period of 12 months from the date on which Council considers the Investigator's report;

- (b) where the member of Council has been found to have breached the Code of Conduct Bylaw for a second time, the remuneration to which the member of Council would otherwise be entitled to under this bylaw shall be reduced by 15% for a period of 12 months from the date on which Council considers the Investigator's report relating to that offence;
- (c) where the member of Council has been found to have breached the Code of Conduct Bylaw for a third or subsequent time, the remuneration to which the member of Council would otherwise be entitled to under this bylaw shall be reduced by 25% for a period of 12 months from the date on which Council considers the Investigator's report relating to that offence;
- (d) for certainty, where a member of Council has been found to have breached the Code of Conduct Bylaw more than once in a 12-month period, the reductions in the remuneration to which the member of Council would otherwise be entitled under this Bylaw shall be cumulative for any period of overlap in the duration of each reduction (for example, if a member of Council is found to have first breached the Code of Conduct Bylaw on January 1 of a calendar year, and is subsequently found to have breached the Code of Conduct Bylaw again on July 1 of that year, the remuneration to which the member of Council would otherwise be entitled shall be reduced by 10% from January 1 to June 30 of that year, by 25% from July 1 to December 31 of that year, by 15% from January 1 to June 30 of the following year, and thereafter be fully reinstated).
- (e) Where the Investigator determines that a breach of the Code of Conduct Bylaw is egregious, the Investigator may in their recommendation pursuant to section 63 (a) (iii) of the Code of Conduct Bylaw recommend, and Council may by resolution require, that the remuneration to which the member of Council would otherwise be entitled to under this bylaw may be reduced to any level or suspended for a period of time, at Council's discretion.

7.2. Section 7.1 does not apply if, pursuant to the Code of Conduct Bylaw, as amended from time to time, the Investigator has determined that:


-
- (a) the member of Council took all reasonable steps to prevent the breach;
 - (b) the breach was trivial or inadvertent; or
 - (c) the breach was because of an error in judgment made in good faith.

READ A FIRST TIME THIS 2nd DAY OF AUGUST, 2023

READ A SECOND TIME THIS 2nd DAY OF AUGUST, 2023

READ A THIRD TIME THIS 2nd DAY OF AUGUST, 2023

ADOPTED THIS 6th DAY OF SEPTEMBER, 2023



Mayor



Corporate Officer