

Minutes of the proceedings of a **special** meeting of the **Council of Commissioners** of the New Frontiers School Board held at Howick Elementary School, 5 Lambton, Howick, Québec on **Tuesday, May 15, 2018**, at 19:00 hours and at which the following commissioners were present, representing a quorum of the Council of Commissioners:

Neil Burdon
Lina Chouinard, arrived at 19:05 hours
Kenneth Crockett
David D'Aoust, Chair
Barbara Ednie
Debie Germann, Commissioner representing the Parents' Committee, arrived at 19:37 hours
Howard (Buzz) Gibbs
Dianne McKell Eastwood
Abdul Pirani
John Ryan, Vice-Chair
Peter Stuckey
Karin Van Droffelaar
Debra Wright, Commissioner representing the Parents' Committee

Absent with Regrets:

Shannon Keyes, Commissioner representing the Special Needs Advisory Committee
Anne-Marie Yelle, Commissioner representing the Parents' Committee

Also in attendance:

Rob Buttars, Director General
Mike Helm, Assistant Director General
Gary Tennant, Secretary General
Kevin Harvey, Director of Material Resources
Chantal Martin, Director of Continuing Education
Craig McAlpine, Director of Administrative Services
Cuthbert McIntyre, Director of Human Resources

Chair & Secretary

Chair D. D'Aoust presided the meeting; Mr G. Tennant served as recorder. The special meeting was called to order at 19:02 hours.

Adoption of the Agenda

The agenda was adopted as presented on a motion by Commissioner B. Gibbs.

MOTION CARRIED unanimously.

Public Question Period

There were no members of the public present.

Into Committee

The meeting was moved "into committee" at 19:03 hours on a motion by Commissioner P. Stuckey to discuss a class action lawsuit.

MOTION CARRIED unanimously.

Out of Committee

The meeting was moved "out of committee" at 19:43 hours on a motion by Commissioner B. Gibbs.

MOTION CARRIED unanimously.

Resolution #CC18-05-15-001

Class Action Lawsuit

Whereas the judgement of the Superior Court authorized a class action with regard to fees charged by 68 school boards (Court file #150-06-000007-138 – judgement dated December 6, 2016 and rectifying judgement dated May 24, 2017); and

Resolution #CC18-05-15-001 - Class Action Lawsuit – cont'd

Whereas an originating application in a class action proceeding was issued and filed on June 22, 2017 (Court file #150-06-000007-138) following the judgement granting permission; and whereas the Agreement entitled “*Principaux éléments d’une entente de règlement relative aux frais chargés par les commissions scolaires défenderesses*” (hereinafter “Agreement”); and whereas the discussions were held in camera; and whereas the present Resolution is entered into without admission whatsoever, whether in facts, in law or liability, for the sole purpose to settle the litigation; and whereas the constitutional protection of rights to professional secrecy, the protection of litigation privilege and the protection of settlement privilege;

Therefore it was moved by Commissioner P. Stuckey to approve the Agreement entitled “*Principaux éléments d’une entente de règlement relative aux frais chargés par les commissions scolaires défenderesses*”; and to authorize the Chairman and Director General to sign the Transaction and all documents and forms that may be required to give full effect to the present Resolution; and to uphold the terms and conditions of the Agreement, the Transaction and all documents and forms that may be required to give full effect to the present Transaction fall under the seal of confidentiality, it being understood that the Agreement, the Transaction and all documents and forms that may be required to give full effect to the present Transaction are confidential and cannot be made public until the Transaction has been approved by the Courts;

MOTION CARRIED by majority vote, with 12 voting in favour,
and one abstention, Commissioner K. Crockett.

Second Question Period

There were no members of the public present.

Adjournment

There being no further business, the meeting was closed at 19:46 hours on a motion by Commissioner B. Ednie.

MOTION CARRIED unanimously.

David D’Aoust
Chair

Gary Tennant
Secretary General