

MINUTES OF PROCEEDINGS OF THE  
ENGLISH MONTREAL SCHOOL BOARD

A Special Board Meeting of the English Montreal School Board has taken place on Tuesday, September 22, 2020 at 10:00 A.M. in the Laurence Patterson Conference Room, 6000 Fielding Avenue.

Chairman

Ms. M. Jennings, Trustee

Administrators Present:

Ms. E. Alfonsi, Interim Director General,  
Me B. Duhême, Assistant Director General, Administration Division  
Me N. Lauzière, Secretary General  
Me L. Roy, Director, Legal Services  
Ms. B. Sellato, Consultant, Communications

No members of the staff or public were present

1. Proper Notice of the Special Meeting

Me Nathalie Lauzière confirmed that proper notice of this meeting was given.

2. Approval of the Agenda

IT WAS MOVED BY THE TRUSTEE, MS. M. JENNINGS, AND RESOLVED THAT the agenda be approved as modified with the addition of the following items.

- 6.2 Revised By-Law No. 8 – Complaint Examination – For Consultation
- 6.3 By-Law No. 11 – Internal Governance – For Consultation
- 6.4 By-Law No. 12 – Internal Management Rules of the Council of Commissioners and the Executive Committee – For Consultation
- 7. Substitute Student Ombudsman – For Consultation

Adopted

Resolution #20-09-22-2

3. Question Period

Ms. Evelyne Alfonsi, Interim Director General, responded to questions posed by parents Jessica Stone, Liz Ostroff, and Jennifer Miller, regarding substitute teachers.

4.	<p><u>In-Camera</u></p> <p>4.1 <u>Motion to Move in Camera</u></p> <p>IT WAS MOVED BY MS. M. JENNINGS to move in camera at 10:12 A.M.</p> <p>IT WAS MOVED BY MS. M. JENNINGS to return from in camera at 10:48 AM.</p>
5.	<p><u>Adoption of the Resolution(s) In Camera</u></p> <p><u>Parent Complaint – Section 9 to 12 of the Education Act</u></p> <p>WHEREAS a request for reconsideration was filed on September 17, 2020 by a parent regarding a School Board decision;</p> <p>WHEREAS the request qualified under sections 9-12 of the <i>Education Act</i>;</p> <p>IT WAS MOVED BY THE TRUSTEE, MS. M. JENNINGS, AND RESOLVED THAT the decision taken by the Board Administrators on September 16, 2020, be maintained, and the request for reconsideration was hereby rejected.</p> <p>Adopted</p> <p style="text-align: right;"><u>Resolution #20-09-22-4.2</u></p>
6.	<p><u>By-Laws – For Consultation</u></p> <p>6.1 <u>Revised By-Law No. 3 – Code of Ethics and Professional Conduct for the Members of the Council of Commissioners – For Consultation</u></p> <p><b>WHEREAS</b> in conformity with section 175.1 of the <i>Education Act</i>, the English Montreal School Board (EMSB) adopted the current version of By-Law No. 3 - Code of Ethics and Professional Conduct for the Members of the Council of Commissioners, by virtue of Resolution No.19-06-12-11.2, and revised it;</p> <p><b>WHEREAS</b> public notice of the By-Law must be given at least 30 days prior to its adoption, according to section 392 of the <i>Education Act</i>;</p> <p><b>WHEREAS</b> sections 96.25 and 183 of the <i>Education Act</i> require that the Central Management Advisory Committee (CMAC) participate in the defining of the by-laws of the EMSB;</p> <p><b>WHEREAS</b> the EMSB has decided to also consult the English Montreal School Board Parents' Committee (EMSBPC) on the said By-Law;</p> <p><b>WHEREAS</b> revised By-Law no. 3 replaces the <i>Guidelines with Regard to the Assumption of Reasonable Defence</i> that were adopted by the EMSB, by virtue of Resolution No. 14-06-18-17.1.2, and therefore said Guidelines must be abolished;</p> <p>IT WAS MOVED BY THE TRUSTEE, MS. M. JENNINGS, AND RESOLVED THAT the proposed Revised By-Law No. 3 (2020) - Code of Ethics and Professional Conduct for Members of the Council of Commissioners and the Abolishment of the <i>Guidelines with Regard to the Assumption of Reasonable Defence</i>, be approved and sent out, for purposes of consultation, to the Central Management Advisory Committee (CMAC) and the English Montreal School Board Parents' Committee (EMSBPC), and the results of the consultation be returned to the Secretary General, Me Nathalie Lauzière, no later than October 22, 2020, as outlined in the documentation submitted at the meeting.</p>

IT WAS FURTHER RESOLVED THAT a public notice of 30 days be given indicating the English Montreal School Board's (EMSB) intent to adopt the revised By-Law, as per section 392 of *the Education Act*.

Adopted

Resolution #20-09-22-6.1

#### 6.2 Revised By-Law No. 8 – Complaint Examination – For Consultation

**WHEREAS** in conformity with Section 220.2 of *the Education Act*, the English Montreal School Board (EMSB) had adopted the current version of By-Law No. 8 establishing the Complaint Examination Procedure for students or their parents or guardians, by virtue of Resolution no. 10-10-27-7, and revised it;

**WHEREAS** public notice of the By-Law must be given at least 30 days prior to its adoption, according to section 392 of *the Education Act*;

**WHEREAS** in accordance with Sections 96.25 and 183 of *the Education Act*, the Central Management Advisory Committee (CMAC) must participate in the defining of by-laws;

**WHEREAS** the English Montreal School Board Parents' Committee (EMSBPC) must be consulted on the said by-law, as per section 193 and 220.2 of *the Education Act*;

IT WAS MOVED BY THE TRUSTEE, MS. M. JENNINGS, AND RESOLVED THAT Revised By-Law No. 8 - Complaint Examination Procedure, be approved and sent out, for the purposes of consultation, to the Central Management Advisory Committee (CMAC) and the English Montreal School Board Parents' Committee (EMSBPC), and the results of the consultation be returned to the Secretary General, Me Nathalie Lauzière, no later than October 22, 2020, as outlined in the documentation submitted at the meeting;

IT WAS FURTHER RESOLVED THAT a public notice of 30 days be given indicating the Board's intent to adopt the revised By-Law, as per section 392 of *the Education Act*.

Adopted

Resolution #20-09-22-6.2

#### 6.3 By-Law No. 11 – Internal Governance – For Consultation

**WHEREAS** the English Montreal School Board (EMSB) proposes to adopt By-Law No. 11 - Internal Governance;

**WHEREAS** public notice of the By-Law must be given at least 30 days prior to its adoption, according to section 392 of *the Education Act*;

**WHEREAS** sections 96.25 and 183 of *the Education Act* require that the Central Management Advisory Committee (CMAC) participate in the defining of the by-laws of the EMSB;

**WHEREAS** the English Montreal School Board (EMSB) wants to consult the English Montreal School Board Parents' Committee (EMSBPC) on the said By-Law;

**WHEREAS** the English Montreal School Board (EMSB) wants to also consult the Association of English Montreal Board Administrators (AEMBA), the Association Québécoise des Cadres Scolaires – EMSB Section (AQCS), and the Association of Montreal School Administrators (AMSA) on the said By-Law;

IT WAS MOVED BY THE TRUSTEE, MS. M. JENNINGS, AND RESOLVED THAT proposed By-Law No. 11 - Internal Governance be approved and sent out, for purposes of consultation, to the Central Management Advisory Committee (CMAC), the English Montreal School Board Parents' Committee (EMSBPC), the Association of English Montreal Board Administrators (AEMBA), the Association Québécoise des Cadres Scolaires – EMSB Section (AQCS), and the Association of Montreal School Administrators (AMSA), and the results of the consultation be returned to the Secretary General, Me Nathalie Lauzière, no later than October 22, 2020, as outlined in the documentation submitted at the meeting.

IT WAS FURTHER RESOLVED THAT a public notice of 30 days be given indicating the English Montreal School Board's (EMSB) intent to adopt the proposed By-Law, as per section 392 of *the Education Act*.

Adopted

Resolution #20-09-22-6.3

6.4 By-Law No. 12 –Internal Management Rules of the Council of Commissioners and the Executive Committee – For Consultation

**WHEREAS** the English Montreal School Board (EMSB) proposes to adopt By-Law No. 12 - Internal Management Rules of the Council of Commissioners and the Executive Committee;

**WHEREAS** public notice of the By-Law must be given at least 30 days prior to its adoption, according to section 392 of *the Education Act*;

**WHEREAS** pursuant to section 169 of *the Education Act*, the Council of Commissioners adopted By-Law No. 9 - Remote Participation by Commissioners to Council Meetings, by virtue of Resolution No. 18-04-25-12.3;

**WHEREAS** By-Law No. 9 was integrated to proposed By-Law no. 12 - Internal Rules of Management of the Council of Commissioners and the Executive Committee;

**WHEREAS** sections 96.25 and 183 of *the Education Act* require that the Central Management Advisory Committee (CMAC) participate in the defining of the by-laws and policies of the EMSB;

**WHEREAS** proposed By-Law no. 12 replaces Policy SG-10 – Operation and Rules of Internal Management of the Council of Commissioners, and therefore said Policy SG-10 must be abolished;

IT WAS MOVED BY THE TRUSTEE, MS. M. JENNINGS, AND RESOLVED THAT By-Law No. 12 - Internal Management rules of the Council of Commissioners and the Executive Committee and the Abolishment of Policy SG-10 - Operation and Rules of Internal Management of the Council of Commissioners, be approved and sent out, for purposes of consultation, to the Central Management Advisory Committee (CMAC), and the results of the consultation be returned to the Secretary General, Me Nathalie Lauzière, no later than October 22, 2020, as outlined in the documentation submitted at the meeting.

IT WAS FURTHER RESOLVED THAT a public notice of 30 days be given indicating the English Montreal School Board's (EMSB) intent to adopt the proposed By-Law, as per section 392 of *the Education Act*.

Adopted

Resolution #20-09-22-6.4

6.5 Abolishment of By-Law No. 9 – Remote Participation by Commissioners to Council Meetings – For Consultation

**WHEREAS** pursuant to section 169 of *the Education Act*, the Council of Commissioners adopted By-Law No. 9 - Remote Participation by Commissioners to Council Meetings, by virtue of Resolution No. 18-04-25-12.3;

**WHEREAS** By-Law No. 9 must be abolished, as it was integrated into proposed By-Law no. 12 - Internal Rules of Management of the Council of Commissioners and the Executive Committee;

**WHEREAS** public notice of the abolishment of By-Law No. 9 must be given at least 30 days prior to its adoption of abolishment, according to section 392 of *the Education Act*;

**WHEREAS** sections 96.25 and 183 of *the Education Act* require that the Central Management Advisory Committee (CMAC) participate in the defining of the by-laws of the EMSB;

IT WAS MOVED BY THE TRUSTEE, MS. M. JENNINGS, AND RESOLVED THAT the abolishment of By-Law No. 9 - Remote Participation by Commissioners to Council meetings, be approved and sent out, for the purpose of consultation, to the Central Management Advisory Committee (CMAC) and the results of the consultation be returned to the Secretary General, Me N. Lauzière, no later than October 22, 2020, as outlined in the documentation submitted at the meeting;

IT WAS FURTHER RESOLVED THAT a public notice of 30 days be given indicating the English Montreal School Board's (EMSB) intent to adopt the proposed By-Law, as per section 392 of *the Education Act*.

Adopted

Resolution #20-09-22-6.5

7. Substitute Student Ombudsman – For Consultation

**WHEREAS** in accordance with Section 220.2 of *the Education Act*, the English Montreal School Board (EMSB) shall designate a Student Ombudsman to deal with students or their parents dissatisfied with the handling of a complaint;

**WHEREAS** section 4.6 of the proposed By-Law no. 8 – Complaint Examination Procedure, provides that the Council of Commissioners shall designate an individual to act as Substitute Student Ombudsman, to take over the role of Student Ombudsman during the period when the Student Ombudsman is absent and he cannot carry out his normal functions;

**WHEREAS** the Administration will take all necessary measures to fill the position of Substitute Student Ombudsman and obtain potential candidates;

**WHEREAS** the English Montreal School Board Parents' Committee (EMSBPC) has to be consulted on the appointment of the Substitute Student Ombudsman, in accordance with section 220.2 of *the Education Act*;

IT WAS MOVED BY THE TRUSTEE, MS. M. JENNINGS, AND RESOLVED THAT the EMSB Parents' Committee (EMSBPC) be consulted at their next meeting, on the appointment of the English Montreal School Board's (EMSB) Substitute Student Ombudsman.

IT WAS FURTHER RESOLVED THAT the EMSB Parents' Committee be invited to submit its views to the Secretary General of the EMSB no later than October 23 at noon, for a decision to be made at the Special Board Meeting of October 28, 2020.

Adopted

Resolution #20-09-22-7

8.

Adjournment

On a motion by the Trustee, Ms. M. Jennings, the meeting was adjourned at 11:13A.M.

Adopted

Resolution # 20-09-22-8

Signed in Montreal,

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Ms. Marlene Jennings, Chairman

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Me Nathalie Lauzière, Secretary General