

Thursday, December 11, 2025 at 5:36:19 PM Pacific Standard Time

Subject: Application to Reduce Village of Sayward Council Quorum Pursuant to Community Charter Section 129
Date: Tuesday, October 14, 2025 at 6:56:13 PM Pacific Daylight Time
From: CAO Sayward
To: Sue Poulsen, Sue Poulsen
CC: CAO Sayward
Attachments: image001.jpg, image002.png, Filed Petition.pdf, Filed Aff 1 JT.pdf, Filed Aff 1 MB.pdf, 10.14.25 Ltr to Councillor Poulsen w Courtesy Copy of filed Petition and supporting Affidavits.pdf

Hello Councillor Poulsen,

The Village of Sayward (the Village) has applied to reduce the Council Quorum pursuant to Community Charter Section 129.

Attached is a copy of the Village's petition and supporting affidavits for your information and reference.

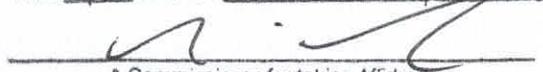
A sharefolder has also been set up to provide you with alternate access to these documents. A link to the sharefolder follows:

https://saywardvalley-my.sharepoint.com/:f/g/personal/cao_saywardvalley_ca/EubFKYISI21lggQZngzDj_cBzTLe5bWo1DOCzTjgdBwRUw

Respectfully yours,

Andrew Young, MCIP, RPP
Chief Administrative Officer & Corporate Officer
Village of Sayward
652 H'Kusam Way, PO Box 29
Sayward, BC V0P 1R0
250-282-5512 Ext. 2 (office)
cao@saywardvalley.ca



THIS IS EXHIBIT "A" REFERRED TO IN THE
AFFIDAVIT OF Andrew Young
SWORN/AFFIRMED BEFORE ME AT Vancouver
IN THE PROVINCE OF BRITISH COLUMBIA,
THIS 19 DAY OF December, 2025

A Commissioner for taking Affidavits
in the Province of British Columbia

I sometimes work hours outside of a typical workday; please keep in mind that you are not

obligated to respond if you receive an email outside of your regular workday.

The Village of Sayward respectfully acknowledges that the land we gather on is on the unceded territory of the K'ómoks First Nation, the traditional keepers of this land.

Thursday, December 11, 2025 at 5:36:32 PM Pacific Standard Time

Subject: Application to Reduce Village of Sayward Council Quorum Pursuant to Community Charter Section 129
Date: Tuesday, October 14, 2025 at 6:56:45 PM Pacific Daylight Time
From: CAO Sayward
To: Scott Burchett, Scott Burchett
CC: CAO Sayward
Attachments: image001.jpg, image002.png, Filed Petition.pdf, Filed Aff 1 JT.pdf, Filed Aff 1 MB.pdf, 10.14.25 Ltr to Councillor Burchett w Courtesy Copy of filed Petition and supporting Affidavits.pdf

Hello Councillor Burchett,

The Village of Sayward (the Village) has applied to reduce the Council Quorum pursuant to Community Charter Section 129.

Attached is a copy of the Village's petition and supporting affidavits for your information and reference.

A sharefolder has also been set up to provide you with alternate access to these documents. A link to the sharefolder follows:

https://saywardvalley-my.sharepoint.com/:f/g/personal/cao_saywardvalley_ca/EubFKYISI21IggQZngzDj_cBzTLe5bWo1DOCzTjgdBwRUw

Respectfully yours,

Andrew Young, MCIP, RPP
 Chief Administrative Officer & Corporate Officer
 Village of Sayward
 652 H'Kusam Way, PO Box 29
 Sayward, BC V0P 1R0
 250-282-5512 Ext. 2 (office)
cao@saywardvalley.ca



I sometimes work hours outside of a typical workday; please keep in mind that you are not

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obligated to respond if you receive an email outside of your regular workday.

The Village of Sayward respectfully acknowledges that the land we gather on is on the unceded territory of the K'ómoks First Nation, the traditional keepers of this land.

5

Thursday, December 11, 2025 at 5:36:42 PM Pacific Standard Time

Subject: Application to Reduce Village of Sayward Council Quorum Pursuant to Community Charter Section 129
Date: Tuesday, October 14, 2025 at 6:57:50 PM Pacific Daylight Time
From: CAO Sayward
To: CFC [REDACTED]@gmail.com
CC: CAO Sayward
Attachments: image001.jpg, image002.png, Filed Petition.pdf, 10.14.25 Ltr to Lisa Clark w Courtesy Copy of filed Petition and supporting Affidavits.pdf, Filed Aff 1 JT.pdf, Filed Aff 1 MB.pdf

Dear Ms. Clark,

The Village of Sayward (the Village) has applied to reduce the Council Quorum pursuant to Community Charter Section 129.

Attached is a copy of the Village's petition and supporting affidavits for your information and reference.

A sharefolder has also been set up to provide you with alternate access to these documents. A link to the sharefolder follows:

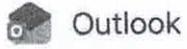
https://saywardvalley-my.sharepoint.com/:f/g/person/cao_saywardvalley_ca/EubFKYISi21IggQZngzDj_cBzTLe5bWo1DOCzTjgdBwRUw

Respectfully yours,

Andrew Young, MCIP, RPP
 Chief Administrative Officer & Corporate Officer
 Village of Sayward
 652 H'Kusam Way, PO Box 29
 Sayward, BC V0P 1R0
 250-282-5512 Ext. 2 (office)
cao@saywardvalley.ca



I sometimes work hours outside of a typical workday; please keep in mind that you are not



Supreme Court Application to reduce VOS Quorum pursuant to CC Sec 129

From Sue Poulsen <sue.poulsen@saywardvalley.ca>

Date Thu 10/30/2025 9:45 AM

To CAO Sayward <cao@saywardvalley.ca>

Cc Dana Goodfellow <dana@phoenixlaw.ca>

 1 attachment (15 KB)

Response Letter Oct 30 2025.docx;

Councillor Susan Poulsen

[Redacted]

[Redacted] BC [Redacted]

I-phone [Redacted]

Email: sue.poulsen@saywardvalley.ca

[Redacted]

Andrew Young
Chief Administrative Officer
Village of Sayward
652 H'Kusam, PO Box 29
Sayward BC V0P 1R0

Via email: (Sayward CAO cao@saywardvalley.ca)

October 30, 2025

Re: Application to Reduce Village of Sayward ("Village") Council Quorum Pursuant to Community Charter Section 129

I acknowledge receipt of your letter and attached documents dated October 14, 2025.

This letter dated October 30, 2025, satisfies my requirement to notify the Village or the Village's Legal Counsel by October 31, 2025, that:

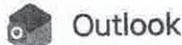
I intend to file a Response to the Petition and want to receive a copy of the Notice of Hearing.

My retained legal counsel will contact you and the Village counsel in due time.

Respectfully,

Susan Poulsen, Councillor
Village of Sayward

Email copy: Dana Goodfellow (dana@phoenixlaw.ca)



Re: Supreme Court Application to reduce VOS Quorum pursuant to CC Sec 129

From Dana Goodfellow <dana@phoenixlaw.ca>

Date Fri 10/31/2025 12:22 PM

To Sue Poulsen <sue.poulsen@saywardvalley.ca>

Bcc CAO Sayward <cao@saywardvalley.ca>; Cameron Andersen-Hargraves <cameron@carvellolaw.ca>

 1 attachment (15 KB)

Response Letter Oct 30 2025[59].docx;

Good afternoon Councillor Poulsen,

Thank you for your October 30, 2025 email with attached letter.

Please provide the name of your legal counsel and their contact information so that all future correspondence to you can be sent through your legal counsel.

The Village of Sayward ("Village") seeks to have the hearing of the Village's Petition dated October 14, 2025 to reduce Village Council quorum set down as early as possible.

The Village is also seeking to follow the time requirements within Rule 16(4) of the *Supreme Court Civil Rules*.

As you acknowledged within your attached October 30, 2025 letter, on October 14, 2025 you received the Village's filed Petition and supporting Affidavits of Mayor Baker and John Thomas.

Accordingly, the Village and I look forward to receiving your filed Response to Petition and supporting Affidavit(s) by November 3, 2025.

Yours truly,

Dana J. Goodfellow
Barrister & Solicitor

PHOENIX LAW CORPORATION
working in affiliation with CARVELLO LAW CORPORATION
Planning, Development & Environmental Law
Practical Advice, Creative Options, Value for Local Government
203-1005 Broad Street (250) 580-8807
Victoria BC V8W 2A1 dana@phoenixlaw.ca

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error, please telephone me immediately and destroy this e-mail.

Ce message contient des renseignements confidentiels ou privilégiés et est destiné seulement à la personne à qui il est adressé. Si vous avez reçu ce courriel par erreur, S.V.P. le retourner à l'expéditeur et le détruire.

From: Sue Poulsen <sue.poulsen@saywardvalley.ca>

Date: Thursday, October 30, 2025 at 9:45 AM

To: CAO Sayward <cao@saywardvalley.ca>

Cc: Dana Goodfellow <dana@phoenixlaw.ca>

Subject: Supreme Court Application to reduce VOS Quorum pursuant to CC Sec 129

THIS IS EXHIBIT "B" REFERRED TO IN THE AFFIDAVIT OF Andrew Uring SWORN/AFFIRMED BEFORE ME AT Vancouver IN THE PROVINCE OF BRITISH COLUMBIA, THIS 12 DAY OF December, 2025

Court File No: 2512336
Victoria Registry

[Signature]
A Commissioner for taking Affidavits
in the Province of British Columbia

IN THE SUPREME COURT OF BRITISH COLUMBIA

RE: THE VILLAGE OF SAYWARD IN THE MATTER OF SECTION 129 OF THE COMMUNITY CHARTER, SBC 2003, C. 26

AFFIDAVIT OF PERSONAL SERVICE

I, Amy MacDonald, Process Server, with Vancouver Island Bailiffs Inc of P.O. Box 12, in the community of Black Creek, in the Province of British Columbia, Canada. **MAKE OATH AND SAY THAT:**

1. On Saturday the 18th day of October, 2025 at 8:45 am, I served **JOHN FRANCE** at the front door of 64 Grayhawk Place, Courtenay, British Columbia, Canada with:

[X] The following documents that have been filed in this proceeding:

- PETITION bearing court stamp dated October 14th, 2025.
- 1st AFFIDAVIT of Mark Baker bearing court stamp dated October 14th, 2025.
- 1st AFFIDAVIT of John Thomas bearing court stamp dated October 14th, 2025.

[X] The following documents that have not been filed in this proceeding:

- LETTER FROM PHOENIX LAW CORPORATION, dated October 14th, 2025 a copy of which is attached to this Affidavit and marked as Exhibit "A".

2. I served the documents referred to in section 1 of this Affidavit by handing them to and leaving them with **JOHN FRANCE** at the front door of 64 Grayhawk Place, Courtenay, British Columbia, Canada on the 18th day of October, 2025 at 8:45 am.

3. That at the time of service, the person I served did admit to me that he was **JOHN FRANCE**, and that he was the proper person to be served in this matter.

SWORN BEFORE ME at Black Creek, in the Province of British Columbia, this 24th day of October, 2025.

[Signature]
A COMMISSIONER FOR TAKING AFFIDAVITS FOR BRITISH COLUMBIA

[Signature]
AMY MACDONALD

PHOENIX LAW
CORPORATION

Dana J. Goodfellow
Barrister & Solicitor
203 - 1005 Grand Street
Vancouver, BC V6Z 1X7
Tel: (604) 681-7200
Fax: (604) 681-7201
dgoodf@phoenixlaw.ca

Via Process Server

October 14, 2025

John France
64 Grayhawk Place
Courtenay, BC
V9N 0G1

THIS IS EXHIBIT MARKED "A"
REFERRED TO IN THE AFFIDAVIT OF
Amy MacDonald
SWORN BEFORE ME THIS 20th DAY
OF October, 2025
Amy MacDonald
A COMMISSIONER FOR TAKING AFFIDAVITS
WITHIN THE PROVINCE OF BRITISH COLUMBIA

Phoenix Law File No. 9000-001
Carvello Law File No. 148011

Re: **Village of Sayward ("Village"), Application to Reduce Village Council
Quorum Pursuant to *Community Charter* Section 129**

I am legal counsel for the Village.

With this letter the Village is providing you with a courtesy copy of:

- the Village's filed Petition dated October 14, 2025;
- the filed Affidavit of Mayor Mark Baker, sworn October 7, 2025; and
- the filed Affidavit of John Thomas, sworn October 3, 2025.

Section 129(6) of the *Community Charter* allows the Village to proceed with the hearing of the Village's application to reduce quorum without notice to any other person.

Nevertheless, if you want to receive a copy of the Notice of Hearing or intend to file a Response to the Petition, please contact or have your legal counsel contact the undersigned by October 31, 2025.

If I do not hear from you or your legal counsel by October 31, 2025, the Village will set down the hearing of the Village's Petition to the next available date and without any notice to you of the date of the hearing.

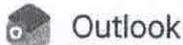
Yours truly,

PHOENIX LAW CORPORATION

Per:

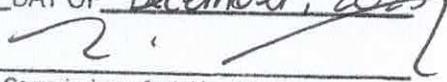


Dana J. Goodfellow
cc: client



Fw: Application to Reduce Village Council Quorum - Village of Sayward - PRIVILEGED and CONFIDENTIAL

From Dana Goodfellow <dana@phoenixlaw.ca>
 Date Tue 12/2/2025 5:33 PM
 To Nathalie Baker <nbaker@eyfordpartners.com>
 Bcc CAO Sayward <cao@saywardvalley.ca>

THIS IS EXHIBIT C REFERRED TO IN THE
 AFFIDAVIT OF Andrew Young
 SWORN/AFFIRMED BEFORE ME AT Vancouver
 IN THE PROVINCE OF BRITISH COLUMBIA.
 THIS 19 DAY OF December, 2025

 A Commissioner for taking Affidavits
 in the Province of British Columbia

4 attachments (1 MB)

2025-09-30 - IC Resolution #2 - certified but not adopted-2.pdf; DRAFT Petition .pdf; DRAFT Affidavit No. 1 of John Thomas .pdf; DRAFT Affidavit of Mark Baker No. 1-1.pdf;

Good evening Nathalie,

Thank you for your email.

On September 30, 2025 Village Council approved of the release of information which is referenced within the attached draft Petition and Affidavits of Mayor Baker and John Thomas. For example, Village Council approved of the reference to and rise and report through a press release of the following specific information in Mayor Baker's and John Thomas' Affidavits:

- During closed Village Council meetings Village Council considered the allegations of one of the Councillors and a member of the public and closed the matter.
- Councillors Burchett and Poulsen have objected to doing a rise and report of the allegations and information and documents related to the investigation of the allegations and Village Council's consideration of the allegations and investigation findings.
- Councillor Burchett's and Poulsen's learning in June 2023 of the cost of the investigation of the allegations before they sent their July 24, 2023 letter to the Village auditors.

Village Council has not done a rise and report of any other information that was discussed or considered during *in camera* Village Council meetings which is not referenced in the filed Petition and Affidavits of Mayor Baker and John Thomas.

As already noted, the September 30, 2025 Village Council *in camera* resolution sent to you on November 19, 2025 is a draft resolution. The minutes of the September 30, 2025 *in camera* Village Council meeting have not been adopted. Village Council has also not done a rise and report of the September 30, 2025 Village Council *in camera* resolution.

The Affidavits of Mayor Baker and John Thomas support why the Village is seeking an order for a reduction of Village Council quorum under *Community Charter* section 129.

Regards,
 Dana

Dana J. Goodfellow
Barrister & Solicitor

PHOENIX LAW CORPORATION

working in affiliation with CARVELLO LAW CORPORATION

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203-1005 Broad Street (250) 580-8807

Victoria BC V8W 2A1 dana@phoenixlaw.ca

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From: Nathalie Baker <nbaker@eyfordpartners.com>
Sent: Tuesday, December 2, 2025 4:30 PM
To: Dana Goodfellow <dana@phoenixlaw.ca>
Subject: RE: Application to Reduce Village Council Quorum - Village of Sayward

Dana,

I'm still trying to understand your position on what is and what is not still *in camera*.

On November 10th I asked for a copy of Council resolution authorizing that the censure proceedings be released from *in camera*. You sent a series of resolutions on November 19th, none dealing specifically with the resolution I requested. You did, however, provide Council's September 30, 2025 *in camera* resolution to do a rise and report through a press release of the Petition and all of the information in the Affidavit of John Thomas and the Affidavit of Mark Baker and the supporting documents attached as Exhibits to those Affidavits following the filing of the Petition and Affidavits with the Victoria Court Registry. These documents refer to the censure proceedings. However, in the same email you say that the Village "has not done a rise and report authorizing the release to the public of the attached *in camera* Council resolutions".

Are you saying that the censure proceedings are no longer *in camera* because of the September 30th resolution but the resolution itself is still *in camera*?

Best,

Nathalie J. Baker*

Partner

t 604 899 5232

f: 604 899 5216

19

*Practising through a Law Corporation

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From: Dana Goodfellow <dana@phoenixlaw.ca>

Sent: Thursday, November 27, 2025 1:56 PM

To: Nathalie Baker <nbaker@eyfordpartners.com>

Subject: Fw: Application to Reduce Village Council Quorum - Village of Sayward

Good day Nathalie,

I write in follow up to my November 19, 21 and 24, 2025 emails and your email this morning.

Please find attached redacted agenda for the June 3 and September 30, 2025 *in camera* Village Council meetings.

On November 19, 2025, and with my email to you, your clients, Councillors Burchett and Poulsen, already received the draft Petition and draft Affidavit of Mayor Baker and draft Affidavit of John Thomas which was considered at the September 30, 2025 *in camera* Village Council meeting.

Also attached is the agenda for the August 8, 2025 *in camera* Council meeting.

The attached Affidavit of John France, sworn September 24, 2025, is a publicly available document.

Thank you for confirming that Eyford Partners LLP and you act only for Councillors Burchett and Poulsen in *Re: The Village of Sayward in the Matter of Section 129 of the Community Charter, SBC 2003, c. 26, SCBC, Victoria Registry No. 2512336.*

The Village looks forward to receipt on December 3, 2025 of Councillor Burchett's and Councillor Poulsen's respective Responses to Petition and any supporting Affidavits.

Regards,

Dana

Dana J. Goodfellow

Barrister & Solicitor

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Victoria BC V8W 2A1 dana@phoenixlaw.ca

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From: Nathalie Baker <nbaker@eyfordpartners.com>

Sent: Thursday, November 27, 2025 9:46 AM

To: Dana Goodfellow <dana@phoenixlaw.ca>

Subject: RE: Application to Reduce Village Council Quorum - Village of Sayward - PRIVILEGED and CONFIDENTIAL

Good morning, Dana.

It is interesting that the Village hopes to rely on John France's affidavit filed in Mark Baker's separate litigation against Mr. France (file No. S22667) in support of the Village's taxpayer funded petition. What rule are you relying on for that?

I confirm that we are only acting for Councillors Burchett and Poulsen on File No. 2512336. I further confirm that my representing them does not appear to create any conflict.

Best,

Nathalie J. Baker*

Partner

t: 604 899 5232

f: 604 899 5216

*Practising through a Law Corporation

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From: Dana Goodfellow <dana@phoenixlaw.ca>

Sent: Monday, November 24, 2025 5:44 PM

To: Nathalie Baker <nbaker@eyfordpartners.com>

Subject: Fw: Application to Reduce Village Council Quorum - Village of Sayward - PRIVILEGED and CONFIDENTIAL

Good afternoon Nathalie,

Thank you for your emails this afternoon.

The Village is agreeable to providing your clients, who we understand to be only Councillor Burchett and Councillor Poulsen in *Re: The Village of Sayward in the Matter of Section 129 of the Community Charter, SBC 2003, c. 26*, SCBC, Victoria Registry No. 2512336, a further extension until December 3, 2025 to file Councillor Burchett's and Councillor Poulsen's respective Responses to Petition and supporting Affidavits.

If you or another lawyer of Eyford Partners LLP is representing any person other than Councillor Burchett and Councillor Poulsen in *Re: The Village of Sayward in the Matter of Section 129 of the Community Charter, SBC 2003, c. 26*, SCBC, Victoria Registry No. 2512336, please advise immediately.

As requested in my November 21, 2025 email, the Village and I respectfully ask that you immediately confirm by way of reply email whether you are now in a conflict in representing Councillors Burchett and Poulsen in *Re: The Village of Sayward in the Matter of Section 129 of the Community Charter, SBC 2003, c. 26*, SCBC, Victoria Registry No. 2512336 as a result of Eyford Partners LLP's representation of John France in the defamation proceedings and some of the statements in the attached filed Affidavit of John France, sworn September 24, 2025.

A tentative hearing date for a one day hearing has been secured through Supreme Court Scheduling for the assize week of January 19, 2026. A Notice of Hearing will not be filed until after the Village has received the Responses to Petition and supporting Affidavits of Councillors Burchett and Poulsen, and if applicable, any other persons that Eyford Partners LLP represents in *Re: The Village of Sayward in the Matter of Section 129 of the Community Charter, SBC 2003, c. 26*, SCBC, Victoria Registry No. 2512336 and the Village has had an opportunity to prepare responding Affidavits, if necessary.

Please note that Village staff are in the process of redacting the agenda for the June 3, August 8 and September 30, 2025 Village Council *in camera* meetings about matters that do not relate to *Re: The Village of Sayward in the Matter of Section 129 of the Community Charter, SBC 2003, c. 26*, SCBC, Victoria Registry No. 2512336. Village staff anticipates being able to provide the redacted agenda by the end of this week; and when received, I will forward the redacted agenda to you.

It is unlikely that redacted copies of adopted minutes for or resolutions passed at the June 3, August 8 and September 30, 2025 Council *in camera* Council meetings (which only relate *Re: The Village of Sayward in the Matter of Section 129 of the Community Charter, SBC 2003, c. 26*, SCBC, Victoria Registry No. 2512336) will be provided to you in November or December 2025. The earliest date that Village staff anticipate that Village Council can consider adopting such minutes or doing a rise and report of the resolutions passed for the June 3, August 8 and September 30, 2025 Council *in camera* Council meetings (which only relate *Re: The Village of Sayward in the Matter of Section 129 of the Community Charter, SBC 2003, c. 26*, SCBC, Victoria Registry No. 2512336) is on January 13, 2026.

Unless and until Village Council does a rise and report of the adopted resolutions passed during the June 3, August 8 and September 30, 2025 *in camera* Village Council meetings that relate to *Re: The Village of Sayward in the Matter of Section 129 of the Community Charter, SBC 2003, c. 26*, SCBC, Victoria Registry No. 2512336 (and Village Council adopts the minutes which relate to such resolutions), the Village's position is that the draft resolutions and redacted agenda and minutes provided to Councillors Burchett and Poulsen, through their legal counsel being you, cannot be made public.

In the meantime, the Village reminds each of Councillors Burchett and Poulsen of their statutorily mandated responsibilities under section 117 of the *Community Charter* should Councillors Burchett and Poulsen consider authorizing you to refer in Councillor Burchett's and Councillor Poulsen's respective Responses to Petition and supporting Affidavits to the redacted agenda for or draft copies of the resolutions passed during the *in camera* Village Council meetings on June 3, August 8 and September 30, 2025 that relate to *Re: The Village of Sayward in the Matter of Section 129 of the Community Charter, SBC 2003, c. 26*, SCBC, Victoria Registry No. 2512336. For convenience, section 117 of the *Community Charter* reads (with emphasis added):

- 117** (1) A council member or former council member must, unless specifically authorized otherwise by council,
- (a) keep in confidence any record held in confidence by the municipality, until the record is released to the public as lawfully authorized or required, and
 - (b) **keep in confidence information considered in any part of a council meeting or council committee meeting that was lawfully closed to the public, until the council or committee discusses the information at a meeting that is open to the public or releases the information to the public.**
- (2) If the municipality suffers loss or damage because a person contravenes subsection (1) and the contravention was not inadvertent, the municipality may recover damages from the person for the loss or damage.

Regards,

Dana

Dana J. Goodfellow

Barrister & Solicitor

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From: Nathalie Baker <nbaker@eyfordpartners.com>

Sent: Monday, November 24, 2025 1:12 PM

To: Dana Goodfellow <dana@phoenixlaw.ca>

Subject: RE: Application to Reduce Village Council Quorum

Good afternoon, Dana.

Yes, we will also need an extension for the filing of Councillor Poulsen's response. Also, I will require a further 1-week extension to December 3rd for the filing of our clients' response and affidavits. I trust that is not an issue since the hearing has not yet been scheduled and the matter is not likely to be heard until the new year in any event.

Best,

Nathalie J. Baker*

Partner

t: 604 899 5232

f: 604 899 5216

*Practising through a Law Corporation

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From: Dana Goodfellow <dana@phoenixlaw.ca>
Sent: Friday, November 21, 2025 9:44 AM
To: Nathalie Baker <nbaker@eyfordpartners.com>
Subject: Fw: Application to Reduce Village Council Quorum

Good morning Nathalie,

Thank you for your email sent to me at 3:50 pm on November 20, 2025 and in the email chain with subject line titled "Supreme Court Application to reduce VOS Quorum pursuant to CC Sec 129" with confirmation that you represent Councillor Poulsen in *Re: The Village of Sayward in the Matter of Section 129 of the Community Charter, SBC 2003, c. 26*, SCBC, Victoria Registry No. 2512336 ("Village Council Quorum Reduction Application"). The Village looks forward to receipt of Councillor Poulsen's Response to Petition and supporting Affidavits which were due November 3, 2025.

The Village was not asked for an extension of the November 3, 2025 deadline for preparing and serving Councillor Poulsen's Response to Petition and supporting Affidavits. Are you seeking that the Village provide Councillor Poulsen until November 26, 2025 for filing and service of Councillor Poulsen's Response to Petition and supporting Affidavit(s)?

The Village is also seeking clarity about this excerpt of your November 19, 2025 email with the subject line titled "Further Documents" and specifically whether you are representing Councillor Poulsen in a different matter to the Village Council Quorum Reduction Application:

In addition, we again request that the Village disclose its contract with John Thomas and/or Owl Vision Inc. regarding the "existing [FOI] investigations] he was hired to continue after his departure as Acting Chief Administrative Officer (referenced in Motion R25/August 8 #4). Please also provide copies of all FOI requests/investigations he continued after his departure relating to Councillor Burchett and/or Councillor Poulsen (I confirm that I have also been retained by Councillor Poulsen on this matter).

In view of Eyford Partners LLP's representation of John France in the defamation proceedings [*Mark Baker v. John France*, SCBC, Duncan Registry No. S22667 ("Defamation Proceedings")] and also Councillors Burchett and Poulsen, the Village would like to confirm now rather than at or near the time of the hearing of the Village Council Quorum Reduction Application whether a conflict has been created for you in your representation of Councillors Burchett and Poulsen as a result of the some of the statements in the attached filed Affidavit of John France, sworn September 24, 2025, which seem to be adverse in interest to Councillors Burchett and Poulsen.

In any event, please note that the Village will be relying on the attached Affidavit of John France in support of the orders sought in the Village Council Quorum Reduction Application.

Regards,

Dana

Dana J. Goodfellow

Barrister & Solicitor

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From: Dana Goodfellow <dana@phoenixlaw.ca>

Sent: Wednesday, November 19, 2025 4:43 PM

To: Nathalie Baker <nbaker@eyfordpartners.com>

Subject: FW: Application to Reduce Village Council Quorum

Nathalie,

I write in reply to your multiple November 10, 2025 emails and our correspondence to date. I also write in specific reply to your last email, which reads:

Thank you for sending the requested records. We ask that you please also provide the notices, agendas, and minutes for each of the following *in camera* meetings:

June 3, 2025 (Motion R25- #5)

August 8, 2025 (Motion R25 #4); and

September 30, 2025 (Motion R25 #2 and #5)

In addition, we again request that the Village disclose its contract with John Thomas and/or Owl Vision Inc. regarding the "existing [FOI] investigations" he was hired to continue after his departure as Acting Chief Administrative Officer (referenced in Motion R25/August 8 #4). Please also provide copies of all FOI requests/investigations he continued after his departure relating to Councillor Burchett and/or Councillor Poulsen (I confirm that I have also been retained by Councillor Poulsen on this matter).

Finally, please confirm whether Mayor Baker voted on each of the above referenced resolutions.

The Village cannot provide you with a copy of relevant excerpts of the minutes that correspond to the June 3, August 8, and September 30, 2025 IC resolutions sent to you this afternoon because the minutes have not yet been adopted.

The agenda for the June 3, August 8 and September 30, 2025 IC meetings had multiple privileged matters which do not relate to the Petition to reduce Village Council quorum.

Respectfully, the Village submits that your additional requests on behalf of your client, Councillor Burchett, and/or provision of robust disclosure for the purpose of the Village's application under *Community Charter* section 129 for a reduction of Village Council member quorum are an overreach. The Village also respectfully declines again to provide John Thomas' contract for that reason and also the reasons set out in my email this past Friday, November 14, 2025.

If the sought order for reduction of Council quorum is made; and, if the reduced Council quorum considers whether to proceed with possible consideration of a motion of censure and related

sanctions against your client, Councillor Burchett, under the Old Code of Conduct or new Code of Conduct, Councillor Burchett will be provided with notice of the meeting and can be provided with further disclosure at that time and an opportunity to be heard. [With respect to further disclosure, and further documents that conceivably could be relied on in a meeting for consideration of a motion of censure and related sanctions, there are other documents which you already have and that have not been referenced in the Petition or the Affidavits including the report about the results of ██████████ ██████████ Workplace Investigation, a copy of which you already have since you represented ██████████ ██████████ in response to ██████████ respectful workplace complaint and ██████████ ██████████ legal opinion which you acknowledged in October 2023 the Village continues to assert privilege over]. Moreover, should the reduced Village Council quorum order be granted and should a reduced Village Council quorum decide to proceed with consideration of a motion of censure and related sanctions against Councillor Burchett, Councillor Burchett and his legal counsel can also present submissions why a motion of censure and related sanctions should not be issued.

As you noted in November 2023, if the Village wanted to consider proceeding with a motion of censure and related sanctions against your client, the Village would need to apply under *Community Charter* section 129 for reduction of Village Council quorum on the basis of your allegations at that time that Mayor Baker was in a conflict and also because Councillor Poulsen was in a conflict.

In response to your question of whether Mayor Baker voted on the June 3, August 8, and September 30, 2025 IC resolutions, Mayor Baker did vote on such resolutions; and any arguments that it was inappropriate for Mayor Baker to do so would undermine the purpose of section 129(4) and 129(5) of the *Community Charter*.

Regards,

Dana

Dana J. Goodfellow

Barrister & Solicitor

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From: Dana Goodfellow <dana@phoenixlaw.ca>

Date: Wednesday, November 19, 2025 at 1:09 PM

To: Nathalie Baker <nbaker@eyfordpartners.com>

Subject: Fw: Application to Reduce Village Council Quorum

Please find attached the draft Exhibits to the Affidavit of John Thomas.

From: Dana Goodfellow <dana@phoenixlaw.ca>

Sent: Wednesday, November 19, 2025 1:06 PM

To: Nathalie Baker <nbaker@eyfordpartners.com>

Subject: Fw: Application to Reduce Village Council Quorum

Please find attached the draft Exhibits M to AA to the Affidavit of Mayor Baker.

I will send to you in my next email the draft Exhibits to the Affidavit of John Thomas.

From: Dana Goodfellow <dana@phoenixlaw.ca>

Sent: Wednesday, November 19, 2025 1:04 PM

To: Nathalie Baker <nbaker@eyfordpartners.com>

Subject: Fw: Application to Reduce Village Council Quorum

In follow up to my last email, please find attached the draft Exhibits A to L to the Affidavit of Mayor Baker.

I will send you in my next email Exhibits M to AA.

From: Dana Goodfellow <dana@phoenixlaw.ca>

Sent: Wednesday, November 19, 2025 1:01 PM

To: Nathalie Baker <nbaker@eyfordpartners.com>

Subject: Fw: Application to Reduce Village Council Quorum

Good afternoon Nathalie,

In follow up to your multiple emails on November 10, 2025 and our correspondence since November 10, 2025, please find attached:

1. Council's June 3, 2025 *in camera* resolution directing legal counsel to prepare a court application under section 129 of the *Community Charter*. Also attached is a copy of a Chart which was considered during the June 3, 2025 *in camera* Village Council meeting. Redactions were made to the Chart which relate to a matter that is not the subject of your requests for disclosure and your representation of Councillor Burchett;
2. Council's September 30, 2025 *in camera* resolution authorizing the release/disclosure to the public of the Petition and all the information in the Affidavit of John Thomas, the Affidavit of Mayor Baker and the supporting documents attached as Exhibits to those Affidavits following the filing of the Petition with the Victoria Court Registry. The draft Petition and draft Affidavits considered in the September 30, 2025 *in camera* resolution are also attached to this email. The draft Exhibits will be sent to you in subsequent emails due to the size of the attachments;
3. Council's September 30, 2025 *in camera* resolution to do a rise and report through a press release of the Petition and all of the information in the Affidavit of John Thomas and the Affidavit of Mark Baker and the supporting documents attached as Exhibits to those Affidavits following the filing of the Petition and Affidavits with the Victoria Court Registry; and
4. Council's August 8, 2025 *in camera* resolution appointing John Thomas as advisor/Acting Head of the Public Body until the completion of existing FOI investigations/matters after which that responsibility will go to Andrew Young.

Please note that a majority of Council has authorized me to provide to Councillor Burchett through his legal counsel, being you, the attached *in camera* Council resolutions and attached documents. However, Council has not done a rise and report authorizing the release to the public of the attached *in camera* Council resolutions. Moreover, please further note that even if Council contemplated doing such a rise and report

to the public, redactions would first need to be made to the attached *in camera* resolutions and also the Chart in accordance with the *Freedom of Information and Protection of Privacy Act*.

The Village and I look forward to receipt of Councillor Burchett's Response to Petition and supporting Affidavit(s) by Wednesday, November 26, 2025.

Regards,

Dana

Dana J. Goodfellow

Barrister & Solicitor

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From: Dana Goodfellow <dana@phoenixlaw.ca>

Sent: Monday, November 17, 2025 6:55 PM

To: Nathalie Baker <nbaker@eyfordpartners.com>

Subject: Fw: Application to Reduce Village Council Quorum

Good evening Nathalie,

Thank you for your email with the request for an extension of time to prepare and serve Councillor Burchett's Response to Petition and supporting Affidavits and with your time estimate.

Village staff are currently in the process of preparing certified copies of resolutions of the motions passed which are referenced in my November 14, 2025 email and in response to your November 10, 2025 emails. Village staff anticipates being able to provide those certified resolutions by Wednesday, which resolutions I can then forward to you.

The Village is agreeable to providing Councillor Burchett and you with an extension until Wednesday, November 26, 2025 to prepare and serve on the Village Councillor Burchett's Response to Petition and supporting Affidavits.

Our office can contact Supreme Court Scheduling about a tentative date for the hearing of the Petition between January 19 and January 31, 2026. However, until the Village receives at least Councillor Burchett's Response to Petition with supporting Affidavits, the Village is not in a position to determine whether the time estimate required for the hearing of the Village's Petition is one day. Moreover, if Supreme Court Scheduling responds that there is availability for a one day hearing between January 19 and January 31, 2026, please also note that the Village will not be serving a Notice of Hearing based on that tentative date.

Regards,

Dana

Dana J. Goodfellow

Barrister & Solicitor

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From: Nathalie Baker <nbaker@eyfordpartners.com>
Sent: Monday, November 17, 2025 11:46 AM
To: Dana Goodfellow <dana@phoenixlaw.ca>
Subject: RE: Application to Reduce Village Council Quorum

Good morning, Dana.

I look forward to receiving the requested materials as soon as possible. Given that I require this information to respond to the Village's petition, I will require a further extension for the filing of our response materials. I'm happy to provide my availability in the meantime though so that you can contact the registry to secure a hearing date. My current time estimate is that the matter will take 1-day.

Best,

Nathalie J. Baker*

Partner

t: 604 899 5232

f: 604 899 5216

*Practising through a Law Corporation

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From: Dana Goodfellow <dana@phoenixlaw.ca>
Sent: Friday, November 14, 2025 6:10 PM
To: Nathalie Baker <nbaker@eyfordpartners.com>
Subject: Fw: Application to Reduce Village Council Quorum

Good evening Nathalie,

In response to your multiple November 10, 2025 emails, Village staff and I anticipate being able to provide you next week:

1. Council's resolution directing legal counsel to prepare a court application under section 129 of the *Community Charter*;
2. Council's resolution authorizing the release/disclosure to the public of the Petition and all the information in the Affidavit of John Thomas, the Affidavit of Mayor Baker and the supporting documents attached as Exhibits to those Affidavits following the filing of the Petition with the Victoria Court Registry;
3. Council's resolution to do a rise and report through a press release of the Petition and all of the information in the Affidavit of John Thomas and the Affidavit of Mark Baker and the supporting documents attached as Exhibits to those Affidavits following the filing of the Petition and Affidavits with the Victoria Court Registry; and
4. Council's resolution appointing John Thomas as advisor/Acting Head of the Public Body until the completion of existing FOI investigations/matters after which that responsibility will go to Andrew Young.

With respect to your request for John Thomas' contract, the Village refuses to disclose that contract to you as the terms of Mr. Thomas' contract contain personal information, including employment information; and the Village's disclosure of that contract to you would contravene section 33(1) (and possibly section 25.1) of the *Freedom of Information and Protection of Privacy Act*. Even if the Village was inclined to seek consent from Mr. Thomas to disclose his contract to you, which the Village at this time is not inclined to do, Mr. Thomas currently is out of the county.

Regards,

Dana

250-580-8807

Dana J. Goodfellow
Barrister & Solicitor

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From: Dana Goodfellow <dana@phoenixlaw.ca>

Sent: Monday, November 10, 2025 2:55 PM

To: Nathalie Baker <nbaker@eyfordpartners.com>

Subject: Fw: Application to Reduce Village Council Quorum

Good afternoon Nathalie,

Thank you for your additional email today with additional request for information.

Village staff and I anticipate being able to provide you later this week with a copy of the sought resolution for the appointment of John Thomas as an Advisor to the Village.

Regards,

Dana

NB - I am out of the office tomorrow. After I return to the office on Wednesday, November 12 I will respond to any emails or communications received on November 11.

Dana J. Goodfellow

Barrister & Solicitor

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From: Nathalie Baker <nbaker@eyfordpartners.com>

Sent: Monday, November 10, 2025 1:57 PM

To: Dana Goodfellow <dana@phoenixlaw.ca>

Subject: RE: Application to Reduce Village Council Quorum

Good afternoon,

I note that Mr. Thomas has sworn that he is an "advisor" to the Village but hasn't attached his contract with the Village to his affidavit. Can you please also send me the contract between Mr. Thomas and the Village?

Best,

Nathalie J. Baker*

Partner

t: 604 899 5232

f: 604 899 5216

*Practising through a Law Corporation

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From: Nathalie Baker
Sent: Monday, November 10, 2025 12:37 PM
To: 'Dana Goodfellow' <dana@phoenixlaw.ca>
Subject: RE: Application to Reduce Village Council Quorum

Thank you, Dana. I'm currently available between January 19th and 30th.

Can you please send me a copy of the Council resolution authorizing that the censure proceedings be released from in camera?

Best,

Nathalie J. Baker*

Partner

t: 604 899 5232

f: 604 899 5216

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From: Dana Goodfellow <dana@phoenixlaw.ca>
Sent: Monday, October 27, 2025 6:35 PM
To: Nathalie Baker <nbaker@eyfordpartners.com>
Subject: Re: Application to Reduce Village Council Quorum

Good evening Nathalie,

Thank you for your October 26, 2025 email and with the request for an extension.

Councillor Burchett and you have until November 17, 2025 to file and serve Councillor Burchett's Response to Petition and supporting Affidavits.

Please advise of your next available dates in December 2025 and in early January 2026 for the hearing of the Petition.

Regards,

Dana

Dana J. Goodfellow

Barrister & Solicitor

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From: Nathalie Baker <nbaker@eyfordpartners.com>

Sent: Sunday, October 26, 2025 4:44 PM

To: Dana Goodfellow <dana@phoenixlaw.ca>

Subject: RE: Application to Reduce Village Council Quorum

Good afternoon, Dana.

I am in a hearing from November 4th to the 6th and I'm [REDACTED] on the 7th so it is very unlikely that I will be able to get my response materials to you by the 3rd. I expect that I will need a two-week extension. Since there is no urgency, I trust this is acceptable.

Best,

Nathalie J. Baker*

Partner

t: 604 899 5232

f: 604 899 5216

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From: Dana Goodfellow <dana@phoenixlaw.ca>
Sent: Monday, October 20, 2025 1:20 PM
To: Nathalie Baker <nbaker@eyfordpartners.com>
Subject: FW: Application to Reduce Village Council Quorum

Good afternoon Nathalie,

The Village of Sayward ("Village") seeks to have the hearing of the Village's Petition dated October 14, 2025 to reduce Village Council quorum set down as early as possible.

The Village is seeking to follow the time constraints within Rule 16(4) of the *Supreme Court Civil Rules*.

On October 14, 2025 Councillor Burchett received the Village's filed Petition and supporting Affidavits of Mayor Baker and John Thomas.

Accordingly, the Village is seeking and expects that Councillor Burchett's filed Response to Petition and supporting Affidavit(s) will be filed and served on the Village by November 3, 2025.

Regards,

Dana

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From: Nathalie Baker <nbaker@eyfordpartners.com>

Date: Monday, October 20, 2025 at 10:41 AM

To: Dana Goodfellow <dana@phoenixlaw.ca>

Subject: Application to Reduce Village Council Quorum

Good morning, Dana.

We write further to Mr. Young's letter dated October 14, 2025, addressed to Councillor Burchett.

We intend to file a response to petition and to attend the hearing.

Best,

Nathalie J. Baker*

Partner

t: 604 899 5232

f: 604 899 5216

EYFORD |

Eyford Partners LLP

1744 – 1055 Dunsmuir Street, Vancouver, BC, V7X 1L2

reception: 604 899 5240

From: [CAO Sayward](#)
To: [Scott Burchett](#); [Sue Poulsen](#)
Cc: [CAO Sayward](#)
Subject: CONFIDENTIAL - Sayward Council Special In Camera meeting agenda for Tuesday, September 30th, 2025 at 7:00 pm
Date: September 29, 2025 9:42:00 AM

Hello Councillors Burchett and Poulsen,

Please be advised a Special In Camera Council meeting has been called by Mayor Baker for Tuesday, September 30th, 2025 at 7:00 pm.

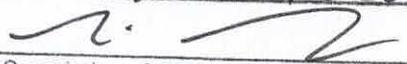
A redacted copy of the agenda for the September 30th Sayward Council Special In Camera meeting is available for you to review on Tuesday (Sept 30th) but only in person at the Village Office.

Please let me know if you wish to review the redacted Special In Camera meeting agenda on Tuesday, Sept 30th and what time would work for you.

Best Regards, Andrew

Andrew Young, MCIP, RPP
 Chief Administrative Officer & Corporate Officer
 Village of Sayward
 652 H'Kusam Way, PO Box 29
 Sayward, BC V0P 1R0
 250-282-5512 Ext. 2 (office)
cao@saywardvalley.ca

THIS IS EXHIBIT "D" REFERRED TO IN THE
 AFFIDAVIT OF Andrew Young
 SWORN/AFFIRMED BEFORE ME AT Vancouver
 IN THE PROVINCE OF BRITISH COLUMBIA,
 THIS 12 DAY OF December, 2025


 A Commissioner for taking Affidavits
 in the Province of British Columbia



I sometimes work hours outside of a typical workday; please keep in mind that you are not obligated to respond if you receive an email outside of your regular workday.

The Village of Sayward respectfully acknowledges that the land we gather on is on the unceded territory of the K'ómoks First Nation, the traditional keepers of this land.

29

sent 2025.09.29
11:00 am

CAO Sayward

From: Sue Poulsen
Sent: September 29, 2025 11:00 AM
To: CAO Sayward
Cc: Scott Burchett; CAO Sayward
Subject: Re: CONFIDENTIAL - Sayward Council Special In Camera meeting agenda for Tuesday, September 30th, 2025 at 7:00 pm

Hello CAO Young

I am staying in Osoyoos until at least the end of November and will not be available in person at the village until then. Please send me the TEAMS link for the meeting.

Thank you.

Clr Poulsen

On Sep 29, 2025, at 09:42, CAO Sayward <cao@saywardvalley.ca> wrote:

Hello Councillors Burchett and Poulsen,

Please be advised a Special In Camera Council meeting has been called by Mayor Baker for Tuesday, September 30th, 2025 at 7:00 pm.

A redacted copy of the agenda for the September 30th Sayward Council Special In Camera meeting is available for you to review on Tuesday (Sept 30th) but only in person at the Village Office.

Please let me know if you wish to review the redacted Special In Camera meeting agenda on Tuesday, Sept 30th and what time would work for you.

Best Regards, Andrew

Andrew Young, MCIP, RPP
Chief Administrative Officer & Corporate Officer
Village of Sayward
652 H'Kusam Way, PO Box 29
Sayward, BC V0P 1R0
250-282-5512 Ext. 2 (office)
cao@saywardvalley.ca

Sent 2025-09-30.
1:00 pm.

CAO Sayward

Subject: Special In Camera Council meeting - Village of Sayward
Location: Microsoft Teams Meeting

Start: Tue 2025-09-30 7:05 PM
End: Tue 2025-09-30 7:35 PM
Show Time As: Tentative

Recurrence: (none)

Organizer: CAO Sayward
Required Attendees: Mark Baker; Sue Poulsen; CAO Sayward; Chambers

Hello Mayor Baker, and Councillor Poulsen,

I will let you into the Special In Camera meeting after the Special (Open) Council meeting recesses to go into the Special In Camera Council meeting.

There is a separate link for the Special (Open) Council meeting. The Special (Open) Council meeting will start at 7:00 pm with Councillor Johnson presiding. Mayor Baker will be attending virtually to avoid sharing a cold with others. Councillor Poulsen is now in Osoyoos and will also attend the Special (Open) Council meeting virtually.

If you have any questions, please let me know.

Best Regards,

Andrew Young, MCIP, RPP
Chief Administrative Officer - Corporate Officer
Village of Sayward

Microsoft Teams [Need help?](#)

Join the meeting now

Meeting ID: 298 669 577 618 1
Passcode: rg6tJ2Ho

For organizers: [Meeting options](#)

From: [CAO Sayward](#)
To: [Sue Poulsen](#); [Scott Burchett](#)
Cc: [CAO Sayward](#)
Subject: CONFIDENTIAL - Sayward Council In Camera meeting agenda for October 7th, 2025 at 7:20 pm
Date: October 6, 2025 4:27:00 PM

Hello Councillors Burchett and Poulsen,

Please be advised a redacted copy of the agenda for the October 7th Sayward Council In Camera meeting is available for you to review tomorrow afternoon but only in person at the Village Office.

If you wish to review the redacted In Camera meeting agenda tomorrow afternoon, please let me know what time between 2:00 pm and 4:30 pm would work best for you.

Best Regards, Andrew

Andrew Young, MCIP, RPP
 Chief Administrative Officer & Corporate Officer
 Village of Sayward
 652 H'Kusam Way, PO Box 29
 Sayward, BC V0P 1R0
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41

Sept 2025.09.29

9:42 am

CAO Sayward

From: CAO Sayward
Sent: September 29, 2025 9:42 AM
To: Scott Burchett; Sue Poulsen
Cc: CAO Sayward
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42

Sent 2025.10.06
4:27 PM

From: CAO Sayward
To: Sue Poulsen; Scott Burchett
Cc: CAO Sayward
Subject: CONFIDENTIAL - Sayward Council In Camera meeting agenda for October 7th, 2025 at 7:20 pm
Date: October 6, 2025 4:27:00 PM

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43

sent 2025-10-06
4:27 pm

CAO Sayward

From: CAO Sayward
Sent: October 6, 2025 4:27 PM
To: Sue Poulsen; Scott Burchett
Cc: CAO Sayward
Subject: CONFIDENTIAL - Sayward Council In Camera meeting agenda for October 7th, 2025 at 7:20 pm

Tracking:	Recipient	Delivery
	Sue Poulsen	Delivered: 2025-10-06 4:27 PM
	Scott Burchett	Delivered: 2025-10-06 4:27 PM
	CAO Sayward	Delivered: 2025-10-06 4:27 PM

Hello Councillors Burchett and Poulsen,

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49

rec'd. 2025.10.06

8:03 pm

CAO Sayward

From: Sue Poulsen
Sent: October 6, 2025 8:03 PM
To: CAO Sayward
Cc: Scott Burchett; CAO Sayward
Subject: Re: CONFIDENTIAL - Sayward Council In Camera meeting agenda for October 7th, 2025 at 7:20 pm

I am not able to attend in person tomorrow.
Sue Poulsen
Sent from my iPhone

On Oct 6, 2025, at 16:26, CAO Sayward <cao@saywardvalley.ca> wrote:

Hello Councillors Burchett and Poulsen,

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Chief Administrative Officer & Corporate Officer
Village of Sayward
652 H'Kusam Way, PO Box 29
Sayward, BC V0P 1R0
250-282-5512 Ext. 2 (office)
cao@saywardvalley.ca



45

rec'd. 2025-10-07

11:10 am

CAO Sayward

From: Sue Poulsen
Sent: October 7, 2025 11:10 AM
To: CAO Sayward; Mark Baker
Subject: Oct 6 council meeting

I am requesting the TEAMS meeting link to attend tonight's meeting remotely.
Thank you.
Cllr Poulsen

2025.09.30.
from Ciel Coates

Dear Mayor Baker & CAO/CO Young

Sept. 30, 2025- In Camera Meeting

The aggressive, combative, bullying and harassing behaviour of Councillor Burchett at the September 30, 2025 is in many violations of Bylaw 512: Code of Conduct.

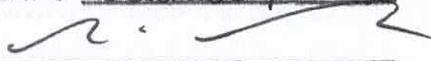
At the September 30, 2025 in-camera council meeting, I felt concerned for my safety, uncomfortable, and intimidated by Councillor Burchett's aggressive and combative behaviour. This is the second such incident, the first occurring at a meeting on November 19, 2024, where Councillor Burchett also displayed aggressive, combative, and intimidating behaviour. I am formally requesting that my seat at the council table be reassigned so that I am not seated next to Councillor Burchett, as I do not feel safe due to his unpredictable behaviour.

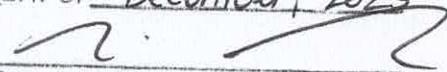
During the in camera portion of the meeting, Councillor Burchett requested a copy of his agenda. He was advised that an email had been sent to all councillors prior to the meeting, providing the opportunity to review the in camera agenda in advance. The CAO also indicated that he would read the agenda aloud. Councillor Burchett refused to accept this and became disruptive. He then produced his phone and began video recording the meeting, acting in an aggressive and combative manner. Despite repeated directions from the Chair to turn off the device, he refused to comply and continued his disruptive behaviour for several minutes. He eventually stated that he had turned off the phone and placed it in the front pocket of his hoodie. Both the CAO and I expressed concern that the device may not in fact been turned off. A few minutes later, Councillor Burchett left the meeting.

Sincerely

Councillor, Debbie Coates

THIS IS EXHIBIT "E" REFERRED TO IN THE
AFFIDAVIT OF Andrew Young
SWORN/AFFIRMED BEFORE ME AT Vancouver
IN THE PROVINCE OF BRITISH COLUMBIA,
THIS 18 DAY OF December, 2025


A Commissioner for taking Affidavits
in the Province of British Columbia

THIS IS EXHIBIT " F " REFERRED TO IN THE
AFFIDAVIT OF Andrew Young
SWORN/AFFIRMED BEFORE ME AT Vancouver
IN THE PROVINCE OF BRITISH COLUMBIA,
THIS 19 DAY OF December, 2025

A Commissioner for taking Affidavits
in the Province of British Columbia

CAO
Mayor Baker
Village of Sayward
December 17 2025.

Gentlemen: I am writing to you today with respect to the council meeting held in chambers on December 16 2025. Emotionally, I felt threatened and I believe that Councillor Burchette should be sanctioned. I will provide a letter of complaint shortly. In the interim, I wanted to relay my recollection of events while they were still fresh in my mind.

Incident at council meeting December 16 2025

I understood that the special meeting called was of a procedural nature dealing with the fourth reading of a bylaw to get legislation past. Councillor Poulsen felt it should be tabled until January so everyone could have a clear understanding of the bylaw. Councillor Coates pointed out that the bylaw had received 1st, 2nd and 3rd readings which would have been the time to discuss. Councillor Burchett again wanted to know how the village was in this position and asked the CAO through the mayor to explain the overages that resulted in the shortfall. The CAO referred to the recent presentation of the budget variance report presented by the CFO which gave an up to date snapshot of the village's record of income and expenses. Mr. Burchett addressed the CAO in a demeaning manner stating it was his third request. I will note in the previous meeting he had accused the CAO of insubordination. The bylaw was subsequently passed. At the end of the meeting, the public was invited to ask questions or provide input.

First up was [redacted] questioning why the village needed an \$890000. Line of Credit. She said her neighbours were asking what it was about.

At that time, Mrs. [redacted] stepped forward and started to discuss grievances she has with councillor Poulsen. Councillor Poulsen called a point of order and advised that Mrs. [redacted] was not allowed to use her name or make disparaging remarks. Councillor Burchett said he was being attacked by the public and the chair should have the speaker ejected from the meeting. I do not recall Mrs. [redacted] making any remarks directed or about Councillor Burchett. Mrs. [redacted] took her seat and did not complete what she had planned to say due to the harassing remarks from Councillor Burchett and Poulsen.

Mr. [redacted], her spouse then took the podium. Before he could speak, Scott Burchett accused the mayor of having his friends attack him. Mr. [redacted] stated that no, he was speaking as a resident and taxpayer and stated there was no bylaw preventing him from naming a councillor. The mayor affirmed this. Once again, I did not observe any verbal attack directed at councillor Burchett. However, Councillor Burchett continued to engage with Mr. [redacted] not giving him a chance to speak and the conversation digressed. As the exchange was heated, the chair called a 10-minute recess and cautioned Councillor Burchett that he was out of order. When the recess was called, Councillor Burchett got out of his seat and walked in an aggressive manner toward [redacted] who I believe to be a 79-year-old senior citizen.

When I say the conversation became heated, I specifically remember:

Scott Burchett accusing a member of the gallery of gaslighting.

Scott Burchett telling Mr. [REDACTED] to "Fuck off"

Scott Burchett walking toward and around Mr. [REDACTED] in a threatening way.

Scott Burchett and Sue Poulsen calling a point of order stating they are not allowed to be disrespected or attacked

The [REDACTED] left council chambers. Scott Burchett, the mayor, Jason Johnson and Debbie Coates on Teams and three members of the gallery including myself remained in chambers.

The mayor advised councillor Burchett that his language and actions were inappropriate. Mr. Burchett replied with a statement that I do not recall word for word but stated that the mayor's uninvited touching of women was also inappropriate. Councillor Jason Johnson made a note of the time and the citizens present in the gallery. The mayor advised Scott Burchett that he should leave or he would call the RCMP to what Mr. Burchett replied "do it" A minute later, he decided to leave of his own volition commenting that it was a "shit show" and that he could hardly wait to see the mayor in Supreme Court.

At 7:42 pm the meeting was set to resume but delayed by three minutes as the CAO confirmed that both Scott Burchett and Sue Poulsen had left the meeting.

I spoke in the question period about a text I had sent to a villager explaining the credit line more for the benefit of [REDACTED] and her question. She asked that I forward a copy of the text to her after the meeting. I confirmed with the CAO that it was an accurate assessment as I did not want to spread misinformation.

The meeting proceeded 'in camera'

This is what I specifically recall. As mentioned, I find councillor Burchett's behaviour unacceptable, and I will follow up shortly with a formal complaint.

Respectfully

Maureen Haslehurst

[REDACTED]

Sayward, BC

[REDACTED]

CAO Sayward

From: Scott Burchett
Sent: October 16, 2025 8:19 AM
To: CAO Sayward; Nathalie Baker; Patrick Rippon; Mayor and Council
Subject: Agenda Items October 21

Please add the following items to the agenda for the next meeting:

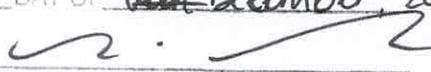
1. Public Access to Regular Council meetings and posting recordings online for public review.
2. Procedure for recording in camera minutes and meetings.
3. Indemnification for myself for the censure allegations and quorum hearing.

Thank you for your attention to these matters.

Scott Burchett
Councillor
Village of Sayward
652 H'Kusam Way, PO Box 29
Sayward, BC V0P 1R0
250-282-5512 (office)
604-818-5558 (cell)

The Village of Sayward respectfully acknowledges that the land we gather on is on the unceded territory of the K'ómoks First Nation, the traditional keepers of this land.

THIS IS EXHIBIT "G" REFERRED TO IN THE
AFFIDAVIT OF Andrew Wang
SWORN/AFFIRMED BEFORE ME AT Vancouver
IN THE PROVINCE OF BRITISH COLUMBIA,
THIS 19 DAY OF December, 2025


A Commissioner for taking Affidavits
in the Province of British Columbia

CAO Sayward

From: CAO Sayward
Sent: October 17, 2025 4:46 PM
To: Scott Burchett
Cc: Debbie Coates; Jason Johnson; Mark Baker; Sue Poulsen; CAO Sayward
Subject: RE: Regular Council Meeting October 21, 2025 - Agenda Package
Attachments: Agenda Items October 21

Hello Councillor Burchett,

I received your email yesterday morning at 8:19 am (copy attached for reference). Please be advised your request to add these items to the Council agenda missed the Wednesday noon deadline of October 15, 2025. The next Council meeting date at which they may be considered is November 4, 2025.

In the meantime, I want to assure you that I am more than happy to put your request to add these items forward for a future agenda for Council to consider. I also wish to point out that the first two of your requests have been addressed previously by Council. If they are to be reconsidered then it would be beneficial for you to provide information for council to consider. I think the following example may provide you with some helpful guidance in putting such information together.

With respect to the indemnification request, before that matter can be added to Council's agenda, I need to put together the necessary package of information for council to review and decide. Accordingly, please provide the following information to me before noon on Wednesday, October 29, 2025, so that the indemnification matter can be considered by Sayward Council (which in turn is dependent upon whether a court grants the sought order for reduction of quorum and Councillors Coates and Johnson decide to possibly proceed with consideration of issuance of a motion of censure and related sanctions):

- the specific wording of the motion you are seeking Council to pass;
- the rationale for why you are seeking indemnification, including submissions as to whether the Village's *Indemnification Bylaw No. 458, 2019*, case law, and the *Local Government Act* support indemnification of your legal fees;
- if you are seeking Village Council to exercise discretion to issue a resolution for indemnification under *Local Government Act* section 740(2)(a)(ii) submissions on why Village Council should exercise discretion and with evidence to support any alleged impecuniosity.
- the amount of legal fees and disbursements incurred to date in relation to Council's consideration of whether to impose a motion of censure and related sanctions against yourself.

- why an indemnification decision should be made before:
 - Village Council considers evidence in support of imposing a motion of censure and related sanctions:
 - alleged breaches of statutorily mandated confidentiality and alleged breaches of the *Code of Conduct Bylaw No. 442, 2018* ("*Code of Conduct*") for breaches of confidentiality; and
 - disrespectful behaviour towards Keir Gervais;
 - giving yourself an opportunity to be heard in response; and
 - hearing your answers to any questions by Village Council about potential disclosure of information and documents received and discussed *in camera* and your behaviour towards Keir Gervais.

Please note, if I do not receive the information necessary for Council to consider, the matter/s will not be placed on the agenda. They could of course always be placed on a future agenda when the information is received.

Respectfully yours,

Andrew Young, MCIP, RPP
 Chief Administrative Officer & Corporate Officer
 Village of Sayward
 652 H'Kusam Way, PO Box 29
 Sayward, BC V0P 1R0
 250-282-5512 Ext. 2 (office)
cao@saywardvalley.ca



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From: Scott Burchett <scott.burchett@saywardvalley.ca>
Sent: October 17, 2025 3:53 PM
To: Sayward Finance-Admin <village@saywardvalley.ca>
Cc: Debbie Coates <debbie.coates@saywardvalley.ca>; Jason Johnson <jason.johnson@saywardvalley.ca>; Mark Baker <mark.baker@saywardvalley.ca>; Sue Poulsen <sue.poulsen@saywardvalley.ca>; CAO Sayward <cao@saywardvalley.ca>; CFO <cfo@saywardvalley.ca>
Subject: Re: Regular Council Meeting October 21, 2025 - Agenda Package

CAO Young

Please explain as to why my agenda items have been left off this copy of the agenda for the October 21 2025 meeting?

Scott Burchett
Councillor
Village of Sayward
652 H'Kusam Way, PO Box 29
Sayward, BC V0P 1R0
250-282-5512 (office)
604-818-5558 (cell)

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On Oct 17, 2025, at 3:31 PM, Sayward Finance-Admin <village@saywardvalley.ca> wrote:

Hello Mayor and Council,
Please find attached the agenda package for the Regular Council Meeting being held October 21, 2025 at 7:00pm.
Printed copies will be available in your council office mailboxes shortly.
Thank you,

Jennifer Redshaw
Office Administrator
Village of Sayward
652 H'Kusam Way, PO Box 29
Sayward, BC V0P 1R0
250-282-5512
village@saywardvalley.ca

<image001.png>

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<Agenda Package - Regular Council Meeting October 21, 2025.pdf>