

**GABC "George" FOI PROGRAM 2014 - 2015
2014**

FOI 2014-04 - Riddle re: George

Fee waiver request within body of FOI request

REQUEST: *"All written and email correspondence between Dr. Dorothy Riddle and all staff and elected people re: the George hotel between March 1st 2013 and today's date."*

SUBMITTED: February 17, 2014

RELEASED: March 29, 2014.

21 PAGES (PRINTED) NO REDACTIONS.

PRINT COPY

PAID \$20.25

FOI 2014-04 - Boel re: George

Fee waiver request within body of FOI request

REQUEST: *"All written and email correspondence, including any reports, email attachments, minutes and notes of any and all meetings and any other information shared between Art Phillips and the Director of Planning Andre Boel between **March 1st 2013 and July 30th 2013.**"*

SUBMITTED: April 24, 2014

RELEASED: May 29, 2014.

36 NO REDACTIONS. Minutes and notes were not included in original release, so we requested and received the additional records with no fee or hassle.

ELECTRONIC FILE

PAID \$46.50

FOI # 2014-06 - Boel re: George

Fee waiver request within body of FOI request

REQUEST: *"All written and email correspondence, including any reports, email attachments, minutes and notes of any and all meetings, and any other information shared amongst Art Phillips and the Director of Planning Andre Boel between **July 31st 2013 and May 31st 2014.**"*

SUBMITTED: May 30, 2014

TIME EXTENSION: August 28, 2014

RELEASED: August 27, 2014.

941 PAGES. 122 DOCUMENTS REDACTED.

ELECTRONIC FILE

PAID \$716.50

GABC “George” FOI PROGRAM 2014 - 2015
FOI 2014-12 Machado re: George

REQUEST: *“All written and email correspondence, including any reports, email attachments, minutes and notes of any and all meetings and any other information related to the George hotel and residences development application generated by and shared with CAO Emmanuel Machado between **March 1st 2013 and August 1st 2014**”.*

SUBMITTED: May 30, 2014. Note the date and the FOI number. This FOI was not processed until **after** the FOI submitted on September 15th. This FOI was released 6 ½ months after it was filed only **after** the municipal election held Nov. 15/2014. This FOI released a document that showed the George developer Klaus Fuerniss communicated directly with Mayor Rowe via his and the mayor’s personal email addresses.

RELEASED: December 15, 2014. (NOTE: Municipal election Nov. 15/2014)
57 PAGES.

ELECTRONIC FILE
PAID \$169.00

FOI 2014-11 Machado re: George

Fee waiver request within body of FOI request

REQUEST: *“Any and all minutes and notes of any and all formal and informal meetings attended by Emanuel Machado re: the George Hotel and Residences development application.*

This request specifically includes but is not limited to:

- *Any and all records generated by **all staff and elected people** in attendance at the May 7th 2013 meeting re: George Hotel and Residences Development Application.*
- *Any and all records generated by **all staff and elected people** in attendance at the June 21st 2013 meeting re: George Hotel and Residences Development Application.*

SUBMITTED: September 15, 2014. Note the date and the FOI number. This FOI was released 21 weeks after it was filed and only **after** the municipal election held Nov. 15/2014.

TIME EXTENSION: None on file

RELEASED: December 5, 2015.

96 PAGES. 24 DOCUMENTS REDACTED

ELECTRONIC FILE
PAID \$289.00

FOI # 2014-08 - Rowe re: George

Fee waiver letter included with FOI request.
Two requests combined.

REQUEST: *“Any and all records shared among Wayne Rowe and any and all of the following people and corporations: Mr. Klaus Fuerniss, Klaus Fuerniss Enterprises Inc, Hyak Marine, Art Phillips, LARCO; between **January 1st 2013 and August 1st 2014**. This request specifically includes:*

- *Any and all written and email correspondences*
- *Any and all email attachments”*

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“Any and all minutes and notes of any and all formal and informal meetings attended by Mayor Rowe re: the George Hotel and Residences development application. This specifically includes:

- *Any and all records generated by all staff and elected people in attendance at the **May 7th 2013 meeting re: George Hotel and Residences Development Application.***
- *Any and all records generated by all staff and elected people in attendance at the **June 21st 2013 meeting re: George Hotel and Residences Development Application.**”*

SUBMITTED: August 5th 2014

RELEASED: September 9, 2015.

2 PAGES TOTALLY REDACTED.

ELECTRONIC FILE

No charge

FOI 2014-08 Rowe: Adequacy of Search Complaint to ToG

*“I am writing in response to your letter of September 9, 2014 to which you attached **two pages of Mayor J. Wayne Rowe’s calendar entries from which all but the notation of meeting times had been redacted...** “...I am asking explicitly that you search any and all records related to the George Hotel and Residences project that were generated by or received by Mayor J. Wayne Rowe from 1/1/13 to 8/1/14, including but not limited to, the following:” As above.*

SUBMITTED: October 20th, 2014

RESPONSE: November 10th, 2015. NO FURTHER RECORDS. Election 2014. Suzanne stepped aside during election and stopped tracking GABC efforts. Brad drafted a complaint to OIPC but did not send it. Missed 6-month deadline for complaint to OIPC. April 2015 Suzanne asked Brad for an update on FOI files, they realized the mistake and Brad filed complaint to OIPC, three weeks after the deadline.

Complaint - Adequate Search Town of Gibsons File FOI2014-08 OIPC File F15-61872

“Re: Adequacy of search regarding Town of Gibsons FOI-2014-08”

SUBMITTED: June 1, 2015

RESPONSE: June 16, 2015

...“You sent your complaint to our office over six months after the Town’s response and it is the policy of this office not to investigate complaints that are more than six months old. As such, we are declining your request for investigation at this time. You may wish to make a new complaint about this issue to the Town. I am enclosing a complaint form you may wish to use when making this complaint.”

Appeal letter sent to OIPC June 25, 2015.

Final decision response received: July 10, 2015

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2015**

FOI 2015-06: Boel & Machado re: George Combined

*"Any and all records related to the George Hotel and residences development application generated by and/or shared among Emanuel Machado and any and all of the following people and corporations: Andre Boel, Wayne Rowe, J. Wayne Rowe Law Corporation, Art Phillips, Klaus Fuerniss, Klaus Fuerniss Enterprises Inc. and Hyak Marine; between **May 31st 2014 and July 13th 2015**"*

SUBMITTED: July 13th 2015 Fee waiver letter included with FOI request.

TIME EXTENSION: October 6, 2015

RELEASED: November 24th 2015. 1134 pages

**ELECTRONIC FILE
PAID \$2,348.56**

2015: FOI 2015-07 GIBSONS MARINA

"Any and all records relating to the 3.874 hectare marine lease District Lot 6093 Group 1, New Westminster District (also known as "Gibsons Marina") between the Town of Gibsons and Gibsons Marine Hotel Inc (GMHI), created, generated or shared by any and all parties between November 1st 2011 and today's date."

SUBMITTED: August 24th 2015 Fee waiver letter included with FOI request.

TIME EXTENSION: None on file

RELEASED October 13th 2015.

1666 PAGES. 59 DOCUMENTS REDACTED

**ELECTRONIC FILE
PAID \$1,423.10**

FOI 2015-08: Rowe re: George expanded / redacted

*"Any and all records related to the Tug Boat Landing Marina, Gibsons Oceanfront Hotel and George Hotel and Residences development proposals generated by and/or shared among Wayne Rowe and any and all of the following people and corporations: Andre Boel, Emanuel Machado, Art Phillips, Klaus Fuerniss, Klaus Fuerniss Enterprises Inc. and Hyak Marine; **between January 1st, 2012 and July 13th 2015**".*

SUBMITTED: July 13 2015. Fee waiver letter included with FOI request.

TIME EXTENSION: October 6, 2016

RELEASED: November 26 2015. 435 pages. All bunk. Request in 2014 released only 2 redacted pages. Critical document released in FOI-2014-12 - Page #39 shows that Rowe received email directly from Klaus Fuerniss to his personal email account re: the George. This document was not released by Rowe.

**ELECTRONIC FILE
PAID \$1061.75**

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FOI 2015-06: Boel & Machado re: George Combined

ADEQUACY OF SEARCH COMPLAINT: Filed December 22, 2015

“We not satisfied with the adequacy of this search and we formally request that you:

- *Release the records you’ve redacted in FOI 2015-06.*
- *Ensure all responsive records are released.*
- *Reimburse us the **\$1061.75** we paid for this material and excuse us from any further fees for the fulfillment of this request.”*

FINAL RESPONSE: January 17, 2016.

2015: FOI 2015-07 GIBSONS MARINA

COMPLAINT RE: EXECUTION OF FOI: Filed November 15, 2015.

We request the you please provide us with the following:

- *All missing documents, including staff meeting notes, communications with the Provincial Government, email attachments and other documents not released;*
- *Proper numbering for documents between page numbers 1367 and 1480, so that the Record of Information Severed or Documents Withheld can be used;*
- *A summary of the legal advice for all 37 entries listed as “Legal Advice” on the Record of Information Severed or Documents Withheld;*
- *Justifications for redactions on pgs 1273, 1295-1297, and 1327-1330; and*
- *Pursuant to the Freedom of Information and Privacy Act, Part 6, 75 (5)(b) we request a refund of the fees we have paid to the town of Gibsons for FOI 2015-07.*

FINAL RESPONSE: December 1, 2015.

FOI 2015-08: Rowe re: George expanded / redacted

ADEQUACY OF SEARCH COMPLAINT: Filed December 10, 2015

“We do not believe that you have “explored all reasonable avenues to locate records” and we request that you search again. Specifically, please give us responsive records included in:

- *Any and all correspondence (including email attachments) on Wayne Rowe’s personal and business email accounts as well as his “gibsons.ca” email account.*
- *Any and all of Wayne Rowe’s notebooks, datebooks, day planners, electronic schedules, Ipad, phone, and/or other medium on which he creates records of any meetings, phone calls, conversations, and exchanges. If any of the records responsive to our request are available through routine release, i.e. on the Town of Gibsons website, in a public meeting agenda, report or minutes, please inform us rather than including this information in the FOI release.*

Please reimburse for the exorbitant fees we paid for this material and please excuse us from the requirement to pay any fees for the fulfillment of this request. As you know, this information is a matter of keen public interest to citizens of Gibsons and we will continue to share records and use them to inform the public through our mailing list and website www.gibsonsalliance.com.

FINAL RESPONSE: December 15, 2015