

COMMITTEE OF THE WHOLE - APRIL 20, 2010

PROPOSED REVISIONS TO POLICY NO. 01.32, PERMITTING OF CITY FACILITIES BY MEMBERS OF COUNCIL

Recommendation

The Commissioner of Legal and Administrative Services/City Solicitor and the City Clerk recommend:

That the attached revised Policy No. 01.32, Permitting of City Facilities by Members of Council and Registered Candidates (Attachment 1), be adopted.

Contribution to Sustainability

Not applicable

Economic Impact

Not applicable

Communications Plan

The permitting of City facilities in an election year will be communicated to all registered candidates and will be posted on the City of Vaughan's Official 2010 Municipal Election website (www.vaughanvotes.ca)

Purpose

The purpose of this report is to clarify the policy is applicable to all registered candidates.

Background - Analysis and Options

Policy No. 01.32, Permitting of City Facilities by Members of Council (Attachment 2) was approved in June 2006. This Policy was to address the time period during an election year when City facilities may not be booked by Members of Council. In order to clarify that the policy applies to all registered candidates the following revisions are necessary

- 1) Adding the phrase "and registered candidates" under "Definitions" as follows:

Directly Book: Members of Council, or their Executive Assistant on their behalf, and registered candidates may book a City of Vaughan facility.

- 2) Inserting the phrase "and registered candidates" in section 2 as follows:

Given that the Municipal Elections Act prohibits the use of corporate resources for election-related purposes, in a municipal election year, commencing on June 30th until the date of the election, members of Council and registered candidates may not book directly, or indirectly, any City facility for any purpose that might be perceived as an election campaign purpose.

It should be noted that notwithstanding section 10.2 in the Council Member Expense Policy No. 01.37, entitled "Policies Applicable During Entire Election Year", commencing June 30th in a municipal election year, members of Council and registered candidates are not permitted to book City facilities for campaign purposes. Bookings prior to June 30th will be at the Council-approved

Vaughan resident rate, and any other conditions normally imposed under such permit, shall apply.

Relationship to Vaughan Vision 2020/Strategic Plan

This report is consistent with the priorities previously set by Council and the necessary resources have been allocated and approved.

Regional Implications

Not applicable

Conclusion

The proposed revisions will clarify the existing policy as it relates to permitting of City facilities in an election year.

Attachments

Attachment 1: Revised Policy No. 01.32

Attachment 2: Existing Policy No. 01.32, adopted by Council in June 2006

Report prepared by:

Sybil Fernandes, Deputy City Clerk

Respectfully submitted,

Janice Atwood-Petkovski
Commissioner of Legal and Administrative
Services/City Solicitor

Jeffrey A. Abrams
City Clerk

**CITY OF VAUGHAN ATTACHMENT 1 (REVISED POLICY)
POLICY MANUAL**

SECTION: COUNCIL		POLICY NO.: 01.32
CNL: 06.06.12(32/2) Amended XXXXXX		
DEPARTMENT: MAYOR & MEMBERS OF COUNCIL	SUBJECT: PERMITTING OF CITY FACILITIES BY MEMBERS OF COUNCIL AND REGISTERED CANDIDATES	

POLICY STATEMENT

The purpose of this policy is to provide for the permitting of City facilities by members of Council during their term of office and identify the time period during an election year when City facilities may not be booked by members of Council and registered candidates.

ADMINISTRATION OF THE POLICY

The onus of ensuring compliance with this policy resides with staff and with the members of Council and registered candidates and any clarification or interpretation, if required, may be referred to Council.

DEFINITIONS

Directly Book: Members of Council, or their Executive Assistant on their behalf, and registered candidates may book a City of Vaughan facility.

Indirectly Book: including, but not limited to, community service organization groups, ratepayer groups and businesses.

Normally Permitted Space: Any facility within the approved inventory shall be available for permitting by members of Council.

Types Of Uses: Members of Council may permit space for all approved types of use including meeting, picnics and banquets.

POLICY

1. Members of Council may directly book normally permitted space in a City of Vaughan facility and the Council-approved Vaughan Resident rate, and any other conditions normally imposed under such permit, shall apply.
2. Given that the Municipal Elections Act prohibits the use of corporate resources for election-related purposes, in a municipal election year, commencing on June 30th until the date of the election, members of Council and registered candidates may not book directly, or indirectly, any City facility for any purpose that might be perceived as an election campaign purpose.

**CITY OF VAUGHAN ATTACHMENT 2 (EXISTING POLICY)
POLICY MANUAL**

SECTION: COUNCIL		POLICY NO.: 01.32
CNL: 06.06.12(32/2)		
DEPARTMENT: MAYOR & MEMBERS OF COUNCIL	SUBJECT: PERMITTING OF CITY FACILITIES BY MEMBERS OF COUNCIL	

POLICY STATEMENT

The purpose of this policy is to provide for the permitting of City facilities by members of Council during their term of office and identify the time period during an election year when City facilities may not be booked.

ADMINISTRATION OF THE POLICY

The onus of ensuring compliance with this policy reside with the members of Council and any clarification or interpretation, if required, may be referred to Council.

DEFINITIONS

Directly Book: Members of Council, or their Executive Assistant on their behalf, may book a City of Vaughan facility.

Indirectly Book: Vaughan residents including, but not limited to, community service organization groups, ratepayer groups and businesses.

Normally Permitted Space: Any facility within the approved inventory shall be available for permitting by members of Council.

Types Of Uses: Members of Council may permit space for all approved types of use including meeting, picnics and banquets.

POLICY

1. Members of Council may directly book normally permitted space in a City of Vaughan facility and the Council-approved Vaughan Resident rate, and any other conditions normally imposed under such permit, shall apply.
2. Given that the Municipal Elections Act prohibits the use of corporate resources for election-related purposes, in a municipal election year, commencing on June 30th until the date of the election, members of Council may not book directly, or indirectly, any City facility for any purpose that might be perceived as an election campaign purpose.