

COMMITTEE OF THE WHOLE – APRIL 20, 2010

IMPLEMENTATION OF INTEGRITY COMMISSIONER RECOMMENDATIONS COMPLAINT FILE 12.14.09(A)

Recommendation

The City Clerk recommends:

- 1) That this report be received for information.

Contribution to Sustainability

Not applicable.

Economic Impact

No financial impact arises from the adoption of this report.

Communications Plan

This report will be published in the normal course of distributing Committee and Council agendas and decisions.

Purpose

This report responds to a request made under New Business at the March 23, 2010 meeting of the Committee of the Whole.

Background

On February 23, 2010, the Integrity Commissioner submitted a report to Committee of the Whole (Report No. 9, Item 25, adopted by Council on March 9, 2010) in respect of a complaint made against Mayor Linda Jackson under the Code of Ethical Conduct for Members of Council.

The report was adopted without amendment by Council, and the recommendation of the Integrity Commissioner contained therein was approved as follows:

"The Integrity Commissioner recommends that Council consider the recommendations contained in the attached report (Attachment 1), that Mayor Linda D. Jackson seek from appropriate City staff reasonable and complete answers to the questions of the Complainant";

During consideration of New Business matters at the Committee of the Whole meeting on March 23, 2010 an e-mail request from Mr. Paul Donofrio was received and referred to the City Clerk for a written response to the Committee of the Whole meeting of April 20, 2010. That e-mail reads as follows:

I am asking you as my ward council member to bring this matter to [Committee of the Whole] today and propose a resolution ordering the mayor to comply with the Integrity commissioner's report by the next Council meeting, or impose the penalty of suspension of 90 days pay under section 223.4(5) of the Municipal Act.

Analysis:

The *Municipal Act* and the *City's Complaint Protocol for Council Code of Conduct (s. 223.4(5) MA; s12 Protocol)*, provides to Council the authority to impose either of the following penalties on a member of council if the Commissioner reports to the municipality that, in his or her opinion, the member has contravened the code of conduct:

1. A reprimand.
2. Suspension of the remuneration paid to the member in respect of his or her services as a member of council for a period of up to 90 days.

Council may also give consideration to other recommendations of the Integrity Commissioner.

As required, Council considered the Integrity Commissioner's report on March 9, 2010, and in so doing approved the recommendation that Mayor Jackson seek from appropriate City staff reasonable and complete answers to the questions raised by Mr. Donofrio.

It should be noted that Mayor Jackson has since provided a response to Mr. Donofrio.

Relationship to Vaughan Vision 2020/Strategic Plan

This report supports the objectives of Vaughan Vision 2020, particularly with respect to:

MANAGEMENT EXCELLENCE:

- Service Excellence – Demonstrate Leadership and Promote Effective Governance

Regional Implications

Not applicable.

Conclusion

The City's complaint protocol has been followed and Council has fulfilled its mandate in respect of the recommendation of the Integrity Commissioner.

Attachments

None

Report prepared by:

Jeffrey A. Abrams, City Clerk

Respectfully submitted,

Jeffrey A. Abrams
City Clerk