

**Report to
Rapport au:**

**Council
Conseil**

11 April 2018 / 11 avril 2018

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**Submitted by
Soumis par:**

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Ward: CITY WIDE / À L'ÉCHELLE DE LA VILLE File Number: ACS2018-CCS-GEN-0014

**SUBJECT: REPORT TO COUNCIL ON AN INQUIRY BY THE MEETINGS
INVESTIGATOR: BUDGET REVIEW BOARD**

**OBJET: RAPPORT AU CONSEIL SUR UNE ENQUÊTE DE L'ENQUÊTEUR SUR
LES RÉUNIONS : COMITÉ D'ÉTUDE DU BUDGET**

REPORT RECOMMENDATIONS

That Council receive the attached report for information.

RECOMMANDATIONS DU RAPPORT

Que le Conseil prenne connaissance du rapport ci-joint.

BACKGROUND

On November 28, 2007, City Council approved the establishment of a Meetings Investigator position to investigate complaints regarding the propriety of closed meetings held by City Council, a local board, or a committee of the either of them. On

July 11, 2012, City Council delegated the Meetings Investigator role to the Integrity Commissioner.

Section 239.1 of the *Municipal Act, 2001* provides that any individual may request an investigation into whether Council, its committees or local boards have complied with the open meeting provisions of the Act.

As part of his mandate as Meetings Investigator under Section 239.2 of the Act, the Integrity Commissioner acknowledges receipt of requests for investigation, conducts investigations, as required, and reports his findings and any recommendations to an open meeting of Council.

Finally, as required by subsection 239.2(5) of the Act, the Meetings Investigator carries out his investigations with regard to the importance of:

- (a) The investigator's independence and impartiality;
- (b) Confidentiality with respect to the investigator's activities; and
- (c) The credibility of the investigator's investigative process.

DISCUSSION

On January 8, 2018, the Meetings Investigator received a request for investigation regarding the meeting practices of the Budget Review Board.

Following a preliminary intake analysis, the Meetings Investigator elected to initiate a formal inquiry for the purposes of interviewing relevant City staff and Members of Council. The Meetings Investigator issued formal notice of the inquiry on February 20, 2018.

As part of the inquiry, the Meetings Investigator reviewed documentation including: documents relating to the creation, membership and membership changes of the Budget Review Board, the Budget Review Board Terms of Reference, and meeting agendas, minutes and presentations. The Meetings Investigator also conducted interviews with 14 individuals including members of the Budget Review Board and other Members of Council.

The attached report outlines the Meetings Investigator's findings and action taken with respect to his inquiry.

RURAL IMPLICATIONS

There are no rural implications associated with this report.

CONSULTATION

As this is considered an internal administrative matter, no public consultation was undertaken.

COMMENTS BY THE WARD COUNCILLOR(S)

This is a city-wide report.

LEGAL IMPLICATIONS

The City Clerk and Solicitor has reviewed the report of the Meetings Investigator and has confirmed that there are no legal impediments to City Council considering same.

RISK MANAGEMENT IMPLICATIONS

There are no risk management implications associated with this report.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this report.

ACCESSIBILITY IMPACTS

There are no accessibility impacts associated with this report.

TERM OF COUNCIL PRIORITIES

This report has no direct impacts on the City's strategic priorities or directions identified for the current Term of Council.

SUPPORTING DOCUMENTATION

Document 1 – Integrity Commissioner and Meetings Investigator – Report to Council on an Inquiry by the Meetings Investigator: Budget Review Board

DISPOSITION

The Integrity Commissioner and the City Clerk and Solicitor Department will undertake the implementation of any decisions made by Council as a result of this report.