Agenda – Executive Policy Committee – October 16, 2013

REPORTS

Item No. 1 Establishment of City of Winnipeg Code of Conduct Committee and Disclosure Process

COUNCIL DECISION:

On March 20, 2013, Council ruled automatic referral of the following motion to the Executive Policy Committee:

Moved by Councillor Eadie,
Seconded by Councillor Orlikow,

WHEREAS the integrity of all city employees making decisions related to the public interest is left questionable by conflict of interest and code of conduct scandals;

AND WHEREAS the current employee Code of Conduct results in a reactive approach to dealing with abuses leaving City of Winnipeg residents exposed to potential financial harm and health problems;

AND WHEREAS the Government of Manitoba has delegated the responsibility for various pieces of legislation to the City of Winnipeg which is expected to protect residents in the home and commercial development building processes and tax assessment processes as examples;

AND WHEREAS by-law enforcement involves city employees making decisions on a day to day basis;

AND WHEREAS elected City officials must follow a process of disclosure in order to establish a proactive approach to potential conflicts similar to those mentioned in the City of Winnipeg's employee Code of Conduct;

AND WHEREAS the Code of Conduct sets out the Chief Administrative Officer as the administrator of the employee Code of conduct, and where a City of Winnipeg Charter statutory officer must report conflicts to a Code of Conduct Committee made up of Executive Policy Committee members;

AND WHEREAS there are methods of holding disclosure documents in confidence for management use only;

THEREFORE BE IT RESOLVED that the Chief Administrative Officer investigate and report back on recommendations to establish a disclosure process in the employee Code of Conduct for City employees making decisions related to provincial legislation and city by-laws;

AND BE IT FURTHER RESOLVED that the Executive Policy Committee pick three of its members to make up a Code of Conduct Committee to engage the Winnipeg Public Service in investigating a disclosure process for the City's four statutory officers under the City of Winnipeg Charter to be utilized under the employee Code of Conduct.

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DECISION MAKING HISTORY:

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On September 18, 2013, the Executive Policy Committee granted an extension of time of 30 days for the Winnipeg Public Service to report back on the matter.

Further on September 18, 2013, the Executive Policy Committee received a communication dated September 18, 2013 with respect to the establishment of a City of Winnipeg Code of Conduct Committee and Disclosure Process.

On June 12, 2013, the Executive Policy Committee laid over the matter for 60 days.

COUNCIL DECISION:

On April 24, 2013, Council adopted the April 3, 2013 recommendation of the Executive Policy Committee, that the Council Motion of March 20, 2013 be referred to the Winnipeg Public Service for review and report back to Executive Policy Committee in 60 days.

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On April 3, 2013, the Executive Policy Committee recommended that the Council Motion of March 20, 2013 be referred to the Winnipeg Public Service for review and report back to the Executive Police Committee in 60 days, and submitted the matter to Council.

COUNCIL DECISION:

On March 20, 2013, Council ruled automatic referral of the following motion to the Executive Policy Committee:

Moved by Councillor Eadie,
Seconded by Councillor Orlikow,

WHEREAS the integrity of all city employees making decisions related to the public interest is left questionable by conflict of interest and code of conduct scandals;

AND WHEREAS the current employee Code of Conduct results in a reactive approach to dealing with abuses leaving City of Winnipeg residents exposed to potential financial harm and health problems;

DECISION MAKING HISTORY (continued):

COUNCIL DECISION (continued):

AND WHEREAS the Government of Manitoba has delegated the responsibility for various pieces of legislation to the City of Winnipeg which is expected to protect residents in the home and commercial development building processes and tax assessment processes as examples;

AND WHEREAS by-law enforcement involves city employees making decisions on a day to day basis;

AND WHEREAS elected City officials must follow a process of disclosure in order to establish a proactive approach to potential conflicts similar to those mentioned in the City of Winnipeg's employee Code of Conduct;

AND WHEREAS the Code of Conduct sets out the Chief Administrative Officer as the administrator of the employee Code of conduct, and where a City of Winnipeg Charter statutory officer must report conflicts to a Code of Conduct Committee made up of Executive Policy Committee members;

AND WHEREAS there are methods of holding disclosure documents in confidence for management use only;

THEREFORE BE IT RESOLVED that the Chief Administrative Officer investigate and report back on recommendations to establish a disclosure process in the employee Code of Conduct for City employees making decisions related to provincial legislation and city by-laws;

AND BE IT FURTHER RESOLVED that the Executive Policy Committee pick three of its members to make up a Code of Conduct Committee to engage the Winnipeg Public Service in investigating a disclosure process for the City's four statutory officers under the City of Winnipeg Charter to be utilized under the employee Code of Conduct.