Agenda –Council – February 22, 2018

Report – Governance Committee of Council – January 23, 2018

Item No. 1 Report of the Integrity Commissioner: Report No. 1 – January 16, 2018 – Recommending the Adoption of a Proposed Code of Conduct for Members of Council for The City of Winnipeg

COMMITTEE RECOMMENDATION:

On February 6, 2018, the Executive Policy Committee concurred in the recommendation of the Governance Committee of Council, as amended by the Executive Policy Committee, and submitted the following to Council:

1. That Council adopt the proposed Code of Conduct for Members of Council (Attachment #2 – Code of Conduct for Members of Council), with the following amendment:

    - Delete the words "which has a value of $50 or greater," in Section E. 3. e.,

    and enact a by-law to enforce the Code.

2. That the "Code of Conduct of the Council of The City of Winnipeg" adopted by resolution of Council on September 21, 1994 be revoked on the enactment of the by-law which enforces the proposed Code of Conduct.

3. That Council amend *The Councillors' Ward Allowance Fund Policy* within 90 days to require that Councillors' Executive Assistants comply with the provisions of the Code of Conduct for Members of Council (Attachment #2 – Code of Conduct for Members of Council) and that the employment contracts for Executive Assistants require such compliance.

4. That the Mayor take the necessary steps within 90 days to ensure that the staff who work in the Mayor's Office be required to comply with the provisions of the Code of Conduct for Members of Council (Attachment #2 – Code of Conduct for Members of Council).

5. That pending the adoption by Council of a Fundraising Policy, Members of Council must consult with and seek approval of the Integrity Commissioner before undertaking any fundraising activity whether relating to member-organized community events or supporting other benevolent activities and events including those sponsored by various charities, service clubs and other non-profit community based organizations.

6. That Council authorize the Integrity Commissioner, in consultation with the City Clerk, to develop a policy for Council's consideration which would allow compensation for legal fees in certain circumstances where Members are the subject of complaints under the Code of Conduct for Members of Council (Attachment #2 – Code of Conduct for Members of Council).

7. That Council authorize the Integrity Commissioner to work with the City's Legal Services to bring forward a report to Council recommending legislative amendments which should be requested of the Province of Manitoba to amend *The City of Winnipeg Charter* to enhance the Integrity Commissioner's role and to give Council the authority to order sanctions of a pecuniary nature with the Code of Conduct for Members of Council (Attachment #2 – Code of Conduct for Members of Council) is found to have been breached;

8. That Council amend the Organization By-law to require that all reports prepared by the Integrity Commissioner following an investigation which has been carried out pursuant to the Complaint Protocol, Appendix B to the proposed Code of Conduct for Members of Council (Attachment #2 – Code of Conduct for Members of Council) be provided directly to Council.

9. That Council amend the Procedure By-law to allow a Member who is the subject of an investigative report to make a presentation to Council, in accordance with the provisions of the Complaint Protocol, Appendix B to the proposed Code of Conduct for Members of Council (Attachment #2 – Code of Conduct for Members of Council).

10. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.

DECISION MAKING HISTORY:

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On February 6, 2018, the Executive Policy Committee concurred in the recommendation of the Governance Committee of Council, with the following amendment:

- Amend Recommendation 1. by adding following, before the words "and enact":

  "with the following amendment:

  - Delete the words "which has a value of $50 or greater," in Section E. 3. e.";

and forwarded to Council.

COMMITTEE RECOMMENDATION:

On January 23, 2018, the Governance Committee of Council concurred in the recommendation of the Integrity Commissioner, and submitted the matter to the Executive Policy Committee and Council.