



CITY OF HAMILTON
CITY MANAGER'S OFFICE
Legal Services

and

CITY MANAGER'S OFFICE
City Clerks' Division

TO:	Chair and Members General Issues Committee
COMMITTEE DATE:	April 6, 2016
SUBJECT/REPORT NO:	Extension of Integrity Commissioner Contract (LS16009 / CL16004 (City Wide)
WARD(S) AFFECTED:	City Wide
PREPARED BY:	Janice Atwood-Petkovski, City Solicitor 905-546-2424 x 4636 and Rose Caterini, City Clerk, 905-546-2424 x 5409
SUBMITTED BY:	Janice Atwood-Petkovski City Solicitor, Legal Services and Rose Caterini City Clerk, City Clerks' Division
SIGNATURE:	

RECOMMENDATION

That the appointment of George Rust-D'Eye as Integrity Commissioner be extended for a further year, until April 30, 2017.

EXECUTIVE SUMMARY

In April 2015, following a comprehensive recruit, Council appointed George Rust-D'Eye as Hamilton's Integrity Commissioner and Lobbyist Registrar.

The terms for these roles were one year and two years respectively. For the Integrity Commissioner position, one year was deemed appropriate in order to assess the potential impact of Bill 8, amendments to the Ombudsman Act, allowing the Provincial Ombudsman to investigate complaints in lieu of or following an investigation by a municipal accountability officer. The initial one year appointment will expire April 30, 2016.

It is premature to assess the impacts of Bill 8: the Provincial Ombudsman, which is fielding hundreds of new inquiries since the amendments came into effect, has publicly urged municipalities to continue to retain accountability at the municipal level, through an Integrity Commissioner, and to consider the Provincial Ombudsman as a last resort only. As well, a newly-appointed Provincial Ombudsman was recently announced, whose term only starts April 1, 2016.

For the position of Lobbyist Registrar, Council appointed George Rust-D'Eye to a term of two years that will expire April 30th, 2017. As directed by Council, the two year review of the Lobbyist Registry By-law will be completed by August 1st, 2017.

For these reasons, it is recommended that the appointment of George Rust-D'Eye as Integrity Commissioner be extended for a further year, until April 30, 2017. This will coincide with his term as Lobbyist Registrar.

Alternatives for Consideration – Not Applicable

FINANCIAL – STAFFING – LEGAL IMPLICATIONS (for recommendation(s) only)

Financial: N/A
Staffing: N/A
Legal: N/A

HISTORICAL BACKGROUND (Chronology of events)

N/A

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

N/A

RELEVANT CONSULTATION

N/A

ANALYSIS AND RATIONAL FOR RECOMMENDATION

N/A

ALTERNATIVES FOR CONSIDERATION

N/A

ALIGNMENT TO THE 2012 – 2015 STRATEGIC PLAN

Strategic Priority #3

Leadership & Governance

WE work together to ensure we are a government that is respectful towards each other and that the community has confidence and trust in

APPENDICES AND SCHEDULES ATTACHED

N/A