



INFORMATION REPORT
TOWN OF NEWMARKET
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May 27, 2015

**CORPORATE SERVICES INFORMATION REPORT –
2015-04**

TO: Mayor Van Bynen and Members of Council

SUBJECT: Councillor's Expense Account – follow up report

ORIGIN: Commissioner, Corporate Services

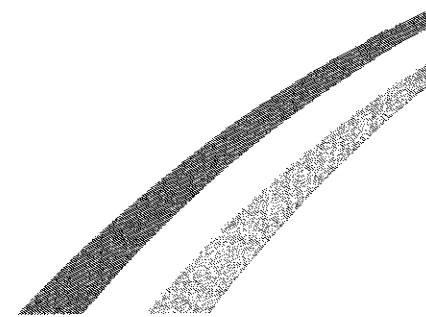
In accordance with the Procedure By-law, any Member of Council may make a request to the Town Clerk that this Information Report be placed on an upcoming Committee of the Whole agenda for discussion.

COMMENTS

This report is being circulated as a follow up to Joint CAO/Corporate Services Information Report – Financial Services 2015-21 (the Report). The Report outlined certain policies and their recourse options with respect to a former Councillor's expense account use.

As Members of Council are aware the current Council Code of Conduct (the Code) is under significant review. As part of the review, Council on March 2, 2015 adopted an interim process for Code complaints. The process as outlined in CAO Report 2015-02 is as follows:

1. Complainant files complaint and appropriate documentation with the Town Clerk in a sealed envelope marked "Confidential" addressed to the Integrity Commissioner.
2. The complaint is reviewed/screened by the IC to establish that it is a reasonable basis for a Code violation and that it is not frivolous, vexatious or has already been resolved. Further the complaint must be within the IC's jurisdiction and that the alleged violation has taken place within six months of the filing of the complaint.
3. If after the review, the IC dismisses the complaint as not having merit or that an investigation is not required, the complainant and Member are notified with no further action being required.



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4. If the IC conducts an investigation, the matter will proceed and the IC will provide the investigation report to the complainant and the Member and the Town Clerk for inclusion on an upcoming Committee of the Whole agenda.

It should have been noted in the Report for greater clarity that while nothing in this interim process would prohibit a Code complaint being filed, it would be adjudicated by the Integrity Commissioner based on the current Code and the interim complaint process. In the case of the former Councillor's expense account use, the matter outlined in the Report would have to have taken place within six months of the filing of the complaint as per Item 2 set out above and based on a review of the records, it would appear that the matter is outside of that timeframe.

CONTACT

For more information on this report, contact the undersigned.



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