



Council Report

Report Number: CLK2025-002
Meeting Date: February 18, 2025
Title: **ADR Chambers, Integrity Commissioner Amending Agreement**
Description: As prescribed under Section 239 of the Municipal Act
Author and Title: Cathie Ritchie, City Clerk

Recommendation(s):

That Report CLK2025-002, **ADR Chambers, Integrity Commissioner Amending Agreement**, be received; and

That the Mayor and City Clerk be authorized to execute the Amending Agreement between the Corporation of the City of Kawartha Lakes and ADR Chambers Inc. to secure the continued service of Charles A. Harnick, of ADR Chambers Inc., as the City of Kawartha Lakes Integrity Commissioner fulfilling all statutory requirements pursuant to the Municipal Act and the Municipal Conflict of Interest Act.

Department Head: _____

Financial/Legal/HR/Other: _____

Chief Administrative Officer: _____

Background:

"Bill 68, Modernizing Ontario's Municipal Legislation Act, 2017", received royal assent on May 30, 2017 amending the Municipal Act, 2001, the Municipal Conflict of Interest Act and minor changes to several other Acts. Among other requirements, Bill 68 stipulates that all municipalities shall have an Integrity Commissioner.

At the Council Meeting of February 19, 2019, Council passed a By-law 2019-030 appointing Charles A. Harnick, of ADR Chambers, as the Integrity Commissioner for the City of Kawartha Lakes. A copy of By-Law 2019-030 is attached as Appendix "A".

An Agreement was ratified on February 19, 2019 between the City of Kawartha Lakes and ADR Chambers. The Agreement secured the services of ADR Chambers for a two (2) year period with an allowance for a two (2) year extension. On February 2, 2023 Council was provided an update to confirm that an amending agreement was finalized to secure the services of ADR Chambers for an additional two (2) year period, with the term ending February 28, 2025

This report addresses the requirement for an amended agreement to provide Integrity Commissioner Services as required under the Municipal Act.

Rationale:

ADR Chambers has fulfilled the responsibilities as required under the Act (s) as follows:

As an Integrity Commissioner, reported to council and has been responsible for performing in an independent manner the functions assigned by the municipality with respect to any or all of the following:

1. The application of the code of conduct for members of council and the code of conduct for members of local boards.
2. The application of any procedures, rules and policies of the municipality and local boards governing the ethical behaviour of members of council and of local boards.
3. The application of sections 5, 5.1 and 5.2 of the Municipal Conflict of Interest Act to members of council and of local boards.
4. Requests from members of council and of local boards for advice respecting their obligations under the code of conduct applicable to the member.
5. Requests from members of council and of local boards for advice respecting their obligations under a procedure, rule or policy of the municipality or of the local board, as the case may be, governing the ethical behaviour of members.
6. Requests from members of council and of local boards for advice respecting their obligations under the Municipal Conflict of Interest Act.

7. The provision of educational information to members of council, members of local boards, the municipality and the public about the municipality's codes of conduct for members of council and members of local boards and about the Municipal Conflict of Interest Act, 2017, c. 10, Sched. 1, s. 19 (1).

The current agreement will expire on February 28, 2025. An amending agreement will provide integrity commissioner services until February 28, 2027.

Other Alternatives Considered:

No other recommendations are being recommended.

Alignment to Strategic Priorities

Good Government – Open and Transparent

An Integrity Commissioner for the City of Kawartha Lakes is in keeping with the City's values of an open and transparent government.

Financial/Operation Impacts:

The Operating Budget provides for any annual costs under Contracted Services.

Consultations:

Chief Administrative Officer
Deputy Clerk
Buyer, Procurement Division

Attachments:

Appendix A – By-law 2019-030 Appointment of an Integrity Commissioner



2019-030 Appointment
Integrity Commissioner

Department Head Email: rtaylor@kawarthalakes.ca

Department Head: Ron Taylor, Chief Administrative Officer