

# 7.2

## CITY OF HAMILTON

### MOTION

**MOVED BY**

**Mayor Eisenberger**

**SECONDED BY COUNCILLOR**

**Re: Establishing an Office of the Integrity Commissioner for the City of Hamilton**

**WHEREAS** section 2 of Bill 130, Municipal Statute Law Amendment Act, 2006 authorizes municipalities to pass by-laws respecting among others, the governance structure of the municipality and its local boards and accountability and transparency of the municipality and its operations.

**AND WHEREAS** section 223.2 (1) of Bill 130, Municipal Statute Law Amendment Act, 2006 authorizes municipalities in the province of Ontario to establish codes of conduct for members of the council of the municipality and of local boards of the municipality.

**AND WHEREAS** section 223.3 of Bill 130, Municipal Statute Law Amendment Act, 2006 authorizes municipalities in the province of Ontario to appoint an Integrity Commissioner responsible for performing in an independent manner the functions assigned by the municipality with respect to,

- (a) the application of the code of conduct for members of council and the code of conduct for members of local boards or of either of them;
- (b) 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 or of either of them.

**AND WHEREAS** section 223.4 (1) (a) of Bill 130, Municipal Statute Law Amendment Act, 2006 allows the Integrity Commissioner to entertain requests made by council, a member of council or a member of the public about whether a member of council or of a local board has contravened the code of conduct applicable to the member.

**NOW THEREFORE BE IT RESOLVED;**

- (a) That the City Clerk, the City Solicitor and General Manager of Finance and Corporate Services be directed to review and provide a report to the Committee of the Whole meeting of March 26, 2007 with respect to establishing an Office of the Integrity Commissioner for the City of Hamilton;

- (b) That the report include the following for consideration:
- (i) suggested mandate for an Integrity Commissioner based on the City of Toronto's Integrity Commissioner model;
  - (ii) financial implications of establishing an Office of the Integrity Commissioner for the City of Hamilton on a part-time or retainer basis, and
  - (iii) an implementation plan for the Office of the Integrity Commissioner that would enable operation of the office within three months.