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**MEMORANDUM**

**CSC-C 17-2021**

**Subject: Referred Motion - Municipal Act Revisions for Code of Conduct Violations**

**Date: May 12, 2021**

**To: Corporate Services Committee**

**From: Ann-Marie Norio, Regional Clerk**

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At its Special meeting held on April 22, 2021, Regional Council referred the following motion to the Corporate Services Committee:

WHEREAS the City of Ottawa Integrity Commissioner found that a Member of Ottawa City Council engaged in “incomprehensible incidents of harassment” involving job candidates and staff;

WHEREAS the Municipal Act, 2001 does not provide a mechanism to have a Councillor vacated from their seat despite any acts of serious misconduct;

WHEREAS the City of Ottawa has sent correspondence to the Minister of Municipal Affairs and Housing requesting revisions to the Municipal Act, 2001, to address such acts of serious misconduct;

WHEREAS the Women’s Advisory Committee is supportive of requesting revisions to the Municipal Act, 2001 to address these matters;

WHEREAS the Province of Ontario has opened a formal consultation process to invite members of public and municipalities to provide comments on ways to strength codes of conduct; and

WHEREAS the Association of Municipalities of Ontario (AMO) has released a position statement regarding this consultation.

**NOW THEREFORE BE IT RESOLVED:**

1. That the Regional Chair **BE DIRECTED** to send a letter to the Minister of Municipal Affairs and Housing requesting revisions be made to the Municipal Act, 2001, that would provide for the vacating of the seat of a member of council who has been found on clear and convincing evidence to have committed serious misconduct;
2. That Regional Council **ENDORSE** AMO's position in regards to this matter; and
3. That the Regional Chair **BE DIRECTED** to actively participate, on behalf of Regional Council, in the ongoing provincial consultation on this matter.

Members will recall that a similar motion was previously considered by Council at its meeting held on March 25, 2021, and was also referred to the Corporate Services Committee. At that time, the Province had yet to release information on the provincial consultation process. CWCD 2021-91(attached), was provided to Regional Council on April 16, 2021, via the Council Weekly Correspondence Distribution and includes information respecting the consultation process on municipal codes of conduct. As part of that consultation, AMO has provided their position on the matter (attached as Appendix 1).

Respectfully submitted and signed by

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Ann-Marie Norio  
Regional Clerk