



## Sanction Hearing - Integrity Commissioner Complaints 2216-2222

### REPORT

In June of 2018, City Council approved its Code of Conduct as a public document that guides the ethical conduct of members of Council (Attachment 1). At Council's January 13, 2020, meeting, it approved the process for considering substantiated complaints (Attachment 2). The Office of the City Clerk has received reports from the Integrity Commissioner, which indicate substantiated violations of the Code of Conduct. Upon receipt of a report of a substantiated report, Council must consider the report and decide on sanction.

This matter will be dealt with at 9:30 a.m on August 17, 2022. The process is outlined in Attachment 2.

### Legal Implications

Under the system that Council has adopted, it has delegated the decision as to whether specific conduct violates the Council Code of Conduct to the Integrity Commissioner. Council cannot overturn the decision of the Integrity Commissioner but specifically retains the decision to decide upon an appropriate sanction. In January 2020 Council approved special procedures for a sanction hearing to ensure fairness in the process. Given that Council will potentially be making a decision to sanction one of its own members, fairness in the process is a legal requirement. The purpose of the sanction hearing is to decide whether a sanction is warranted, and to decide on the specifics of the sanction. The role of Council in a sanction hearing is similar to that of Council in a Statutory Public Hearing, or a hearing such as the Community Standards License and Appeal Committee. Members of Council should refrain from making public comment about the specifics of the conduct until the hearing concludes.

### ATTACHMENTS

1. Bylaw 18483 Council Code of Conduct
2. Process for Dealing with Substantiated Complaints Further to the Council *Code of Conduct*
3. Investigation Report Regarding Council Code of Conduct Complaint 2216
4. Investigation Report Regarding Council Code of Conduct Complaint 2217
5. Investigation Report Regarding Council Code of Conduct Complaint 2218
6. Investigation Report Regarding Council Code of Conduct Complaint 2219
7. Investigation Report Regarding Council Code of Conduct Complaint 2220
8. Investigation Report Regarding Council Code of Conduct Complaint 2221

## **Sanction Hearing - Integrity Commissioner Complaints 2216-2222**

9. Investigation Report Regarding Council Code of Conduct Complaint 2222
10. Investigation Report Regarding Council Code of Conduct Complaint 2216-2222