

THE TOWNSHIP OF KILLALOE, HAGARTY AND RICHARDS

BY-LAW NUMBER # 06 - 2023

BEING a By-Law to appoint an Integrity Commissioner/Closed Meeting Investigator.

WHEREAS the *Municipal Act, 2001*, c. 25 S 5(1) provides that the powers of a municipality shall be exercised by its Council;

AND WHEREAS the *Municipal Act, 2001*, c. 25 S. 5 (3) provides that the powers of every council are to be exercised by by-law, unless the municipality is specifically authorized to do otherwise;

AND WHEREAS the *Municipal Act, 2001*, c. 25 S. 223(3), as amended, authorizes a municipality to appoint an Integrity Commissioner who has the function to investigate in an independent and confidential manner, a complaint made to him or her by any person, as to whether a member of Council or a member of a local board has complied with the Code of Conduct or other ethics-related policies, rules or procedures, and to report on the investigation;

AND WHEREAS the *Municipal Act, 2001*, c. 25 S. 239(2), as amended, authorizes a municipality to appoint an investigator who has the function to investigate in an independent and confidential manner, a complaint made to him or her by any person as to whether council has complied with the Act with respect to a closed meeting, and to report on the investigation;

AND WHEREAS the Municipality wishes to retain an Integrity Commissioner/Closed Meeting Investigator for the Municipality;

NOW THEREFORE be it resolved that the Council of the Corporation of the Township of Killaloe, Hagarty and Richards enacts as follows:

1. THAT Cunningham Swan Carty Little & Bonham LLP, "the Consultant", is hereby appointed to the position of Integrity Commissioner/Closed Meeting Investigator pursuant to the agreement attached hereto as Schedule "A", and Schedule "B" and forming part of this by-law.
2. THAT this by-law repeals By-Law 10 – 2017 which was passed by the Council for the Township of Killaloe, Hagarty and Richards to appoint a Closed Meeting Investigator.
3. THAT this by-law amends By-Law 11 - 2019 which was passed by the Council for the Township of Killaloe, Hagarty and Richards to appoint an Integrity Commissioner.
4. THAT this by-law comes into force and effect upon final passing thereof.

Read a first and second time this 7th day of February, 2023.

Read a third time and finally passed this 7th day of February, 2023.

Mayor – Dave Mayville

CAO Clerk-Treasurer – Tammy Gorgerat