



# MINUTES

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## GOVERNANCE COMMITTEE

THE CORPORATION OF THE CITY OF MISSISSAUGA  
([www.mississauga.ca](http://www.mississauga.ca))

**WEDNESDAY, FEBRUARY 27, 2013 - 10:41 A.M.**

**COUNCIL CHAMBER, SECOND FLOOR, CIVIC CENTRE**

**300 CITY CENTRE DRIVE, MISSISSAUGA, ONTARIO L5B 3C1**

Members Present: Councillor Jim Tovey, Ward 1 (Chair)  
Councillor Pat Saito, Ward 9 (Vice-Chair)  
Councillor Chris Fonseca, Ward 3  
Councillor George Carlson, Ward 11  
Mayor Hazel McCallion (Ex-officio)

Members Absent: Councillor Bonnie Crombie, Ward 5

Staff Present: Janice Baker, City Manager and CAO  
Brenda Breault, Commissioner, Corporate Services and Treasurer  
Mary Ellen Bench, City Solicitor  
Robert Swayze, Integrity Commissioner  
Ivana Di Millo, Director, Communications  
Crystal Greer, Director, Legislative Services and City Clerk  
Diana Rusnov, Manager, Legislative Services and Deputy Clerk  
Sacha Smith, Legislative Coordinator

**CALL TO ORDER** - 10:41 A.M.

**DECLARATIONS OF (DIRECT OR INDIRECT) PECUNIARY INTEREST - Nil**

**APPROVAL OF THE AGENDA**

Approved (Councillor Fonseca)

**DEPUTATIONS** - Nil

**PUBLIC QUESTION PERIOD** - Nil

(Persons who wish to address the Governance Committee about a matter on the Agenda.)

**MATTERS CONSIDERED**

1. Local Board Codes of Conduct and Complaint Protocol

Corporate Report dated February 8, 2013 from the Integrity Commissioner with respect to local board codes of conduct and complaint protocol.

Councillor Saito requested clarification on Rule No.5 in the proposed Code of Conduct and Complaint Protocol and noted that the Rule goes beyond the restrictions on City staff with respect to campaign-related activities. Robert Swayze, Integrity Commissioner explained that he thought about the worst case scenario where a member of an adjudicative board fundraises for a candidate, and requests donations from developers that may appear at the same committee that the member is sitting on. Councillor Saito further enquired about a reference to members of Council sitting on external boards. Mr. Swayze advised that it is addressed as commentary in the proposed Code.

Mayor McCallion enquired about the opportunity for input from board members and expressed concern that the document is complicated and too restrictive, and may discourage people from serving. Mr. Swayze advised that there would be input and advised the Committee that the Code is a draft document and changes could be made.

Councillor Carlson expressed concerns that the proposed Code was too restrictive. Mr. Swayze advised that he would meet with all the chairs of the Boards and would bring their comments back to the Committee. Councillor Carlson enquired if members of Council are in a conflict situation if they serve on an external Board. Mr. Swayze explained that a member of Council should not

be in conflict if they vote according to their conscience. He further spoke to the Council Code of Conduct.

Councillor Fonseca expressed concern that the document is complicated and may lead to questioning of decision making. She further noted that feedback would be important. Councillor Tovey spoke to the matter and noted that he was interested in the feedback that would be received.

Mr. Swayze spoke to a provision in the Toronto Code where a member of a Committee could apply for funding to receive advice.

Councillor Carlson requested clarification about members of Council communicating with the Committee of Adjustment. Mr. Swayze explained that a Councillor can send a letter addressing the position of the community to the Secretary of the Committee of Adjustment, but don't speak about the hearing with members of the Committee in advance of the hearing. Councillors can attend the meetings, but should not speak on a position at the meeting. He further confirmed that the same rules apply with attending the Ontario Municipal Board hearings.

#### RECOMMENDATION

1. That the report of the Integrity Commissioner dated February 8, 2013 including draft proposed Codes of Conduct and Complaint Protocol applicable to Local Boards of the City of Mississauga be received and that the adoption of a Code of Conduct and Complaint Protocol applicable to Local Boards of the City of Mississauga be approved in principle;
2. That staff be directed to invite the Chairs or designates of all Mississauga Local Boards including all committees created by Council with citizen members, to a meeting with the Integrity Commissioner who will present and explain the draft documents attached to this report to the members of such boards and report back to Governance Committee with his recommendation as to final documents for adoption by Council having taken into consideration all input from such Local Board members.

Approved (Councillor Carlson)  
Recommendation GOV-0016-2013

2. Municipal Election Campaign Contribution Rebate Program

Corporate Report dated February 21, 2013 from the Commissioner of Corporate Services and Treasurer with respect to the establishment of a rebate program for the 2014 Municipal Election.

Councillor Tovey expressed concern that the financial information for an election campaign contribution rebate program may be a lot more than anticipated based on comparisons to other municipalities. Brenda Breault, Commissioner, Corporate Services and Treasurer explained that it would depend on the type of the program Council approves, and that it could be closer to \$500,000.

Councillor Carlson noted that the rebates should be provided once the financial statements are submitted. Ms. Breault confirmed that the process would address this issue.

RECOMMENDATION

That the report dated February 21, 2013 from the Commissioner of Corporate Services and Treasurer, entitled Municipal Election Campaign Contribution Rebate Program be received, and that staff be directed to pursue the rebate program identified as Option 2 in the report for the 2014 Municipal Election and report back to the Governance Committee.

Approved (Councillor Carlson)  
Recommendation GOV-0017-2013

3. Feasibility of Establishing an Election Finance Review Committee

Corporate Report dated February 20, 2013 from the Commissioner of Corporate Services and Treasurer with respect to the feasibility of establishing an Election Finance Review Committee.

Councillor Saito noted that she supports the staff recommendation and noted her concerns with the City taking responsibility for Provincial legislation or guidelines. She suggested that a letter be sent to the Province and the Association of Municipalities Ontario to request better resources and education for municipal election candidates. She further noted that the Province should be encouraged to develop an interactive website where candidates can have questions answered quickly.

Councillor Carlson spoke in support of the staff recommendation and noted that more education and resources are needed for municipal election candidates.

Mayor McCallion spoke to the matter and noted that there needs to be a look at the *Conflict of Interest Act* and the election expense situation to discourage people from using it politically.

Councillor Fonseca suggested that the Province offer live chats and webinars to help address some of the issues provide a consistent message to municipal election candidates.

#### RECOMMENDATION

1. That the Report dated February 20, 2013 from the Commissioner of Corporate Services and Treasurer entitled "Feasibility of Establishing an Election Finance Review Committee" be received.
2. That a letter be sent from the Mayor to the Minister of Municipal Affairs and Housing and the Association of Municipalities Ontario to request better communication and education for municipal election candidates.

Approved (Councillor Saito)  
Recommendation GOV-0018-2013

**OTHER BUSINESS** - Nil

**CLOSED SESSION** – Nil

**DATE OF NEXT MEETING** – Wednesday, March 18, 2013, 1:00 P.M.

**ADJOURNMENT** - 11:23 A.M.