

The Corporation of the Township of North Kawartha

By-Law # 2015-044

Being a by-law of the Corporation of The Township of North Kawartha to adopt a Policy for Procedures for Closed Meetings Investigations and to repeal By-Law #68/11 and By-Law #107/09.

Whereas Section 239.1 of the Municipal Act, S.O. 2001, c. 25, as amended provides that a person may request that an investigation of whether a municipality or local board has complied with section 239 or a procedure by-law under subsection 238 (2) in respect of a meeting or part of a meeting that was closed to the public be undertaken,

And Whereas Section 239.2 of the Municipal Act, 2001, S.O. 2001, c. 25 as amended authorizes a municipality to appoint an investigator who has the function to investigate in an independent manner, on a complaint made to him or her by any person, whether the municipality or a local board has complied with Section 239 or a procedure by-law under subsection 238 (2) in respect of a meeting or part of a meeting that was closed to the public, and to report on the investigation;

And Whereas the Council of the Township of North Kawartha passed By-Law #107/09 on the 1st day of September, 2009 to adopt a Policy for Procedures for Closed Meeting Investigations and By-Law #68/11 on the 19th day of July, 2011 to enter into a Municipal Investigator Agreement jointly with the County of Peterborough and Peterborough County Municipalities;

And Whereas the Investigator appointed by By-Law#68/11 has submitted a letter of resignation;

And Further Whereas the Corporation of the Township of North Kawartha passed By-Law 2014-113 on the 18th day of November, 2014 being a by-law appointing Local Authority Services (LAS) as the Investigator for the Corporation of the Township of North Kawartha and its Boards and Committees;

And Further Whereas the Council of the Township of North Kawartha deems it expedient to replace the Policy for Procedures for Closed Meeting Investigations to be consistent with the LAS Investigation Process;

Now Therefore the Council of the Corporation of the Township of North Kawartha enacts as follows:

1. That Council adopt a Policy for Procedures for Closed Meeting Investigations attached hereto as Schedule "A" to this by-law;
2. That By-Laws #68/11 and #107/09 be repealed effective the 1st day of January, 2015;
3. That the provisions of any by-laws contrary to this be hereby repealed.

Read a first, second and third time and passed in Open Council on the 7th day of April, 2015.

Richard B. Woodcock, Mayor

Connie Parent, Clerk