



**STAFF REPORT
ACTION REQUIRED
With Confidential Attachment**

Appointment of the Toronto Ombudsman

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| Date: | June 2, 2014 |
| To: | City Council |
| From: | City Manager |
| Wards: | All |
| Reason for Confidential Information: | Personal matters about an identifiable person. Labour relations or employee negotiations. |
| Reference Number: | |

SUMMARY

City Council at its meeting on October 30, 2012 considered the re-appointment of the Toronto Ombudsman for an additional five (5) year non-renewable term. City Council adopted to extend the term of the Ombudsman to November 16, 2015 on the same terms and conditions.

As specified in the Toronto Ombudsman's Employment Agreement with the City of Toronto, the City, as the employer, is required to notify the Toronto Ombudsman by November 16, 2014 whether the City intends to re-appoint the Ombudsman for an additional five (5) year non-renewable term.

RECOMMENDATIONS

The City Manager recommends that:

1. City Council consider the appointment of the Ombudsman and confidential Attachment 1; and
2. City Council direct the confidential instructions adopted by City Council remain confidential at this time and be made public at the discretion of the City Solicitor.

Financial Impact

There are no financial implications resulting from the implementation of the recommendations in this report. The Deputy City Manager and Chief Financial Officer has reviewed this report and concurs with the financial impact statement.

ISSUE BACKGROUND

At its meeting held on October 22, 2007, City Council established an independent Ombudsman for the City of Toronto as required by the *City of Toronto Act, 2006* including the powers, jurisdiction and operating framework for the function.

<http://www.toronto.ca/legdocs/mmis/2007/ex/reports/2007-06-25-ex10-cc-dit10.pdf>

City Council at its meeting on September 24, 2008 appointed a Toronto Ombudsman.

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2008.CC24.2>

City Council at its meeting on October 30, 2012 adopted to extend the term of the Toronto Ombudsman to November 16, 2015 on the same terms and conditions and subject to the City Manager negotiating an agreement with Ombudsman by November 16, 2012.

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2012.CC27.13>

COMMENTS

The Toronto Ombudsman is responsible for investigating public complaints about decisions, actions or recommendations made or omitted in the course of implementing City policies and administering City services. The Ombudsman is a statutory function required under the *City of Toronto Act, 2006* and reports directly to City Council.

The extension of the Toronto Ombudsman's term ends on November 16, 2015 and therefore City Council must consider the re-appointment of the Toronto Ombudsman.

The re-appointment of the Toronto Ombudsman requires a 2/3 majority vote (30 Members) of City Council.

CONTACT

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SIGNATURE

Joseph P. Pennachetti
City Manager

ATTACHMENT
Confidential Attachment