



REPORT FOR ACTION WITH CONFIDENTIAL ATTACHMENT

Appointment of Public Members to the Administrative Penalty Tribunal

Date: May 27, 2019

To: Nominating Panel – Administrative Penalty Tribunal

From: City Clerk

Wards: All

REASON FOR CONFIDENTIAL INFORMATION

This report deals with personal matters about identifiable individuals who are being considered for appointment to the Administrative Penalty Tribunal.

SUMMARY

The Nominating Panel – Administrative Penalty Tribunal will conduct interviews and recommend six candidates to City Council for appointment to the Administrative Penalty Tribunal.

RECOMMENDATIONS

The City Clerk recommends that:

1. The Nominating Panel – Administrative Penalty Tribunal recommend that City Council appoint six public members to the Administrative Penalty Tribunal for a term of office ending June 20, 2023, and until successors are appointed.
2. City Council direct that the confidential information contained in Confidential Attachment 1 - 3 remain confidential in their entirety as they relate to personal matters about identifiable individuals being considered for appointment to the Administrative Penalty Tribunal.

FINANCIAL IMPACT

There are no financial implications arising from this report.

DECISION HISTORY

At its meeting on May 16, 2019, the Nominating Panel – Administrative Penalty Tribunal selected sixteen candidates to interview at its meeting on June 3, 2019:

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2019.NM1.2>

At its meeting on February 26, 2019, City Council appointed public members to the Tribunals Nominating Panel:

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2019.CC3.5>

At its meeting on May 24, 2017, City Council appointed 25 public members to the Administrative Penalty Tribunal, at the pleasure of Council, for a term of office ending May 26, 2021, and until successors are appointed:

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2017.CC29.5>

COMMENTS

There are currently six public member positions under consideration

The vacancies on the tribunal are due to the resignations of the following public members:

- David Black
- Sandra Driesel
- Lisa Freeman
- Stanley Makuch
- Debra Ram
- Victoria Romero

Term of office

The term of office for public members is four years. The new appointees will serve a term of office ending June 20, 2023, continuing to serve until successors are appointed.

Tribunal members receive remuneration

The Administrative Penalty Tribunal's public members will receive the following remuneration:

- \$460 per diem for full day hearings or mediations attended;
- \$275 for half day (3.5 hours or less) hearings or mediations attended; and
- \$275 for business meetings attended.

In addition to receiving the above remuneration, public members receive an annual stipend of \$1,500 and the Chair receives an annual stipend of \$25,000.

Tribunal members must meet certain qualifications

The Administrative Penalty Tribunal's public members should collectively have the following skills, experience, and expertise:

- Experience in adjudication and mediation;
- Knowledge and/or experience with the City of Toronto's traffic and parking By-laws;
- Excellent listening skills and the ability to analyze complex information received;
- Sound judgement, tact, fairness, and decorum;
- Ability to write clearly and concisely;
- Demonstrated high ethical standards and integrity;
- Ability to work under pressure to ensure timely hearing decisions; and/or
- Respect for access to justice, diversity, and accommodation.

Public release of names of recommended candidates

The name of the recommended candidates will be publicly reported once the Nominating Panel – Administrative Penalty Tribunal forwards its recommendations to City Council.

CONTACT

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SIGNATURE

Ulli S. Watkiss
City Clerk

ATTACHMENTS

Confidential Attachment 1 – List of Candidates, Qualifications, Confidential Diversity Information Summary, and Applications for Appointment to the Administrative Penalty Tribunal (previously distributed with item NM1.2)

Confidential Attachment 2 – Interview questions for June 3, 2019 (circulated under separate cover)

Confidential Attachment 3 – Interview schedule for June 3, 2019 (circulated under separate cover)