



memorandum

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Communication
COUNCIL: <u>Apr 19/16</u>
<u>CW</u> Rpt. No. <u>18</u> Item <u>25</u>

DATE: APRIL 19, 2016

TO: MAYOR AND MEMBERS OF COUNCIL

FROM: STEVE KANELLAKOS
CITY MANAGER

RE: COMMUNICATION – COUNCIL – APRIL 19, 2016

REPORT NO. 18, ITEM 25, COMMITTEE OF THE WHOLE – APRIL 5, 2016

DEPUTATION, MS. CARRIE LIDDY WITH RESPECT TO INSURANCE COSTS

Ms Liddy appeared at the above meeting and spoke on deputation, and provided Committee with Communication C7. This communication is provided to correct the misstatements made.

In her deputation Ms Liddy stated:

“However, where your staff does not conduct themselves according to professional standards, and if in this case there are provincial orders that were outstanding and have been for a number of years, the matter has now reached heights of criminal.”

“I draw to your attention two outstanding orders that are from 2013, which the Clerk is responsible for disclosing and refuses to comply with the municipal orders. This has now reached a criminal status. The point I am making is that when the Clerk refuses to comply with a provincial order, and in this case two provincial orders and Council is aware of it... Council is then acting in bad faith...”

Allegations of criminal behavior which are completely unfounded are very serious and a response must be provided.

Ms. Liddy is referring to Order MO-2823-December 21, 2012 and Reconsideration Order MO-2835-R-January 25, 2013. These Orders do not provide for release of information to Ms. Liddy. On May 17, 2013, an explanation to this effect was provided to Ms. Liddy in the decision letter sent to her. Ms. Liddy emailed again requesting release of records, and on September 25, 2015, the City Clerk sent an email response to Ms. Liddy reiterating the explanation. An excerpt from the email provides as follows:

“To be abundantly clear:

- The City has complied with IPC Order MO-2823/MO-2835-R;
- The records in question in that appeal were the subject of a consent provided by that requester to the IPC in the course of the appeal;
- That requester did not provide consent for the release of the records to you when you made a subsequent request;
- The records you requested contained the personal information of a third party;
- Your request for those records was therefore denied pursuant to the personal privacy provisions set out in section 14 of *MFIPPA*.”

I note that you chose not to appeal our decision.



memorandum

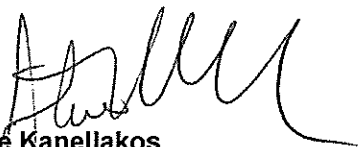
There has been no breach of the Act. Your statements that the City has failed to comply with an order of the IPC are untrue. Please stop repeating them."

In addition Ms Liddy stated:

"Mr. Bisson, who is a one of the senior mediators for the IPC, confirms that the City is non-compliant."

Mr. Bisson has confirmed to the City Clerk that he did not convey to Ms. Liddy that the City of Vaughan is non-compliant on matters related to the IPC.

The City has complied with IPC Orders MO-2823 and MO-2935-R. The Clerk is in compliance in his duty as the Head.



Steve Kanellakos
City Manager

HAW/gg

Copy to: Claudia Storto
Deputy City Manager

Jeffrey Abrams
City Clerk