

REVISED AGENDA PUBLIC MEETING

Monday, February 22, 2016, 1:00 p.m. Council Chamber, City Hall

Pages

- 1. CALL TO ORDER
- 2. CONFIRMATION OF AGENDA

Recommendation

That the Agenda be confirmed as presented

- 3. DECLARATION OF CONFLICT OF INTEREST
- 4. ADOPTION OF MINUTES

Recommendation

That the minutes of the public meeting of the Governance and Priorities Committee held on January 18, 2015 be approved.

5. UNFINISHED BUSINESS

 Municipal Review Commission Report - Elections Committee [File No. CK. 255-18] 9 - 26

City Council, at its meeting held on January 25, 2016, considered a number of recommendations of the Governance and Priorities Committee in response to a report of the Municipal Review Commission dated December 21, 2015. An excerpt from the minutes of the January 25, 2016 City Council meeting is attached. City Council referred Recommendations 3, 12, 15, and 16 back to the Governance and Priorities Committee.

The Municipal Review Commission has responded to Council's referral related to fund-raising matters and its response dated January 31, 2016 is attached.

Recommendation

That the information be received.

5.1.1 Recommendation #3 - The Accounting Records Respecting Campaign Contributions and Expenses

The Municipal Review Commission RECOMMENDED:

The SMRC recommends that Bylaw 8491 be amended to lay out the specific records to be kept by candidates to bring them in line with those of other jurisdictions, including the requirements for the opening and exclusive use of campaign bank accounts, the issuance of receipts for contributions, and the requirement of receipts for expenses. The City Clerk (or other official appointed by council) would then have the authority to audit these records at any time.

Executive Committee RECOMMENDED:

That Bylaw No. 8491 be amended to lay out the specific records to be kept by candidates to bring them in line with those of other jurisdictions, including the requirements for the opening and exclusive use of campaign bank accounts, the issuance of receipts for contributions, and the requirement of receipts for expenses. The City Clerk (or other official appointed by council) would then have the authority to audit these records at any time.

On January 25, 2016, City Council received the attached December 21, 2015, response from the Municipal Review Commission, summarized as:

Recommendation #3 – SMRC Response:

"As all donations must be receipted, a candidate should be prohibited from accepting anonymous donations, including non-receipted cash donations at a fundraising event."

City Council RESOLVED:

That the City Solicitor be instructed to amend Bylaw No. 8491 to include the issuance of receipts for all contributions (no anonymous donations), and the requirement of receipts for expenses. The City Clerk (or other official appointed by City Council) shall have the authority to audit these records at any time.

IN DEFERRAL

That consideration of the above-noted motion be deferred until

such time that a report to the Governance and Priorities Committee is received from the Municipal Review Commission regarding fundraising expenses and disclosure.

Recommendation

That with respect to Recommendation 3, the Governance and Priorities Committee recommend to City Council that it now consider its deferred motion of January 25, 2016, that the City Solicitor be instructed to amend Bylaw No. 8491 to include the issuance of receipts for all contributions (no anonymous donations), and the requirement of receipts for expenses. The City Clerk (or other official appointed by City Council) shall have the authority to audit these records at any time.

5.1.2 Recommendations #12, #15, and #16 - The Reporting of Campaign Expenses Incurred Outside the Election Expense Period

#12. The Reporting of Campaign Expenses Incurred Outside the Election Expense Period

The Municipal Review Commission RECOMMENDED:

The MRC recommends that Bylaw No. 8491 be amended to stipulate that campaign expenses may only be incurred during the campaign period.

Executive Committee RECOMMENDED: That the matter be referred back to the Municipal Review Commission for additional analysis.

#15. Election Period

The Municipal Review Commission RECOMMENDED:

The MRC recommends that Bylaw 8491 be amended so that candidates cannot raise money nor spend money until they have been officially nominated as a candidate. To achieve this, the SMRC recommends that the campaign contribution period, expense period, and nomination period be brought in line with one another so that they all begin on the same day. The contribution and expense periods should end on the same day. The nomination period should end as prescribed by *The Local Government Election Act*.

For greater clarity, the MRC recommendation is that the city clerk begin accepting nomination papers for candidates on the first business day of the year in which an election is to be held. Nomination papers will be accepted until the time prescribed by *The Local Government Election Act*.

The campaign period will begin for a candidate one he or she has filed their nomination papers. At that point, the candidate can begin raising and spending money for their campaign.

Executive Committee RECOMMENDED:

That the matter be referred back to the Municipal Review Commission for additional analysis.

#16. Election Period

The Municipal Review Commission RECOMMENDED:

The MRC recommends that candidates should be prohibited from accepting contributions or incurring expenses until they have officially filed their nomination papers.

Executive Committee RECOMMENDED:

That the matter be referred back to the Municipal Review Commission for additional analysis.

On January 25, 2016, City Council received the attached December 21, 2015, response from the Municipal Review Commission, summarized as:

Recommendation #12, 15 & 16 – SMRC Response

"The SMRC understands that according to the Cities Act, Clause 57(5), if a ward's commission is appointed in order to be effective for the civic election the report must be filed within 180 days of the election. Therefore, the SMRC recommends the campaign period in Recommendation 12, contribution period, expense period and nomination period in Recommendation 15 all be defined as June 1 in the year of the civic election."

On January 25, 2015, City Council RESOLVED:

That the following recommendation of the Municipal Review Commission, set out in its further report dated December 21, 2015, dealing with Recommendations #12, #15, and #16 be referred to the Governance and Priorities Committee for further discussion and debate:

"The Saskatoon Municipal Review Commission recommends the campaign period in Recommendation 12, contribution period, expense period and nomination period in Recommendation 15 all be defined as June 1 in the year of the civic election."

Recommendation

That the Governance and Priorities Committee forward the recommendations to City council with respect to Recommendations 12, 15 and 16 of the Municipal Review Commission's report of December 21, 2015.

5.2	The Campaign Disclosure and Spending Limits Bylaw, 2006 [File No. CK. 255-5-1]		27 - 34
	Recommendation		
	That the information be received.		
5.3	Separating the Role of Returning Officer from the Office of the City Clerk [File No. CK. 0265-1]		35 - 41
	Recommendation		
	THAT the Governance and Priorities Committee recommend to City Council:		
	R b	nat the City Solicitor prepare a bylaw to separate the role of the Returning Officer from the Office of the City Clerk and the City Clerk e delegated the authority to appoint a returning officer, as set out in his report;	
	S	nat the City Clerk take the appropriate action to implement the eparation of the role of returning officer from the Office of the City Clerk for the 2016 Civic Election, as described in this report; and	
	3. th	nat, following the 2016 Civic Election, City Council receive a report in the experience of utilizing a returning officer other than the City clerk along with any recommendations and financial implications for the 2020 Civic Election.	
СОМ	MUNIC	ATIONS (requiring the direction of the Committee)	
6.1	Delegated Authority Matters		
6.2	Matters Requiring Direction		
	6.2.1	Controversial Blogger - Janette Bishop, February 4, 2016 [File No. CK. 150-1]	42 - 43
		Recommendation	
		That the information be received.	
	6.2.2	Communication - Council Communication Allowance - Henry Dayday, January 26, 2016 [File No. CK. 255-1]	44 - 44
		Recommendation	
		That the information be received and referred to administration	

6.

information.

for a response and to the Municipal Review Commission for

6.2.3 Notice of SAMA Annual Meeting - April 26, 2016 - Irwin Blank, SAMA Chief Executive Officer [File No. CK. 180-11] Each Council may appoint two voting delegates to attend the Annual Meeting. City Council previously approved the nomination of Councillor

City Council previously approved the nomination of Councillor Ann Iwanchuk and Ms. Shelley Sutherland, Director of Corporate Revenue, Asset & Financial Management for appointment to the SAMA City Advisory Committee for 2016.

Resolution submissions are due by March 26, 2016.

Recommendation

That a report be forwarded to City Council recommending that the City's Representatives be authorized to vote on the City's behalf at The SAMA Annual Meeting Scheduled for April 26, 2016.

6.3 Requests to Speak (new matters)

7. REPORTS FROM ADMINISTRATION

7.1 Delegated Authority Matters

7.1.1 2017 Business Plan and Budget Process [File No. CK. 4370-72 x 1700-1]

7.1.1.1 Federal Infrastructure Funding [File No. CK. 1860-1]

47 - 51

Recommendation

That the information be received.

7.2 Matters Requiring Direction

7.2.1 2013 - 2023 Strategic Plan - Reaffirming the 4-Year Priorities 52 - 55 [File No. CK. 116-1]

Recommendation

That the Governance and Priorities Committee recommend to City Council that the 4-Year Priorities included in Attachment 1 be utilized in preparing the 2017 Business Plan and Budget.

8. LEGISLATIVE REPORTS

8.1 Delegated Authority Matters

- 8.2 Matters Requiring Direction
- 9. URGENT BUSINESS
- 10. MOTIONS (Notice Previously Given)
- 11. GIVING NOTICE
- 12. IN CAMERA AGENDA ITEMS
 - 12.1 Verbal Updates
 - 12.1.1 Council Members
 - 12.1.1.1 His Worship the Mayor
 - 12.1.1.2 FCM/SUMA
 - 12.1.1.3 Boards and Commissions
 - 12.1.2 Administration
 - 12.1.2.1 City Manager

[Sections 13, 14(1), 15(1), 16(1), 17(1), 18(1), 19, 20, and 21 - LAFOIPP]

12.2 Personnel Matter [File No. CK. 4730-1]

[In Camera - Personnel Matter]

13. ADJOURNMENT

PAUL S. JASPAR, FCPA, FCA 130 Skeena Crescent Saskatoon, SK S7K 4G7 Phone: (306) 668-4844

RECEIVED

FEB 0 1 2016

CITY CLERK'S OFFICE SASKATOON

January 31, 2016

His Worship Mayor Don Atchison and Members of City Council c/o City Hall 222 – 3rd Avenue N. Saskatoon, SK S7K 0J5

Dear Mayor Atchison and Councillors:

Council asked the Saskatoon Municipal Review Commission (SMRC) to provide information regarding fundraising events held by a candidate. It is the recommendation of SMRC that the names of the attendees at a ticketed fundraising event need not be disclosed. Further, any amount in excess of the cost of the event that the candidate receives per ticket does not need to be considered when calculating the cumulative amount of \$100 that requires disclosure of an individual contributor. However, receipts may still be advisable for the purposes of a subsequent complaint or audit.

The SMRC would be pleased to readdress the above after the 2016 civic election once the candidates in that election have had experience with any new rules adopted by Council.

Council also asked the SMRC to provide information regarding the rules that apply Provincially and Federally regarding anonymous contributions.

Elections Saskatchewan states "no anonymous contributions in excess of \$ 250 may be accepted by a registered political party or candidate".

Federal Election policy states the following regarding anonymous contributions:

The following are anonymous contributions, either monetary or non-monetary:

- contributions exceeding \$20 for which the official agent does not have the name of the contributor
- contributions exceeding \$200 for which the official agent does not have the name and address of the contributor

The official agent must, without delay, pay the amount of any anonymous contribution – or in the case of an anonymous non-monetary contribution, an amount equal to its value – to the Chief Electoral Officer, who will forward the amount to the Receiver General for Canada.

Any anonymous contribution that was accepted by the official agent must also be disclosed in part 2c of the Candidate's Electoral Campaign Return. Anonymous contributions of \$20 or less may be solicited at a meeting through a "collection plate" or by "passing the hat". Where this occurs, the official agent must record the following:

- · a description of the function at which the contributions were collected
- the date of the function
- the approximate number of people at the function
- the total amount of anonymous contributions accepted

However, the official agent must take measures to ensure that he or she does not accept contributions from ineligible contributors.

To record this information, the official agent may wish to use the General Solicitation Contributions Record Keeping – Anonymous Contributions of \$20 or less, which appears in the Supplement to the Election Handbook for Candidates, Their Official Agents and Auditors.

The official agent must enter the total of contributions received from such a collection under the category "Anonymous contributions from general solicitation at a meeting or fundraising event of \$20 or less" in part 2a of the Candidate's Electoral Campaign Return.

If it is apparent that someone placed an amount exceeding \$20 in the collection, then the official agent must treat that contribution as anonymous, and return it or forward it to the Chief Electoral Officer as described above.

Yours truly,

Paul S. Jaspar, FCPA, FCA

PUBLIC RESOLUTION REGULAR BUSINESS MEETING OF CITY COUNCIL

Main Category: 9. REPORTS FROM ADMINISTRATION AND COMMITTEES

Sub-Category: 9.11 EXECUTIVE COMMITTEE/GOVERNANCE AND

PRIORITIES COMMITTEE

Item: 9.11.1 Municipal Review Commission Report – Elections

Committee (Files CK. 255-18)

Date: January 25, 2016

Any material considered at the meeting regarding this item is appended to this resolution package.

Response of the Municipal Review Commission dated December 21, 2015 was provided as Attachment 2.

Comments from Paul Miazga dated December 17, 2015, were provided. His Worship the Mayor noted that each Recommendation from the Executive Committee will be addressed and voted on individually, beginning with the recommendations (#2, #3, #12, #15, #16) outlined in the letter dated December 21, 2015 from the Chair of the Commission, Paul S. Jaspar.

Mr. Paul Jaspar was in attendance and responded to questions of Council.

Moved By: Councillor Olauson Seconded By: Councillor Clark Election Campaign Spending Limits

Recommendation #2

That City Council amend Bylaw No. 8491 to tie the campaign expense limits for mayoral candidates to the Consumer Price Index for Saskatoon using October 2012 as the base year and that the allowable campaign expense per capita is adjusted based on CPI.

In Favour: His Worship the Mayor, Councillor Clark, Councillor Davies, Councillor

Donauer, Councillor Hill, Councillor Iwanchuk, Councillor Jeffries, Councillor Loewen, Councillor Olauson and Councillor Paulsen

Against: Councillor Lorje

CARRIED

Moved By: Councillor Olauson Seconded By: Councillor Clark

The Accounting Records Respecting Campaign Contributions and

Expenses

Recommendation #3

That the matter of allowing for the opening and exclusive use of campaign bank accounts be forwarded to the Province to request an amendment to legislation for authority to adopt a bylaw

accordingly.

In Favour: His Worship the Mayor, Councillor Clark, Councillor Davies, Councillor

Donauer, Councillor Hill, Councillor Iwanchuk, Councillor Jeffries,

Councillor Loewen, Councillor Lorje, Councillor Olauson and Councillor

Paulsen

CARRIED UNANIMOUSLY

Moved By: Councillor Donauer **Seconded By:** Councillor Hill

The Accounting Records Respecting Campaign Contributions and

Expenses

Recommendation #3

That the City Solicitor be instructed to amend Bylaw No. 8491 to include the issuance of receipts for all contributions (no anonymous donations), and the requirement of receipts for expenses. The City Clerk (or other official appointed by City Council) shall have the authority to audit these records at any time.

Moved By: Councillor Paulsen Seconded By: Councillor Donauer

IN DEFERRAL

That consideration of the above-noted motion be deferred until

such time that a report to the Governance and Priorities Committee is received from the Municipal Review Commission regarding fundraising expenses and disclosure.

In Favour: His Worship the Mayor, Councillor Clark, Councillor Davies, Councillor

Donauer, Councillor Hill, Councillor Iwanchuk, Councillor Jeffries,

Councillor Loewen and Councillor Paulsen

Against: Councillor Lorje and Councillor Olauson

CARRIED

Moved By: Councillor Clark

Seconded By: Councillor Paulsen

The Accounting Records Respecting Campaign Contributions and

Expenses

That the matter of fundraising expenses and disclosure be referred back to the Municipal Review Commission for a report to the Governance and Priorities Committee.

In Favour:

His Worship the Mayor, Councillor Clark, Councillor Davies, Councillor Donauer, Councillor Hill, Councillor Iwanchuk, Councillor Jeffries, Councillor Loewen, Councillor Lorje, Councillor Olauson and Councillor Paulsen

CARRIED UNANIMOUSLY

Moved By: Councillor Clark

The Reporting of Campaign Expenses Incurred Outside of the Election Expense Period

Recommendation #12, #15, #16

That the campaign period, expense period, and nomination period all be defined as June 1 the year of a civic election.

THERE WAS NO SECONDER AND THEREFORE THE MOTION WAS NOT VOTED ON.

Moved By: Councillor Jeffries Seconded By: Councillor Lorje

The Reporting of Campaign Expenses Incurred Outside the Election Expense Period

Recommendations #12, #15 and #16

That the following recommendation of the Municipal Review Commission, set out in its further report dated December 21, 2015 dealing with Recommendations #12, #15, and#16 be referred to the Governance and Priorities Committee for further discussion and debate:

"The Saskatoon Municipal Review Commission recommends the campaign period in Recommendation 12, contribution period, expense period and nomination period in Recommendation 15 all be defined as June 1 in the year of the civic election."

In Favour: His Worship the Mayor, Councillor Clark, Councillor Davies, Councillor

Donauer, Councillor Hill, Councillor Iwanchuk, Councillor Jeffries, Councillor Loewen, Councillor Lorje and Councillor Paulsen

Against: Councillor Olauson

CARRIED

His Worship the Mayor recessed the meeting at 5:21 p.m. and reconvened the meeting at 6:30 p.m. following the Public Hearing meeting. All members of City Council were present.

9.11.1 Municipal Review Commission Report – Elections Committee (Files CK. 255-18) - CONTINUED

Moved By: Councillor Paulsen Seconded By: Councillor Hill

Disclosure Requirement Respecting Campaign Contributions and

Expenses

Recommendation #1

That Bylaw No. 8491 be amended to require the disclosure of the

names of campaign contributors whose cumulative donations exceed \$100 and that the statements of election expenses and contributions include an itemized list of all campaign expenses, a full accounting of contributions and expenses related to fundraising events, details relating to donations-in-kind, and details relating to loans received for the purposes of election campaigns.

In Favour:

His Worship the Mayor, Councillor Clark, Councillor Davies, Councillor Donauer, Councillor Hill, Councillor Iwanchuk, Councillor Jeffries, Councillor Loewen, Councillor Lorje, Councillor Olauson and Councillor Paulsen

CARRIED UNANIMOUSLY

Moved By: Councillor Donauer **Seconded By:** Councillor Hill

The Accounting Records Respecting Campaign Contributions and

Expenses

Recommendation #4

That Bylaw No. 8491 be amended to require candidates for the Office of Mayor to be required to appoint an official agent who will be responsible for the financial records relating to the campaign. (A candidate may serve as his or her own official agent.)

In Favour:

His Worship the Mayor, Councillor Clark, Councillor Davies, Councillor Donauer, Councillor Hill, Councillor Iwanchuk, Councillor Jeffries, Councillor Loewen, Councillor Lorje, Councillor Olauson and Councillor Paulsen

CARRIED UNANIMOUSLY

Moved By: Councillor Donauer **Seconded By:** Councillor Iwanchuk

The Accounting Records Respecting Campaign Contributions and

Expenses

Recommendation #5

That the costs associated with keeping the described specified

records (opening bank accounts and issuance of receipts) that may be incurred by candidates (save for any remuneration provided to the official agent) be reported on the statement of election expenses and contributions but not be subject to the expense limits established by Council.

In Favour:

His Worship the Mayor, Councillor Clark, Councillor Davies, Councillor Donauer, Councillor Hill, Councillor Iwanchuk, Councillor Jeffries, Councillor Loewen, Councillor Lorje, Councillor Olauson and Councillor Paulsen

CARRIED UNANIMOUSLY

Moved By: Councillor Davies

Seconded By: Councillor Iwanchuk

The Auditing of Candidates' Statement of Campaign Contributions

and Expenses

Recommendation #6

That Bylaw No. 8491 be amended to provide for the reimbursement of the costs of audits for mayoral campaigns where the expenses are \$5,000 or more at the rate currently established by the bylaw for expenses that exceed \$5,000.

In Favour:

His Worship the Mayor, Councillor Clark, Councillor Davies, Councillor Donauer, Councillor Hill, Councillor Iwanchuk, Councillor Jeffries, Councillor Loewen, Councillor Lorje, Councillor Olauson and Councillor Paulsen

CARRIED UNANIMOUSLY

Moved By: Councillor Hill

Seconded By: Councillor Donauer

The Auditing of Candidates' Statement of Campaign Contributions

and Expenses

Recommendation #7

That the City continues the practice that city councillors do not require audited campaign revenues and campaign expenses.

In Favour: His Worship the Mayor, Councillor Clark, Councillor Davies, Councillor

Donauer, Councillor Hill, Councillor Iwanchuk, Councillor Jeffries,

Councillor Loewen, Councillor Lorje, Councillor Olauson and Councillor

Paulsen

CARRIED UNANIMOUSLY

Moved By: Councillor Hill

Seconded By: Councillor Paulsen

The Retention of Records Respecting Campaign Contributions and

Expenses

Recommendation #8

That Bylaw No. 8491 be amended to require candidates to retain their records for the duration of the term of office for which they

sought election.

In Favour: His Worship the Mayor, Councillor Clark, Councillor Davies, Councillor

Donauer, Councillor Hill, Councillor Iwanchuk, Councillor Jeffries,

Councillor Loewen, Councillor Lorje, Councillor Olauson and Councillor

Paulsen

CARRIED UNANIMOUSLY

Moved By: Councillor Hill

Seconded By: Councillor Donauer *The Rules for Fundraising Events*

Recommendation #9

That the rules for fund-raising events be maintained but that Bylaw No. 8491 be amended to make explicit that all costs associated with fundraising events and all contributions received at fundraising events be included as part of the Statement of Contributions and Expenses. (For the sake of clarity, this relates only to the reporting of all costs associated with fundraising. It is not recommended that the costs of fund-raising events be included under the spending cap in place for candidates).

> In Favour: His Worship the Mayor, Councillor Clark, Councillor Davies, Councillor

> > Donauer, Councillor Hill, Councillor Iwanchuk, Councillor Loewen,

Councillor Lorje, Councillor Olauson and Councillor Paulsen

Councillor Jeffries Against:

CARRIED

Moved By: Councillor Donauer Seconded By: Councillor Paulsen The Reporting of Campaign Surpluses

Recommendation #10

That the following recommendations be DEFEATED:

- 1. That Bylaw No. 8491 be amended to require surplus campaign funds be remitted to the municipality to be held in trust for the candidate in the event that the candidate registers to run in the next municipal election (or in a by-election held prior to the next general election); and
- 2. That the matter outlined above be forwarded to the province to request an amendment to The Local Government Election Act to empower Council to adopt a bylaw accordingly.

In Favour: His Worship the Mayor, Councillor Davies, Councillor Donauer, Councillor

> Hill, Councillor Iwanchuk, Councillor Jeffries, Councillor Loewen, Councillor Lorje, Councillor Olauson and Councillor Paulsen

Councillor Clark Against:

CARRIED

Moved By: Councillor Paulsen Seconded By: Councillor Davies The Reporting of Campaign Surpluses

Recommendation #11 (Part 1 of 3)

That the following recommendation be DEFEATED:

That Bylaw No. 8491 be amended to stipulate that if the candidate fails to register to run in the next municipal election the surplus

funds held in trust be paid to a charity of the candidate's choice and, failing that, the surplus funds shall become the property of the municipality; and that no tax receipt be issued to candidates for charitable contributions made under this new rule.

In Favour: His Worship the Mayor, Councillor Davies, Councillor Donauer, Councillor

Hill, Councillor Iwanchuk, Councillor Loewen, Councillor Lorje, Councillor

Olauson and Councillor Paulsen

Against: Councillor Clark and Councillor Jeffries

CARRIED

Moved By: Councillor Olauson Seconded By: Councillor Paulsen The Reporting of Campaign Surpluses

Recommendation #11 (Part 2 of 3)

That the following recommendation be DEFEATED:

That the financial reporting be attached to the current report of excess funds (Schedule A of the Bylaw) provided to the City Clerk

after the election.

In Favour: His Worship the Mayor, Councillor Davies, Councillor Donauer, Councillor

Hill, Councillor Iwanchuk, Councillor Loewen, Councillor Lorje, Councillor

Olauson and Councillor Paulsen

Against: Councillor Clark and Councillor Jeffries

CARRIED

Moved By: Councillor Hill

Seconded By: Councillor Donauer The Reporting of Campaign Surpluses

Recommendation #11 (Part 3 of 3)

That no tax receipt be accepted by candidates for charitable

contributions made with surplus funds.

In Favour: His Worship the Mayor, Councillor Clark, Councillor Davies, Councillor

Donauer, Councillor Hill, Councillor Iwanchuk, Councillor Jeffries, Councillor Loewen, Councillor Lorje, Councillor Olauson and Councillor

Paulsen

CARRIED UNANIMOUSLY

Moved By: Councillor Hill

Seconded By: Councillor Olauson

The Publication of Candidates' Election Expenses and

Contributions

Recommendation #13

That no amendments be made to Bylaw No. 8491 with respect to the publication of the Statements of Expenses and Contributions.

In Favour: His Worship the Mayor, Councillor Clark, Councillor Davies, Councillor

Donauer, Councillor Hill, Councillor Iwanchuk, Councillor Jeffries,

Councillor Loewen, Councillor Lorje, Councillor Olauson and Councillor

Paulsen

CARRIED UNANIMOUSLY

Moved By: Councillor Olauson **Seconded By:** Councillor Davies

The Rules for Deferring Election Expenses

Recommendation #14

That Bylaw No. 8491 be amended to include a specific prohibition

on the carrying forward of campaign expenses.

In Favour: His Worship the Mayor, Councillor Clark, Councillor Davies, Councillor

Donauer, Councillor Hill, Councillor Iwanchuk, Councillor Jeffries,

Councillor Loewen, Councillor Lorje, Councillor Olauson and Councillor

Paulsen

CARRIED UNANIMOUSLY

Moved By: Councillor Paulsen
Seconded By: Councillor Donauer

Election Period

Recommendation #17

That the matter of requiring a candidate or their agent to open a bank account prior to filing of nomination papers, and such information being provided as part of the official filing of nomination papers, be forwarded to the Province to request an amendment to *The Local Government Election Act* to empower City Council to adopt a bylaw accordingly.

In Favour:

His Worship the Mayor, Councillor Clark, Councillor Davies, Councillor Donauer, Councillor Hill, Councillor Iwanchuk, Councillor Jeffries, Councillor Loewen, Councillor Lorje, Councillor Olauson and Councillor Paulsen

CARRIED UNANIMOUSLY

Moved By: Councillor Donauer **Seconded By:** Councillor Olauson

The Appointment of a Returning Officer Other Than the City Clerk

Recommendation #18

That the matter of appointment of a Returning Officer other than the City Clerk, separating the role of the Returning Officer from the Office of the City Clerk, be referred to the Administration for a report on what the ramifications of this are, both procedurally and the fiscal implications.

In Favour:

His Worship the Mayor, Councillor Clark, Councillor Davies, Councillor Donauer, Councillor Hill, Councillor Iwanchuk, Councillor Jeffries, Councillor Loewen, Councillor Lorje, Councillor Olauson and Councillor Paulsen

CARRIED UNANIMOUSLY

Moved By: Councillor Loewen Seconded By: Councillor Hill

The Enumeration of the Names of Electors and the Preparation of a Voter's List

Recommendation #19

That the matter be referred to Administration to report back.

In Favour:

His Worship the Mayor, Councillor Clark, Councillor Davies, Councillor Donauer, Councillor Hill, Councillor Iwanchuk, Councillor Jeffries, Councillor Loewen, Councillor Lorje, Councillor Olauson and Councillor Paulsen

CARRIED UNANIMOUSLY

Moved By: Councillor Lorje

Seconded By: Councillor Jeffries

The Offences and Penalties for Candidates in Contravention of The Campaign Disclosure and Spending Limits Bylaw, 2006, Including the Role and Duties of the Election Disclosure Complaints Officer

Recommendation #20

That City Council request the Province to amend *The Cities Act* to apply the penalties for breaches of Bylaw No. 8491 to defeated candidates as well as elected candidates and that upon the passage of this amendment by the Province, Bylaw No. 8491 be amended to incorporate this language as well.

In Favour:

His Worship the Mayor, Councillor Clark, Councillor Davies, Councillor Donauer, Councillor Hill, Councillor Iwanchuk, Councillor Jeffries, Councillor Loewen, Councillor Lorje, Councillor Olauson and Councillor Paulsen

CARRIED UNANIMOUSLY

Moved By: Councillor Loewen Seconded By: Councillor Jeffries

The Public Financing of Municipal Election Campaigns Including Reimbursement of Candidates Expenses for Specific Forms of Spending, Tax Benefits for Contributors and Allowances to Candidates for Expenses

Recommendation #21

That City Council request that the Province amend *The Local Government Act* to empower Council to adopt a bylaw to establish limits on contributions to candidates for municipal office.

In Favour: His Worship the Mayor, Councillor Clark, Councillor Davies, Councillor

Donauer, Councillor Hill, Councillor Iwanchuk, Councillor Jeffries, Councillor Loewen, Councillor Lorje, Councillor Olauson and Councillor

Paulsen

CARRIED UNANIMOUSLY

Moved By: Councillor Lorje Seconded By: Councillor Clark

The Public Financing of Municipal Election Campaigns Including Reimbursement of Candidates Expenses for Specific Forms of Spending, Tax Benefits for Contributors and Allowances to

Candidates for Expenses

Recommendation #22 a)

That there be a provision for a limit on the total amount that individuals may contribute to candidates for municipal office.

In Favour: Councillor Clark, Councillor Donauer, Councillor Jeffries, Councillor

Loewen and Councillor Lorje

Against: His Worship the Mayor, Councillor Davies, Councillor Hill, Councillor

Iwanchuk, Councillor Olauson and Councillor Paulsen

DEFEATED

Moved By: Councillor Paulsen
Seconded By: Councillor Iwanchuk

The Public Financing of Municipal Election Campaigns Including Reimbursement of Candidates Expenses for Specific Forms of Spending, Tax Benefits for Contributors and Allowances to Candidates for Expenses

Recommendation #22 b)

That the following recommendation be DEFEATED:

That there be a provision for donations to candidates for municipal office from corporations and trade unions to be eliminated.

In Favour: His Worship the Mayor, Councillor Davies, Councillor Donauer, Councillor

Iwanchuk, Councillor Lorje, Councillor Olauson and Councillor Paulsen

Against: Councillor Clark, Councillor Hill, Councillor Jeffries and Councillor Loewen

CARRIED

Moved By: Councillor Hill

Seconded By: Councillor Davies

The Public Financing of Municipal Election Campaigns Including Reimbursement of Candidates Expenses for Specific Forms of Spending, Tax Benefits for Contributors and Allowances to Candidates for Expenses

Recommendation #22 c)

That the following recommendation be DEFEATED:

That there be a provision to restrict donations to municipal candidates to those that come only from individuals normally resident in Saskatchewan.

Moved By: Councillor Lorje

Seconded By: Councillor Jeffries

IN AMENDMENT

That the provision be that donations to municipal candidates be restricted to those that come only from individuals normally resident in Canada.

In Favour: His Worship the Mayor, Councillor Clark, Councillor Donauer, Councillor

Iwanchuk, Councillor Jeffries, Councillor Lorje, Councillor Olauson and

Councillor Paulsen

Against: Councillor Davies, Councillor Hill and Councillor Loewen

CARRIED

9.11.2 Vacancy - Board of Trustees General Superannuation Plan - City Appointment (Files CK. 255-1)

Moved By: Councillor Paulsen
Seconded By: Councillor Iwanchuk

- That the City Clerk undertake the appropriate advertising for applications to fill a vacancy on the Board of Trustees – General Superannuation Plan; and
- 2. That the Governance and Priorities Committee report further at the appropriate time.

In Favour: His Worship the Mayor, Councillor Clark, Councillor Davies, Councillor

Donauer, Councillor Hill, Councillor Iwanchuk, Councillor Jeffries,

Councillor Loewen, Councillor Lorje, Councillor Olauson and Councillor

Paulsen

CARRIED UNANIMOUSLY

9.11.3 Appointments - Centennial Auditorium and Convention Centre Board of Directors (Files CK. 175-28)

Moved By: Councillor Paulsen Seconded By: Councillor Hill

That the City's representative be instructed to vote the City's proxy at the February 25, 2016 meeting of Centennial Auditorium and

Convention Centre Board of Directors for the immediate appointment of Jennifer Pereira and Bryn Richards throughout a term expiring at the conclusion of the 2018 Annual General Meeting.

In Favour:

His Worship the Mayor, Councillor Clark, Councillor Davies, Councillor Donauer, Councillor Hill, Councillor Iwanchuk, Councillor Jeffries, Councillor Loewen, Councillor Lorje, Councillor Olauson and Councillor Paulsen

CARRIED UNANIMOUSLY

The Campaign Disclosure and Spending Limits Bylaw, 2006

Recommendation

That the information be received.

Purpose

The purpose of this report is to provide a summary of the current provisions of *The Campaign Disclosure and Spending Limits Bylaw, 2006* (the "Bylaw") respecting campaign contributions, campaign expenses, election contribution period and election expenses period and a brief analysis of the Saskatoon Municipal Review Commission's recommended changes to campaign expenses and campaign contributions.

Report

The Bylaw defines "campaign contributions", "campaign expenses", "election advertising", "election contribution period" and "election expenses period". Excerpts of the Bylaw are attached as Attachment 1 for ease of reference.

Nomination period is not defined in the Bylaw. Nomination day is addressed in *The Local Government Election Act*. It is the fifth Wednesday before election day. Nominations may be accepted at least ten days before nomination day in accordance with the Returning Officer's call for nominations. Historically, in Saskatoon, nominations for the general municipal election open immediately after Labour Day.

The Bylaw places a limit on campaign expenses.

The Bylaw requires each candidate to keep complete and proper accounting records of all campaign contributions and expenses.

- The Bylaw requires that candidates for City Council provide a statement of election expenses and election contributions for the election campaign (which is undefined), which includes the names of all contributors who contributed more than \$250 to a candidate.
- With respect to candidates for Mayor, the Bylaw also requires providing details of campaign revenues and campaign expenses incurred by the candidate during the election expenses period (August 1 to October 31).
- The Bylaw requires candidates to keep track of campaign contributions which are donations of money or donations in kind for the benefit of the candidate during the period January 1, 2013 to December 31, 2016 for the purpose of financing an election campaign.
- The Bylaw requires candidates to keep track of campaign expenses which are the cost of goods and services and value of donations in kind used by a candidate during the August 1 to October 31 period of an election year for the

27

purpose of the candidate's election campaign regardless of whether the costs are incurred or the donation in kind are provided before, during or after the August 1 to October 31 period.

Pursuant to the Bylaw, campaign expenses may be incurred any time between January 1, 2013 to December 31, 2016.

The Bylaw does not limit total campaign contributions received by a candidate.

The changes proposed by the Saskatoon Municipal Review Commission are the following:

- Campaign expenses may only be incurred during the campaign period proposed to be defined as June 1 of an election year to a date after an election.
- Campaign contributions may only be accepted during the campaign period proposed to be defined as June 1 of an election year to a date after an election.

Assuming these changes are approved by City Council, amendments to the definitions and provisions outlined above would be required.

The question which remains is how would these changes retroactively apply to campaign contributions accepted by candidates up to this point for the upcoming municipal election? Because, under current rules, there is no limit on when contributions may be accepted nor is there a limit on when expenses may be made, it would be difficult to combine the old with the new rules. Moreover, generally, municipal bylaws may not have retroactive effect. Therefore, if City Council agrees to the proposed changes to the definition of "contribution period" and "expense period", and the limits upon when contributions may be accepted and expenses incurred, it is only possible for the changes to be made on a go-forward basis. This would mean that the changes would go into effect after the 2016 municipal election.

Attachment

1. Sections 1 to 5 of Bylaw No. 8491, *The Campaign Disclosure and Spending Limits Bylaw*, 2006

Report Approval

Written and Approved by: Patricia Warwick, City Solicitor

Admin Report - Campaign Disclosure.docx

Bylaw No. 8491

The Campaign Disclosure and Spending Limits Bylaw, 2006

Codified to Bylaw No. 9012 March 26, 2012

BYLAW NO. 8491

THE CAMPAIGN DISCLOSURE AND SPENDING LIMITS BYLAW, 2006

Whereas *The Local Government Election Act*, S.S. 1982-83, c. L-30.1, provides that a council may, by bylaw, establish disclosure requirements respecting campaign contributions and expenses, and establish campaign spending limits;

And Whereas the Council of The City of Saskatoon is desirous of enacting such a bylaw;

Now Therefore The Council of The City of Saskatoon enacts:

Part I Short Title and Interpretation

Short Title

1. This Bylaw may be cited as The Campaign Disclosure and Spending Limits Bylaw, 2006.

Definitions

- 2. In this Bylaw:
 - (a) "campaign contribution" means any money paid, or any donation in kind provided, to or for the benefit of a candidate during the election contribution period for the purpose of financing an election campaign, including revenue raised from a fund-raising event by the sale of tickets or otherwise, but does not include volunteer labour or services:
 - (b) "campaign expense" means the cost of goods and services and the value of any donation in kind, used by or for the benefit of the candidate during the election expenses period for the purpose of a candidate's election campaign, regardless of whether those costs are incurred, or the donation in kind provided, before, during or after the election expenses period, but does not include audit fees, volunteer labour or services;
 - (c) "candidate" means a person nominated in accordance with *The Local Government Election Act* for election to Council;

- (c.1) "Chartered Accountant" means a member in good standing of the Institute of Chartered Accountants of Saskatchewan;
- (d) "City" means The City of Saskatoon;
- (e) "Clerk" means the City Clerk of The City of Saskatoon appointed pursuant to Section 85 of *The Cities Act*;
- (f) "contributor" means an individual, organization or corporation providing a campaign contribution;
- (g) "Council" means the Council of The City of Saskatoon;
- (h) "donation in kind" means the fair market value of goods and services donated or provided by or on behalf of a candidate for the purpose of an election but does not include volunteer labour or services;
- (h.1) "election advertising" means the transmission to the public by any means of an advertising message that promotes or opposes the election of a candidate, and includes one in which the candidate's name or image is predominately featured promoting, sponsoring, endorsing or launching any project or enterprise if, in the opinion of the Election Disclosure Complaints Officer, it can reasonably be inferred that the message is intended to promote the election of that candidate, but shall not include advertising done in the ordinary course of the candidate's business;
- (i) "election contribution period" means:
 - (i) in the case of the general election to be held on October 25, 2006, the period beginning April 1, 2006 and ending on December 31, 2006;
 - (ii) in the case of all subsequent general elections, the period between January 1st of the year following the preceding general election and ending on December 31st of the year of the next general election; and
 - (iii) in the case of a by-election to fill a vacancy on Council, the period beginning on the day following the meeting at which Council decides to hold the by-election and ending 60 days following election day;

- (j) "election expenses period" means:
 - (i) in the case of a general election, the period beginning on August 1 of an election year and ending on October 31st of an election year; and
 - (ii) in the case of a by-election to fill a vacancy on Council, the period beginning on the day following the meeting at which Council decides to hold the by-election and ending 10 days following election day;
- (k) "fund-raising event" means events or activities held for the purpose of raising funds for an election campaign of the person by whom or on whose behalf the function is held;
- (1) "registered charity" means a registered charity within the meaning of the *Income Tax Act*;
- (m) "Returning Officer" means the returning officer within the meaning of *The Local Government Election Act*; and
- (n) "volunteer labour or services" means labour or services provided for no remuneration but does not include labour or services provided by an individual:
 - (i) if the individual is self-employed and the labour or services provided are normally sold or otherwise charged for by that individual; or
 - (ii) if the individual is being paid by an employer, individual or organization for providing the labour or services.

Part II **Election Expenses and Contributions**

Limitation on Campaign Expenses

- 3. (1) The maximum allowable campaign expenses of a candidate for Mayor or Councillor for any election campaign shall not exceed the limits determined in accordance with this section.
 - (2) The maximum allowable campaign expenses of a candidate for Mayor shall be determined by application of the following formula:

$$MCE = \$0.75 \times P$$

where: MCE = mayoralty candidate's expenses

\$0.75 = allowable campaign expense per capita

P = total population of the City as established by the most recent municipal wards commission

(3) The maximum allowable campaign expenses of a candidate for Councillor shall be ten percent (10%) of the maximum allowable expenses of a mayoralty candidate as established pursuant to subsection (2).

Candidate to Keep Records

- 4. (1) A candidate for election to Council shall keep complete and proper accounting records of all campaign contributions and all campaign expenses.
 - (2) Without limiting the generality of subsection (1), the candidate is responsible to ensure that:
 - (a) proper records are kept of receipts and expenses;
 - (b) a record is kept of the value of every campaign contribution, whether in the form of money, goods or services, and of the name and address of the contributor; and
 - (c) all records kept in accordance with this Section remain in the possession and under the control of the candidate at all times.

Candidate's Statement of Election Expenses and Contributions

- 5. (1) A candidate shall disclose his or her campaign contributions and expenses in accordance with this Section.
 - (2) A candidate shall file a Statement of Election Expenses/Contributions with the Returning Officer:
 - (a) in the case of a candidate for mayor, within four months following the date of a general election or by-election; and
 - (b) in the case of a candidate for councillor, within three months following the date of a general election or by-election.
 - (3) A Statement of Election Expenses/Contributions shall include:
 - (a) in the case of all candidates for election to Council:
 - (i) a Statutory Declaration in writing in the form prescribed in Schedule "A" to this Bylaw providing a statement of the total campaign contributions and the total campaign expenses of the candidate for that election campaign;
 - (ii) a list in writing in the form prescribed in Schedule "B" to this Bylaw that shall include the following information in relation to election contributions:
 - (A) the name of each contributor whose cumulative campaign contribution exceeded \$250.00;
 - (B) the cumulative amount that each of the named contributors has given to the candidate; and
 - (C) if no contributor's cumulative campaign contribution exceeded \$250.00, a notation to that effect; and
 - (b) in the case of all candidates for mayor, in addition to the documents referred to in clause (a), a statement in writing in the form prescribed in Schedule "C" to this Bylaw, properly attested by the candidate, providing details of the campaign revenues and campaign expenses incurred by the candidate during the election expenses period.

Separating the Role of Returning Officer from the Office of the City Clerk

Recommendation

THAT the Governance and Priorities Committee recommend to City Council:

- 1. that the City Solicitor prepare a bylaw to separate the role of the Returning Officer from the Office of the City Clerk and the City Clerk be delegated the authority to appoint a returning officer, as set out in this report;
- 2. that the City Clerk take the appropriate action to implement the separation of the role of returning officer from the Office of the City Clerk for the 2016 Civic Election, as described in this report; and
- 3. that, following the 2016 Civic Election, City Council receive a report on the experience of utilizing a returning officer other than the City Clerk along with any recommendations and financial implications for the 2020 Civic Election.

Topic and Purpose

The purpose of this report is to respond to City Council's request for a report on the ramifications procedurally and the fiscal implications on appointing a Returning Officer other than the City Clerk.

Strategic Goal

The information contained in this report aligns with the Strategic Goal of Continuous Improvement and the four-year priority to pursue opportunities to "modernize" civic government to reflect best practices, changing demands, etc.

Background

A report of the Municipal Review Commission – Elections Committee, submitted to City Council on November 23, 2015, recommended that Council inquire with the Province whether or not the City has the power to appoint an individual other than the City Clerk to act as returning officer for municipal elections. If it does, the Municipal Review Commission recommended that the City separate the roles of city clerk and returning officer by appointing a second individual to the latter role. If the City does not have this power, the Municipal Review Commission recommended that the City request the power from the Province.

It has been determined that the legislation provides for City Council to appoint a person other than the City Clerk as returning officer.

Report

The Municipal Review Commission's rationale for its recommendation explained that the City Clerk is an officer appointed by Council whose role is to perform legislated responsibilities to council and support the work of council. The clerk also must

ROUTING: City Clerk – Governance & Priorities Committee – City Council Date of Meeting, February 22, 2016 – File No.CK. 0265-1 Page 1 of 4

DELEGATION: n/a

cc: His Worship the Mayor, City Manager, City Solicitor

administer the election and the election rules, including enforcing any penalties that may arise from discrepancies during elections. This raises the potential that the City Clerk may be put in awkward positions in performing the role of the chief public servant to City Council and enforcing election rules for existing members on City Council.

At the meeting of the former Executive Committee held on December 8, 2015, the Committee resolved to take a recommendation forward to City Council recommending that the City Solicitor prepare a bylaw to separate the role of the Returning Officer from the Office of the City Clerk. On January 25, 2016, City Council subsequently resolved that the matter of an appointment of a Returning Officer other than the City Clerk, which separates the role of the Returning Officer from the Office of the City Clerk, be referred to the administration for a report on what the ramifications are procedurally and the fiscal implications

Legislation

The Local Government Election Act, 2015 provides for the appointment by City Council of another person other than the City Clerk as Returning Officer.

Sec. 47(1), states:

- (1) The administrator of the municipality is the returning officer unless a council appoints another person as returning officer at least 90 days before an election day.
- (2) The returning officer is responsible for all matters relating to the election as provided in this Act.

Sec. 46(1) of the Act also states that if a school division is situated wholly or substantially within a municipality, the returning officer for a general election, a by-election or a vote pursuant to Part IX is the administrator of the municipality with respect to both municipal elections and board elections, unless the council of the municipality, at least 90 days before election day for a general election, or when setting a date for a by-election or a vote pursuant to Part IX, appoints another person as returning officer.

The Local Government Election Act, 2015, defines an administrator as a City Clerk appointed pursuant to *The Cities Act*.

<u>Current Practice in Saskatoon and Practices in other Cities</u>

Historically, the Returning Officer in Saskatoon has been the City Clerk. In 2012, the Deputy City Clerk was appointed returning officer.

The City Clerk's Office undertook to determine the practice of other cities regarding the appointment of a returning officer. Responses were received from the cities of Calgary, Edmonton, Winnipeg and Halifax Regional Municipality. In all cities polled, regardless of the delegation of returning officer, a separate election office exists with designated staff. Attachment 1 summarizes the practice in Saskatoon as well as the other cities polled.

Conducting a municipal and school board election is a complex undertaking and requires a significant amount of time. Election preparations in the City Clerk's Office typically commence in January of an election year. Election planning for 2016 is currently underway in the City Clerk's Office to ensure necessary processes are in place and all decisions and action items are carried out in accordance with applicable legislation and timelines. The City Clerk is currently fulfilling the role of Returning Officer as provided for in the *Act.* The preliminary planning as well as administrative support is being performed by a number of key staff in the City Clerk's Office in addition to their regular duties.

Procedural Implications for Designating an Outside Returning Officer

The designation of an outside Returning Officer must be made by City Council and must be made at least 90 days prior to the election. Given the complexity and amount of time to plan an election, it would be advisable that the Returning Officer be in place as early in an election year and ideally the appointment take effect in January. Prior to any designation, it is anticipated the process would be that there would be:

- A call for Expressions of Interest
- Vetting of applications
- Appointment of Returning Officer

Appointment of the returning officer may be made by resolution or by bylaw. The former Executive Committee recommended to City Council that this appointment be made by bylaw. The Bylaw could provide that council appoint a returning officer under certain terms and conditions; or, similar to the Municipal Wards Commission Bylaw, the bylaw could provide for the City Clerk to appoint a returning officer under certain terms and conditions.

The recommended option is for the bylaw to provide for the City Clerk to appoint a returning officer under certain terms and conditions. Terms and conditions of appointment which could be included in the bylaw are provided in Attachment 2.

Ideally, the process to appoint a returning officer should be completed as soon as possible to allow the designated individual sufficient time to adequately oversee the administration of the 2016 civic election.

To allow for a seamless transition to an outside returning officer and to adequately manage the election budget for 2016, the City Clerk recommends the establishment of the following internal process for the 2016 civic election:

- key staff in the City Clerk's Office, including the current contracted support person, continue to provide the specialized and administrative election support as in past elections;
- a senior staff person in the City Clerk's Office be appointed as an Assistant Returning Officer, to facilitate the coordination of assistance provided by staff in the City Clerk's Office and to assist the outside returning officer; and

 a suitable civic office space, in reasonable proximity to the City Clerk's Office, be pursued.

Financial Implications for Designating an Outside Returning Officer

The Election Budget forms part of the City Clerk's budget and is managed by the City Clerk's Office. There would be no major financial implications for designating an outside Returning Officer for 2016 if civic office space and resources, including the use of key staff in the City Clerk's Office were utilized. The cost of hiring an outside returning officer would be offset by not having to charge a portion of the City Clerk's salary to the election budget.

Policy Implications

There are no policy implications at this time.

Due Date for Follow-up and/or Project Completion

A report following the 2016 civic election discussing the experience of utilizing an outside returning officer including any recommendations for any by-elections during 2017 – 2019 and the 2020 civic election will be provided.

Public Notice

Public Notice pursuant to Section 3 of Policy No. C01-021, Public Notice Policy, is not required.

Attachments

- Appointment of Returning Officer Summary of Practice in Saskatoon and in Other Cities
- 2. Terms and Conditions of Appointment

Report Approval

Written and Approved by: Joanne Sproule, City Clerk Reviewed by: Patricia Warwick, City Solicitor

Appointment of Returning Officer Summary of Practices in Saskatoon and in Other Cities

Process in Saskatoon

With the exception of 2012, historically municipal and school board elections have been administered by the City Clerk, extensively supported by key staff of the City Clerk's Office. There is no full-time election staff. In an election year, one temporary contracted position is appointed associate returning officer to primarily perform operational duties related to polling places, arranging for workers, and distributing and collecting election supplies and statements of results. Aside from a period of approximately 2 -3 months prior to a civic election, the City Clerk's Office does not maintain an election office nor are staff dedicated solely to deal with election-related matters or projects.

In 2012, the Deputy City Clerk was appointed returning officer and a similar arrangement for support from City Clerk's Staff was put in place as described above.

Cities in Saskatchewan

The returning officer for cities in Saskatchewan has historically been the City Clerk.

City of Calgary

The City of Calgary has a full-time Returning Officer. The position is Manager of Election and Information Services, City Clerk's Office. The appointment is made by City Council and the individual is hired by the City Clerk. This position reports to the City Clerk; however, is solely in charge of running the municipal election. The office also has an Assistant Returning Officer.

City of Edmonton

The General Manager of Corporate Services delegates the authority of Returning Officer to the City Clerk for the City of Edmonton to perform all duties and functions and exercise all rights afforded to the Returning Officer under the *Local Authorities Election Act*. The City Clerk is further delegated the power to appoint another City employee or designated officer as the City's Returning Officer.

City of Winnipeg

The Deputy City Clerk is the Returning Officer, supported by an Election Manager/Projects.

Halifax Regional Municipality

In 2012, the City Clerk was the Returning Officer; however, in late 2015, an "Expression of Interest" was put forward to conduct a search for a qualified individual to take the legislative responsibility as Returning Officer for the 2016 Municipal and School Board Elections. The position has been filled by an outside person for a one-year contract.

The returning officer is appointed by City Council, and under the direction of the Municipal Clerk is responsible for the preparation and administration of the election. An Elections Coordinator (municipal staff) is appointed as Assistant Returning Officer to assist the Returning Officer. The Assistant Returning Officer administers any byelections outside of the general election.

<u>Terms and Conditions of Appointment – Returning Officer</u>

Term of Appointment

• Temporary to the end of 2016 with the option to renew for any by-elections for the period 2017-2019 and the civic election in 2020.

Mandate

- To be responsible for the preparation and delivery of the 2016 Civic and School Board elections in accordance with *The Local Government Election Act, 2015*, relevant municipal bylaws, and within any policies and direction of the City Clerk and City Council;
- To ensure voters experience a fair and accessible electoral process;
- To ensure candidates have the tools and information needed to run for municipal and school board office;
- To competently administer the civic and school board election in an impartial and nonpartisan manner.
- To ensure communications with voters, candidates' representatives and candidates are carried out at all times with tact, discretion, common sense, courtesy and good judgement.
- To manage the financial, administrative, and human resources required for the administration of the election.
- To communicate information to the public, candidates and the media.

Hours of Work

Monday to Friday, 8:00 a.m. to 5:00 p.m. with some evening and weekend work.

Remuneration

The remuneration for the appointment shall be determined in consultation with the City's
Human Resources Department for comparable job qualifications, knowledge and abilities on the
Exempt Staff Salary Scale.

Other

Temporary working space will be provided.

From:

janette bishop <jbishop1568@gmail.com>

Sent:

February 04, 2016 9:40 PM

To:

City Council

Subject:

Form submission from: Write a Letter to Council

Submitted on Thursday, February 4, 2016 - 21:39 Submitted by anonymous user: 174.2.37.230 Submitted values are:

Date: Thursday, February 04, 2016

To: His Worship the Mayor and Members of City Council

First Name: janette Last Name: bishop Address: 612 Ave H S

City: saskatoon

Province: Saskatchewan Postal Code: s7m1w9

Email: jbishop1568@gmail.com

Comments:

http://ottawa.ctvnews.ca/mobile/views-of-controversial-blogger-not-welcome-in-ottawa-

1.2762259# gus& gucid=& gup=twitter& gsc=MgPMdkJ

I want to know where counsel stands on not allowing this individuals words of hate and advocating for legalization of rape to be permitted. There is no place for this. Other mayors from Edmonton, Calgary, and Ottawa have spoken up what about you? Unbelievable in this day an age. This is something that you must have a stance on, this is not simply freedom of speech.

The results of this submission may be viewed at: https://www.saskatoon.ca/node/398/submission/62687

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CITY CLERK'S OFFICE SASKATOON

Views of controversial blogger not welcome in Ottawa

CTV Ottawa
Published Tuesday, February 2, 2016 6:37PM EST
Last Updated Tuesday, February 2, 2016 7:10PM EST

A controversial writer and self-proclaimed pick-up artist, known for calling for the legalization of rape, is being told his views are not welcome in Ottawa.

Daryush Valizadeh, better known as Roosh V, shares anti-feminist views on his website called Return of Kings.

On February 6th, his website says he is organizing meetups for people sharing his outlook in cities across the world.

Mayor Watson is one of many city mayors who reacted online. He tweeted 'your pro-rape, misogynistic, homophobic garbage is not welcome in Ottawa."

"This kind of garbage isn't acceptable, to be promoting rape as something that should be legalized, attacking gay and lesbians and women, it really is quite disgusting," Watson said.

Roosh V mocked city mayors with this response on Twitter: "I laugh at all these raging mayors. A mayor is a failed businessman who is a slave to real estate developers. They get no respect from me."

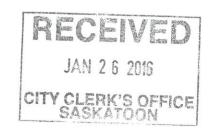
"This is a pretty outrageous and outlandish individual," Watson said. "But you have to be firm and ensure individuals know that this kind of behaviour is not acceptable in a tolerant, caring, and progressive city like Ottawa."

On his website, Roosh V tells his followers to gather inside of the doors at the Arts Court Building for the meeting on the 6th.

One city councillor said that will not be an option.

"We worked with our city operations to make sure that they don't have access to facilities," said Councillor Mathieu Fleury. "They are discriminating, they have hate speeches, that's not what we want to promote."

Fleury said he also reached out to the University of Ottawa, the BIA, and the Shaw Centre to ask them not to host any meetings for the group.



January 26, 2016

City Clerk's Office, City Hall 222 - 3rd Ave. North Saskatoon, Sask. S7K 0J5

Your Worship and City Council:

Following the 2012 civic election, City Council approved a \$10,000 annual communication allowance for each Councillor for a total of \$400,000 over four years plus an additional communication allowance for the Mayor along with \$10,000 annually for the City Clerk's office to administer the expenses.

Because it was passed in June 2013, City Council made it retroactive to January 2013 since a number of Councillors had already spent a portion of their allowance prior to the passing of the bylaw.

I understand that the \$10,000 communication allowance is not transferable from one year to the next. But I have also been told by a Councillor that the allowance is transferable, so there must be some misunderstanding on this issue.

It is also my understanding that the money can be used for such things as designing and printing material and communicating Council news to the taxpayer. Presumably, then, Councillors and the Mayor can use taxpayers money to pay for printed material such as pamphlets and bulletin boards during the upcoming 2016 civic election.

Meanwhile, candidates not on Council will not be getting any taxpayer money to run their campaigns. This causes a very serious injustice in our democratic process and may be open to legal action, such as the illegal lockout of the transit drivers by the city in September 2014, which cost the taxpayers well over \$1 million.

Since the Mayor and Councillors implemented the bylaw for personal gain, there is still an opportunity to rectify the problem and show leadership.

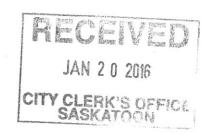
I would suggest strongly that Council repeal the bylaw for 2016 and that no member of City Council take any taxpayer money for expenses. Finally, and obviously, the City Clerk's office should not be given any funding for this purpose in 2016.

I thank you for this opportunity to share my thoughts with you on this important issue.

Sincerely

Henry Davday





January 14, 2016

To: All Municipal Councils c/o Clerks and Administrators

NOTICE OF SAMA ANNUAL MEETING

In accordance with *The Assessment Management Agency Act*, municipal councils are hereby notified that the Saskatchewan Assessment Management Agency (SAMA) will hold its Annual Meeting on **Tuesday, April 26, 2016 at the Saskatoon Inn & Conference Centre.** The meeting will be held in the Saskatchewan B room. The theme of SAMA's 2016 Annual Meeting will be "Looking Ahead to 2017," and will focus on the various improvements SAMA will be making to the assessment system leading up the 2017 Revaluation. Preliminary value trend information regarding the 2017 Revaluation will also be provided.

John Gormley will be the keynote speaker at the meeting offering his unique take on the ever changing landscape of the province and its inhabitants.

Similar to 2015, SAMA will be offering a half day training session the day before the Annual Meeting specifically geared to administrators. The session will run the afternoon of April 25, 2015 from 1:30 – 4:30, and will be held in the Saskatchewan B room at the Saskatoon Inn. The training session will build upon the session from 2015, detailing various aspects of the assessment system, and seeking to help administrators better understand the role assessment plays in the province, with specific emphasis on how municipalities can make the most out of the preliminary 2017 value reports that SAMA will be providing to all our clients starting in June of 2016. There is **no additional cost** for the training session above the registration fee for the Annual Meeting. Pre-registration is required for this training session.

SAMA updated our *Annual Meeting Bylaw* in 2015, and one significant change is that each municipal council may now appoint two voting delegates to attend the Annual Meeting. The voting delegates can be any person named by the municipal council to attend SAMA's Annual Meeting as a voting delegate. Other delegates, including members of council and administrators, may also attend the Annual Meeting as non-voting participants.

Registration for the annual meeting will begin at 8:15 a.m., with the formal meeting commencing at 9:30 a.m. Refreshments will be provided throughout the day, and lunch is included with each delegate's registration fee.

Business conducted at the SAMA Annual Meeting will include:

- consideration of resolutions with respect to assessment policy and practices, assessment administration or assessment legislation;
- receipt of the board of directors' annual report;
- consideration of reports made by SAMA; and
- consideration of any changes proposed by SAMA to assessment legislation.

As stated in section 17(1) of the Annual Meeting Bylaw, a municipal council may, not less than one month before the date set for the convening or reconvening of the annual meeting, deliver to the Board a proposed resolution for consideration at the annual meeting. A municipal council may present a resolution respecting assessment policy and practices, assessment administration or assessment legislation. The deadline for submission of regular (non-emergent) resolutions is March 26, 2016. Resolutions may be submitted by mail to my attention at SAMA Central Office, 200-2201-11th Avenue, Regina, Saskatchewan, S4P 0J8, by fax to 306-924-8060 or by email at info.request@sama.sk.ca.

Registration fees are \$60 if registered before March 31, 2016 and \$70 after March 31, 2016.

The full registration package and agenda for SAMA's Annual Meeting will be sent to municipal councils by March 1, 2016. If you have any questions about the annual meeting, please contact SAMA at 1-800-667-7262.

Sincerely,

Irwin Blank

SAMA Chief Executive Officer

Saskatchewan Assessment Management Agency

200-2201 11th Ave.

Regina SK 54P0J8

Federal Infrastructure Funding

Recommendation

That the information be received.

Topic and Purpose

The purpose of this report is to provide an overview of:

- existing federal infrastructure funding that the City of Saskatoon (City) receives;
- emerging federal infrastructure funding that is anticipated to emerge once the next Federal Budget is released; and
- some potential capital projects that the City may advance.

Report Highlights

- There are a few existing federal Infrastructure programs that the City currently receives funding from. The federal Gas Tax Fund and the Building Canada Fund are two of the main programs from which the City receives funding.
- 2. The new federal government has committed to investing an additional \$60 billion in infrastructure funding over the next 10 years.
- 3. The City's 2016 2020 Capital Plan includes several projects which would be well suited for the recently announced eligible funding categories. In addition, this funding provides an opportunity to identify additional projects not included within the City's Capital Plan, but may be a City Council priority.

Strategic Goal

This report supports the strategic goal of Asset and Financial Sustainability by demonstrating that planning is inspired by the idea that "we invest in what matters". The financial and physical resources under the City's care are used to address the needs of citizens today and tomorrow – focused on the long-term goal to manage the City in a smart, sustainable way.

Background

As part of the Long-Term Financial Sustainability Plan 2015 - 2025, approved by City Council on June 22, 2015, the New Building Canada Fund (NBCF) is expected to provide the City with a total of \$70 million over a 10-year time frame. Eligible project categories included highways and major roads, public transit and water and wastewater.

On June 22, 2015, City Council approved the funding strategy for the interchange at Highway 16 and Boychuk Drive in principle. This strategy would allocate \$29.7 million from the NBCF to the project, leaving approximately \$40.5 million. The Administration committed to bring forward other potential projects for City Council's consideration and approval for the remaining NBCF allocation.

Report

Existing Federal Infrastructure Programs:

- In Budget 2013, the Government of Canada unveiled the New Building Canada Plan (NBCP) to replace the original Building Canada Plan set to expire in 2014.
- The NBCP provides a total of \$47 billion in new infrastructure funding over a period of 10 years (2014 2024).
- As Attachment 1 illustrates, the primary infrastructure funds are as follows:
 - Community Improvement Fund (\$32.2 billion) which includes the Gas Tax Fund (GTF) and the Goods & Services Tax (GST) Rebate;
 - o NBCF (\$14 billion); and
 - Renewed P3 Canada Fund (\$1.25 billion).
- Under the overall NBCP, the City receives approximately \$12.6 million per year of Gas Tax funding. The GTF is provided directly to municipalities as a per capita transfer. In other words, there is no application process for this funding.
- The City receives a 100% rebate on GST paid by the City on the purchase of goods and services each year (\$22.7 million in 2015).
- The City will receive up to \$57.6 million from the renewed P3 Canada Fund for the
 construction of the North Commuter Parkway and Traffic Bridge Replacement
 Project. This is an application based process and the funding is based on 25% of
 total eligible project costs.
- To date, the City has not received any of the funding from the NBCF which was announced in Budget 2014. However, it has been allocated \$35.1 million from the NBCF, Provincial-Territorial Infrastructure Component (PTIC), and National-Regional Projects (NRP). The Government of Saskatchewan has agreed to match this funding and has also allocated \$35.1 million to the City, for a total of \$70.2 million.
- All orders of government will fund approximately one third of the total eligible costs for any project that receives funding from the NBCF-PTIC-NRP.
- The City has submitted an application for funding approval through the NBCF-PTIC-NRP for the construction of an interchange at Highway 16 and Boychuk Drive.
- Recent media reports have suggested that the Government of Canada will provide \$300 million in previously committed infrastructure funding to Saskatchewan. Although the Government of Canada has not made a formal announcement, the funding is simply an acceleration of NBCF-PTIC-NRP funds that were previously allocated to Saskatchewan. It is anticipated that this will not affect the amount of money that the City receives from the NBCF-PTIC-NRP.

Emerging Federal Infrastructure Programs:

- The new federal government made an election commitment to invest an additional \$60 billion in new infrastructure funding over the next 10 years (2016 2026).
- This new investment will be allocated evenly across three main categories:
 - Public Transit Infrastructure (\$20 billion)
 - Green Infrastructure (\$20 billion)
 - Social Infrastructure (\$20 billion)

Notably absent from these categories are transportation infrastructure projects, such as roads and bridges.

- Although the details of the federal government's infrastructure funding commitment will be known once the federal budget is released (in late March), some information has been made public:
 - Over the first two years, the federal government is planning to provide
 \$20 billion in infrastructure funding (in addition to the GTF), broken down as follows:
 - \$10 billion from the existing NBCF; and
 - \$10 billion of new funding allocated equally across the three major categories described above.
- In the first two years, it is anticipated that the new funding will be dedicated to the rehabilitation, repair and maintenance of existing infrastructure, provided they fall within the three categories noted earlier.

Potential Projects

In anticipation of this revised federal program, the City is taking a strategic view to this funding opportunity and will provide a more detailed report at a future Governance and Priorities Committee meeting. This will provide the Committee an opportunity to review and prioritize potential projects available for funding. These projects will include two sources:

- projects already included within the City's Capital Plan (2016 2020); and
- additional projects outside of what has been identified in the City's Capital Plan.

The City has several projects included within the 2016 - 2020 Capital Plan that would be well suited for the areas outlined by the federal government. Table 1 on the following page provides example of the types of projects that could fit under these categories.

Table 1: Potential Infrastructure Projects

Public Transit Infrastructure	Green Infrastructure	Social Infrastructure
Bus Replacements	Recovery Park	Fire Hall Relocations
Bus Rapid Transit	Water and Wastewater	City Centre Recreation
Implementation	Treatment Plant Upgrades	Facility
	Accelerating Lead Service	Play Structure Upgrades
	Connection Replacements	
	Landfill Optimization	New Ice Arenas
	Park Irrigation Upgrades	New Central Library

As mentioned above, this funding may provide an opportunity for additional projects beyond what has been included in the City's Capital Plan. Some examples of these projects include:

- land purchases for affordable housing;
- solar or hydro power projects; or
- significant waste diversion projects.

As more information regarding the specific criteria and funding allocation become available, the prioritization process to follow at the April 18, 2016, Governance and Priorities Committee meeting will allow the City to be well positioned to significantly benefit from this funding opportunity.

Other Considerations/Implications

There are no policy, financial, environmental, privacy, or CPTED implications or considerations, and public and/or stakeholder involvement is not required.

Due Date for Follow-up and/or Project Completion

The Administration will report back to the Governance and Priorities Committee on April 18, 2016, with a detailed listing of potentially eligible projects and a prioritization strategy.

Public Notice

Public Notice pursuant to Section 3 of Policy No. C01-021, Public Notice Policy, is not required.

Attachment

1. The New Building Canada Plan

Report Approval

Written by: Clae Hack, Director of Finance

Mike Jordan, Director of Government Relations

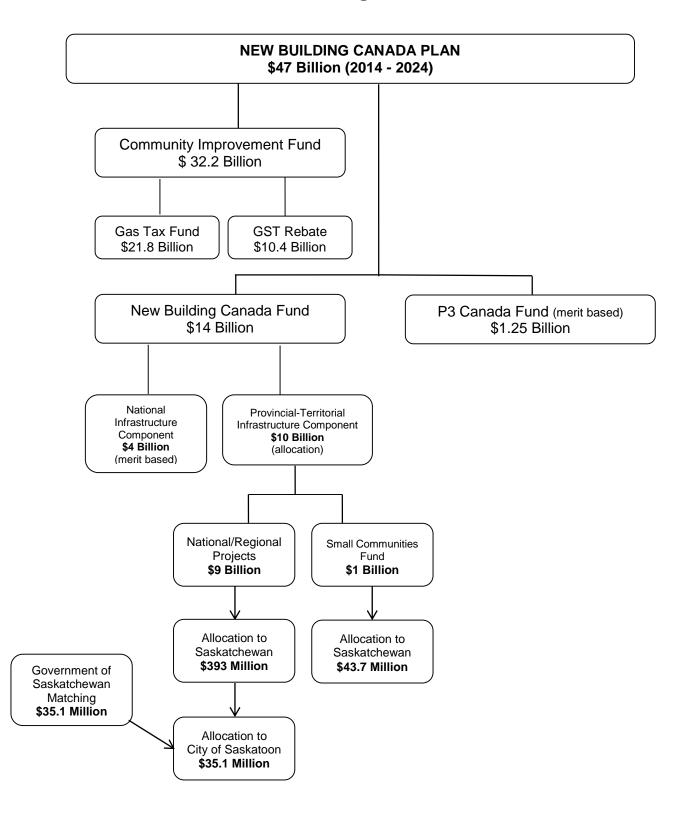
Reviewed by: Kerry Tarasoff, CFO/General Manager, Asset and Financial

Management Department

Approved by: Murray Totland, City Manager

Federal Infrastructure Funding_Feb.docx

The New Building Canada Plan



2013 - 2023 Strategic Plan – Reaffirming the 4-Year Priorities

Recommendation

That the Governance and Priorities Committee recommend to City Council that the 4-Year Priorities included in Attachment 1 be utilized in preparing the 2017 Business Plan and Budget.

Topic and Purpose

The purpose of this report is to provide a summary of the Strategic Plan 4-Year Priorities that will help guide City Council decisions on how best to allocate resources to the proposed projects, programs, and services in the 2017 Business Plan and Budget.

Report Highlights

- In addition to the City of Saskatoon's Strategic Plan, City Council's priorities will provide direction and focus to the Administration in the preparation of the 2017 Business Plan and Budget.
- 2. The 10-Year Strategic Plan will be updated in 2017 to reflect the 4-Year Priorities of the newly elected City Council.

Strategic Goal

The information contained in this report aligns with all seven of the City's Strategic Goals; outlining 4-Year Priorities that help operationalize the City's vision.

Background

- In 2012, Saskatoon City Council adopted a 10-Year Strategic Plan. The Vision, Strategic Goals and other elements that make up the Plan were based on extensive public consultation and presented in the Community Vision, Saskatoon Speaks publication.
- In 2013, the 10-Year Strategic Plan was updated to reflect the priorities for the current City Council, elected in October 2012.
- Every January, the Governance and Priorities Committee (formerly Executive Committee) holds a Special City Council Strategic Planning meeting to discuss the 4-Year Priorities as set out in the Strategic Plan.

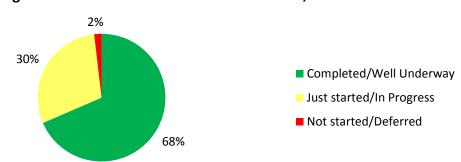
Report

The Strategic Plan outlines seven strategic goals. Each goal has 10-Year Strategies and 4-Year Priorities, representing the "how to" component of operationalizing the vision. Implementation strategies are incorporated into the Corporate Business Plan and Budget for each of the Strategies and Priorities, ensuring our budget and spending commitments focus on what matters most to citizens.

In January 2016, the Governance and Priorities Committee held a strategic planning session to discuss the priorities for the 2017 Business Plan and Budget.

1. Strategic Direction/Council Priorities for the 2017 Business Plan and Budget The strategic direction for the 2017 Business Plan and Budget is provided through the City's 10-Year Strategic Plan and more directly, City Council's priorities. The priorities are based on achieving the City's seven Strategic Goals and will provide direction and focus to the Administration in preparing the Business Plan and Budget.

City Council's 4-Year Priorities are provided in Attachment 1 which links the Priorities to each Strategic Goal. As indicated in the chart below, many of the priorities originally identified in 2013 are either complete or substantially underway. The Administration is currently placing significant emphasis on identifying initiatives and allocating resources to complete the remaining priorities.



Progress on 4-Year Priorities as of December 31, 2015

As a way of monitoring the City's progress toward achieving the Strategic Goals, City Council approved 25 performance measures; 19 targets and six indicators in April 2015. In addition to monitoring progress, performance measures assist in determining whether investments made are achieving the intended results at a corporate or community level.

A Performance Dashboard published on the City's website provides a snapshot of the City's progress in achieving the measures. It also gives citizens a look into how the City is progressing – where it needs to improve and where it is making strides – and identifies strategies to help meet those goals.

The 4-Year Priorities and performance targets will be used to guide the allocation of resources during the preparation of the 2017 Corporate Business Plan and Budget.

2. Updating the Strategic Plan

Following the municipal election on October 26, 2016, a strategic planning session will be held with City Council to update the 2013-2023 Strategic Plan to reflect the 4-Year Priorities and 10-Year Strategies of the newly elected City Council. A report outlining this process will be brought forward to the Governance and Priorities Committee later this year.

Public and/or Stakeholder Involvement

The 2017 Business Plan and Budget process as well as the Strategic Plan update will include a variety of public and stakeholder engagement opportunities. The report will include a communications and engagement plan outlining opportunities for citizen and stakeholder involvement in the update of the City's 10-Year Strategic Plan.

Communication Plan

A communication and engagement plan will be prepared for the 2017 Business Plan and Budget and presented at an upcoming Governance and Priorities Committee meeting. The goal is to inform citizens of the budgeting process, and to provide an opportunity for citizens to give their input into the budget, well in advance of City Council approval.

A communication and engagement plan will also be prepared for the updating of the Strategic Plan. The plan will outline the overall process and opportunities for citizens to provide input into the City of Saskatoon's Strategic Priorities for the next four years, 2017-2020.

Policy Implications

There are no policy implications at this time.

Due Date for Follow-up and/or Project Completion

The Administration will provide a comprehensive report on the 2013-2023 Strategic Plan highlighting the progress achieved on the 4-Year Priorities and overall results. The report will include an outline of the process that will be used to refresh the Strategic Plan in 2017. The preliminary 2017 Business Plan and Budget will be tabled at the November 16, 2016, Governance and Priorities Committee meeting.

Public Notice

Public Notice pursuant to Section 3 of Policy No. C01-021, Public Notice Policy, is not required.

Attachment

1. Strategic Plan – Four-Year Priorities for the 2017 Business Plan and Budget

Report Approval

Written by: Kim Matheson, Director of Strategic and Business Planning Reviewed by: Catherine Gryba, General Manager, Corporate Performance

Department

Approved by: Murray Totland, City Manager

Strategic Plan - 4-Year Priorities for the 2017 Business Plan and Budget

A CULTURE OF CONTINUOUS IMPROVEMENT

Begin the process of implementing Service Saskatoon

Develop a recruitment and retention strategy that attracts the best talent and retains employees over the long term

ASSET AND FINANCIAL SUSTAINABILITY

Establish levels of service for rehabilitation of assets and identify supporting financial strategies Develop funding strategies for expenses related to new capital expenditures Explore alternate sources of revenue to pay for ongoing operations

QUALITY OF LIFE

Provide opportunities for activities in a winter city
Build a leisure centre located within the core neighbourhoods
Develop partnerships and programs with Aboriginal organizations
Direct expenditures toward amenities in neighbourhoods

ENVIRONMENTAL LEADERSHIP

Identify opportunities to replace conventional energy sources with green energy technologies Consider mitigation strategies for the impact of severe weather events on the City's infrastructure Promote and facilitate city-wide composting and recycling

SUSTAINABLE GROWTH

Create incentives to promote density Implement the Integrated Growth Plan (Growing Forward! Shaping Saskatoon)

MOVING AROUND

Increase transit ridership

Establish service levels for the repair and maintenance of roads, streets, lanes, sidewalks and bridges

ECONOMIC DIVERSITY AND PROSPERITY

Continue to create and support a business friendly environment and increase the tax base that is non-residential

Maintain competitive rates for residential and business property taxes