

October 7, 2009



City Council Committee Report

TO: Mayor & Council

FR: Heather Kasprick, Deputy Clerk

RE: POA Prosecutor Contract

Background:

As part of the realignment of services between municipalities and the Province, the municipalities were transferred responsibility for the Provincial Offences Act (POA). In October 2000, the City began administering the Provincial Offences Act (POA) for the Red Lake, Ear Falls, Sioux Narrows Nestor Falls and Kenora areas.

As part of the administration of this program, the City had contracted with Rick Strain for prosecutor services for the past 4 years. Mr. Strain has been without a contract for the current year, and has advised that he will be retiring in April/May of 2010. In the 2006 contract, there was a lower rate for compensation being used as Mr. Strain had minimal experience in prosecution. However, he has now been our POA prosecutor for close to 5 years and in order to bring his compensation rate into a comparable rate for other prosecutors in the district, an increase is required. Dryden's prosecutor is at \$42.50 per hour, Fort Frances is \$48.00 per hour and Thunder Bay is \$71,906.88/yr plus benefits based on full time (1,820) hours.

I am recommending that Mr. Strain be moved from his current rate of \$39.00 per hour to \$42.00 per hour effective from October 13, 2009 until his retirement date in 2010.

Budget:

The POA Prosecutor is included in the POA operating budget. There will be some incremental costs to the POA program related to the increase in compensation. The costs of the increased compensation will be funded through the POA program, and shared by the POA partner municipalities.

Communication Plan/Notice By-law Requirements:

There will be notification sent the Municipal Partners on the increase.

Recommendation:

THAT Council approve the attached contract between Rick Strain, POA Prosecutor and the City of Kenora for POA prosecution services to 31 May 2010; and further

THAT three readings be given to the By-law authorizing the contract between Rick Strain, POA Prosecutor and the City of Kenora.