



**April 1, 2010**

## **City Council Committee Report**

**To: Mayor & Council**

**Fr: Heather Kasprick, Deputy Clerk**

**Re: Municipal Prosecutor**

### **Recommendation:**

THAT Council approve the attached contract between Allan Farrer, POA Prosecutor and the City of Kenora for POA prosecution services to 31 December 2011; and further

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

### **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 5 years. Mr. Strain has given his notice of resignation effective June 1, 2010. The recruitment process was initiated in February to replace Mr. Strain's contract and the interview process has now been completed. The selected candidate is Mr. Allan Farrer. Mr. Farrer comes to us with over 15 years of full time prosecuting experience with the MNR and is very experienced in prosecution and the Provincial Offences Act.

Given Mr. Farrer's experience, he has been offered the position at the current rate of Mr. Strain of \$42.00 per hour with no additional benefits, billed at hour for hour of court preparation time and court time. Travel expenses are paid in addition to his hourly rate. The standard contract for POA Prosecutor is attached.

**Budget:**

The POA Prosecutor is included in the POA operating budget. There will be some incremental costs to the POA program related to the training period while Mr. Farrer works with Mr. Strain in a brief transition period. The increased costs for the prosecutor during this period 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 of the change in prosecutors effective June 1, 2010.