

BACKGROUND and PREVIOUS COUNCIL DIRECTION

Previous Council Direction

On 2005 March 7, Council confirmed a need for the Audit Committee to receive additional reports to allow the Committee to fulfil its terms of reference. The City Solicitor and General Counsel was directed to provide an annual report regarding the structures and systems in place within The City to support an appropriate level of legal compliance regarding the various activities carried out within the organization. Law has provided annual reports to Council since that time.

Background

City Solicitor Bylaw 48M2000

Bylaw 48M2000 establishes the position of City Solicitor and General Counsel as a designated officer, provides that the City Solicitor and General Counsel reports to the Chief Administrative Officer, and outlines that the City Solicitor and General Counsel has the power to initiate, prosecute, maintain, or defend any action, claim or other proceeding at law or in equity deemed by the City Solicitor and General Counsel to be in the best interests of The City of Calgary including but not limited to the powers, duties and functions:

- to make decisions on the duty to defend and to indemnify any employee, volunteer, Member of Council, or appointee to a City Board, Commission, or Committee for any action, claim or other proceeding;
- to settle any action, claim or other proceeding provided the amount does not exceed \$250,000;
- to retain and pay external legal counsel when the City Solicitor and General Counsel deems it to be in the best interests of The City of Calgary;
- to report to Council with respect to any legal matter where in the City Solicitor and General Counsel's independent judgment a Council decision is necessary or Council must be informed; and
- to take such other actions and decisions as are similar or necessarily incidental to implementing the above including but not limited to expenditure of funds and other resources.

Audit Committee Bylaw 33M2020

The mandate of the Audit Committee includes assisting Council in fulfilling its oversight and stewardship responsibilities by gaining and maintaining reasonable assurance in relation to risk management (Section 4(1)(ii)).

The Audit Committee is authorized to request reports from the Chief Administrative Officer on The City's Integrated Risk Management and corporate risks, at least twice a year (Section 5(c)(ii)).

The Audit Committee oversees The City's process of risk identification, analysis and management procedures to mitigate risk (Schedule A, 4(b)).

Integrated Risk Management Council Policy (CC011)

On 2020 February 3, the updated Integrated Risk Management Policy was approved by Council (AC2020-0022). Council adopted the Policy to provide a more systematic and consistent approach to risk management at The City of Calgary.