



THE CORPORATION OF
HALDIMAND COUNTY

**MUNICIPAL ELECTION
COMPLIANCE AUDIT COMMITTEE**

AGENDA

DATE: June 27, 2019

TIME: 2:00 p.m.

PLACE: Haldimand County Central Administration Building, Lower Committee Room

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A. CALL TO ORDER	
B. DISCLOSURES OF PECUNIARY INTEREST	
C. APPROVAL OF PREVIOUS MINUTES	
1. Committee Minutes – April 15, 2019	1
D. CONSIDERATION OF CLERK’S REPORT	
1. Report dated May 31, 2019	4
a) Chairperson’s Remarks	
b) Comments by contributor	
c) Comments by candidate	
d) Deliberation by committee	
e) Decision by committee	
E. ADJOURNMENT	



Joint Municipal Elections Compliance Audit Committee Minutes

Date: Monday, April 15, 2019
Time: 3:00 p.m.
Place: County of Brant Council Chambers, 7 Broadway Street West, Paris

Present: Members Toor, Gelinias, Cowan, Kaufman (3:15 p.m.), Claridge (3:40 p.m.)
Staff: Tanya Daniels, City Clerk / Returning Officer – City of Brantford
 Evelyn Eichenbaum, Clerk – Haldimand County
 Heather Boyd, Clerk – County of Brant

H. Boyd welcomed members in attendance and introductions were made.

Approval of Agenda

Moved by – Member Toor
Seconded by – Member Gelinias

That the Joint Municipal Elections Compliance Audit Committee agenda for April 15, 2019 be approved.

Carried

Compliance Audit Committee Orientation Session

T. Daniels made the presentation entitled “Municipal Election Compliance Audit Committee – 2019 Training and Orientation”. Discussion was held on the following:

- The Joint Municipal Elections Compliance Audit Committee (MECAC) is tasked with hearing any compliance audit complaints regarding election financial statements submitted by candidates in the 2018 Municipal Elections for the County of Brant, City of Brantford, Norfolk County and Haldimand County. The School Boards have established separate Compliance Audit Committees. Some members may have been asked to serve on both.
- Members can expect four (4) required, procedural meetings, some of which may be held jointly. The total number of meetings of the Committee will depend on the number of compliance audit complaints that are submitted to each municipality.
- Discussion was held regarding the Committee’s review of complaints, supporting information to be provided by the Clerk, the decision-making process and the method for reporting the Committee’s decisions.

- Discussion was held regarding the Clerk's report on contributions. This report will be prepared following April 28 and may be submitted to separate or a joint meeting of the Committee.
- It was noted that the deadline for submission of a compliance audit complaint / request is 90 days from the filing date.
- Discussion was held regarding burden of proof, how a compliance auditor would be selected and possible legal proceedings. Questions were raised regarding whether individual committee members might be called to testify in a legal proceeding. It was noted that Committee documents and the auditor's report would be key evidence.
- Discussion was held regarding members' attendance, timing of meetings, vacation schedules, etc. It was noted that a quorum (3 members) of the Committee must be in attendance to proceed with any decisions.
- In response to a question, it was noted that members will be paid for their participation on this Committee on a per-meeting basis, as well as mileage to and from each meeting. Members were encouraged to track mileage. Submissions and payment will be arranged through the County of Brant Clerk when the Committee has fulfilled its mandate or for year-end.

Appointment of Chair and Vice-Chair

H. Boyd called for nominations for the position of Chair of the Joint Municipal Elections Compliance Audit Committee. Member Toor nominated Member Claridge. Member Gelinás seconded and Member Claridge accepted the nomination. Member Kaufman nominated Member Toor. Member Cowan seconded and Member Toor accepted the nomination.

Moved by – Member Gelinás
Seconded by – Member Cowan

That nominations for the position of Chair of the Joint Municipal Elections Compliance Audit Committee be closed.

Carried

Votes were cast by ballot and reviewed by staff. Member Toor was declared Chair.

Moved by – Member Cowan
Seconded by – Member Kaufman

That Member Toor be declared Chair of the Compliance Audit Committee and ballots be destroyed.

Carried

H. Boyd called for nominations for the position of Vice-Chair. Member Gelinias nominated Member Cowan. Member Kaufman seconded and Member Cowan accepted.

Moved by – Member Kaufman
Seconded by – Member Gelinias

That nominations for the position of Vice-Chair of the Joint Municipal Elections Compliance Audit Committee be closed;

And that Member Cowan be declared Vice-Chair of the Compliance Audit Committee.

Carried

Member Toor assumed the Chair.

Next Meeting and Adjournment

It was noted that future meetings would be held at the call of the respective Clerk(s) / Chair, depending on the submission of any compliance audit complaints and finalization of the Clerks' reports on contributions. Members were encouraged to forward any meeting availability / conflicts to Heather Boyd for coordination. The meeting adjourned at 4:05 p.m.

Secretary

HALDIMAND COUNTY

Clerk's Report to Compliance Audit Committee

Pursuant to S. 88.34 (2) of the Municipal Elections Act



To: Joint Municipal Election Compliance Audit Committee

From: Evelyn Eichenbaum, Clerk

Pursuant to Section 88.34 (2) of the *Municipal Elections Act, 1996* (Act), the Clerk shall prepare a report identifying each contributor to a candidate for office on a council who appears to have contravened any of the contribution limits under section 88.9 of the Act. If the contributor's total contributions to a candidate for office appear to exceed the limit under 88.9, the report shall set out the contributions made by that contributor to the candidate.

Under section 88.9 of the Act, a contributor cannot make contributions exceeding a total of \$1,200 to any one candidate in an election.

The following contribution is noted as exceeding the limit provided in Section 88.9 (1) of the Act.

Contributor's Name	Candidate's Name	Amount Contributed
Erindeep Virk	Craig Grice	\$1,250.00

The contribution that is the subject of this report was received by Craig Grice, a candidate for Councillor for Ward 3. Mr. Grice advised that he made attempts to return the excess donation to the contributor, without success and subsequently, the \$50 excess contribution was paid to the Clerk in accordance with Section 88.22 of the Act.

This report is being forwarded to the Joint Municipal Election Compliance Audit Committee and within 30 days of receipt of the report, the committee shall consider it and decide whether to commence a legal proceeding against the contributor for an apparent contravention.

Evelyn Eichenbaum

Clerk

May 31, 2019