

## **3RD REPORT OF THE**

### **2018 MUNICIPAL ELECTION COMPLIANCE AUDIT COMMITTEE**

Meeting held on May 17, 2019, commencing at 9:00 AM, in Committee Room #5, Second Floor, London City Hall.

**PRESENT:** A. Wright (Chair), D. Ross, C. Scrimgeour and C. Saunders (Secretary)

**ALSO PRESENT:** K. Campbell, B. Card, S. Corman and J. Raycroft.

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#### **1. CALL TO ORDER**

##### 1.1 Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

#### **2. CONSENT ITEMS**

##### 2.1 2nd Report of the 2018 Municipal Election Compliance Audit Committee

ROSS AND SCRIMGEOUR

That the 2nd Report of the 2018 Municipal Election Compliance Audit Committee, from the meeting held on May 3, 2019 BE APPROVED.  
CARRIED

##### 2.2 Appointment of an External Auditor for Conducting Compliance Audits of 2018 Municipal Election Campaign Finances

ROSS AND SCRIMGEOUR

That, on the recommendation of the City Clerk, the following actions be taken with respect to the appointment of an external auditor to conduct compliance audits of London 2018 municipal election campaign finances:

a) the report dated May 17, 2019 and entitled "Appointment of an External Auditor for Conducting Compliance Audits of 2018 Municipal Election Campaign Finances" providing the results of the Request for Quotations for the appointment of an external auditor as required under section 88.33(1) of the Municipal Elections Act, 1996 (the "Act"), BE RECEIVED;

b) the auditing firm of William Molson, CPA, CA BE APPOINTED to conduct compliance audits of candidates' 2018 municipal election campaign finances for which the 2018 Municipal Election Compliance Audit Committee has granted an application; and,

c) the City Clerk BE DIRECTED and authorized to take the necessary actions to negotiate a contract with William Morrison CPA, CA to carry out Municipal Election compliance audits in response to the decisions of the 2018 Municipal Election Compliance Audit Committee with respect to applications for compliance audits. CARRIED

### 3. ITEMS FOR DISCUSSION

#### 3.1 2018 Municipal Election Contributions Report (Ismail Omer)

##### ROSS AND SCRIMGEOUR

The City Clerk BE DIRECTED to prepare a decision of the 2018 Municipal Election Compliance Audit Committee (Committee) with respect to the 2018 Municipal Election Contribution Report with respect to Ismail Omer (Contributor) setting out reasons in support of the decision of the Committee that despite the contravention of the Contributor of section 88.9(4) of the *Municipal Elections Act, 1996* whereas the Contributor exceeded a total of \$5,000 to two or more candidates for office of the same council, the Committee will not commence a legal proceeding against the Contributor as the Committee is of the opinion that there is no public interest in doing so;

it being noted that the Committee received verbal presentations from Ismail Omer, Roger Caranci and Randy Warden with respect to this matter.  
CARRIED

#### 3.2 2018 Municipal Election Contributions Report (John White)

##### ROSS AND SCRIMGEOUR

The City Clerk BE DIRECTED to prepare a decision of the 2018 Municipal Election Compliance Audit Committee (Committee) with respect to the 2018 Municipal Election Contribution Report with respect to John White (Contributor) setting out reasons in support of the decision of the Committee that despite the contravention of the Contributor of section 88.9(4) of the *Municipal Elections Act, 1996* whereas the Contributor exceeded a total of \$5,000 to two or more candidates for office of the same council, the Committee will not commence a legal proceeding against the Contributor as the Committee is of the opinion that there is no public interest in doing so;

it being noted that the Committee received verbal presentations from Annie Legate-Wolfe, Harrison Pensa LLP and John White with respect to this matter;

it being further noted that the Committee received the attached communication from Ian Wallace, Harrison Pensa LLP with respect to this matter. CARRIED

### IN CLOSED SESSION

#### SCRIMGEOUR AND ROSS

That the 2018 Municipal Election Compliance Audit Committee (Committee) rise and go In Closed Session, for the purpose of deliberating with respect to the following matters pursuant to subsection 88.34(9.1) of the *Municipal Elections Act, 1996*:

- a) 2018 Municipal Election Contribution Report – Ismail Omer; and,
- b) 2018 Municipal Election Contribution Report – John White

The Committee rises and goes In Closed Session at 9:42 AM.

The Committee, In Closed Session rises and reconvenes at 10:07 AM.

**4. DEFERRED MATTER/ADDITIONAL BUSINESS**

None.

**5. ADJOURNMENT**

ROSS AND SCRIMGEOUR

That the meeting of the 2018 Municipal Election Compliance Audit Committee  
BE ADJOURNED. CARRIED

The meeting adjourned at 10:12 AM.

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Andrew Wright, Chair

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Dan Ross, Member

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Christene Scrimgeour, Member

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Catharine Saunders, Secretary

**From:** [Saunders, Cathy](#)  
**To:** [Bush, Anastasia](#)  
**Subject:** FW: Municipal Election Compliance - John White  
**Date:** Thursday, May 23, 2019 9:59:36 AM  
**Attachments:** [image001.png](#)

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**Cathy Saunders, MPA, RPP**  
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**From:** Ian Wallace [mailto:[iwallace@harrisonpensa.com](mailto:iwallace@harrisonpensa.com)]  
**Sent:** Thursday, May 16, 2019 4:04 PM  
**To:** Saunders, Cathy <[csaunder@london.ca](mailto:csaunder@london.ca)>; [csaunders@london.ca](mailto:csaunders@london.ca)  
**Cc:** [johnwhite@winmar.ca](mailto:johnwhite@winmar.ca); Annie Legate-Wolfe <[alegatewolfe@harrisonpensa.com](mailto:alegatewolfe@harrisonpensa.com)>  
**Subject:** [EXTERNAL] Municipal Election Compliance - John White

Ms. Saunders, I have just heard from our client John White about a hearing scheduled for tomorrow morning, Friday, May 17<sup>th</sup>, 2019 regarding Municipal Election Compliance. Apparently he only received these materials today.

As such he is unable to prepare a response by the deadline set out in your letter of May 9<sup>th</sup>. We are attempting to make arrangements to attend at the hearing with him but may request an adjournment to permit him to properly respond.

regards

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