



AGENDA - MUSKOKA COMPLIANCE AUDIT COMMITTEE MEETING Thursday, July 16, 2015

A Muskoka Compliance Audit Committee meeting will be held on Thursday, July 16, 2015 at 2:00 p.m., in the Council Chambers, Municipal Offices, Port Carling, Ontario.

Page

1. Call to Order

- a. Clerk to call first regular meeting of the Committee to order.
- b. Clerk to conduct the selection of the Chair and Vice Chair – resolution of Committee.

2. Disclosure of Interest

3. Consideration of Applications for a Compliance Audit

a. Review Committee Mandate

b. Compliance Audit Applications

1. Chair to summarize application (per request).
2. Chair to request that Applicant or Applicant's Agent and Candidate or Candidate's Agent identify themselves.
3. Applicant or Applicant's Agent deputation.
4. Candidate or Candidate's Agent deputation.
5. Committee to consider Application - resolution of Committee.
6. Committee to consider appointment of auditor, if required - resolutions of Committee.

4. Consideration of Auditor/Legal Reports

5. Closed Session

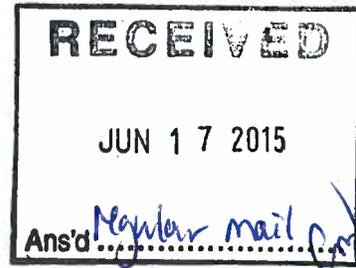
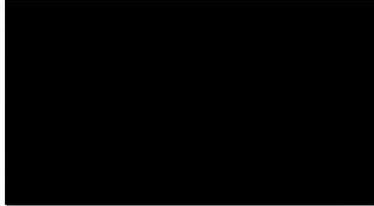
- a. Committee in Closed Session may be held, if required, in accordance with Section 239 (2) and (3.1) of the Municipal Act, 2001.

3-15

6. Adjournment

- a. Consideration of a resolution to adjourn.

J. DOUGLAS BRYDEN



June 15, 2015

Ms. Cheryl Mortimer,

Clerk,

Township of Muskoka Lakes

1 Bailey Street,

Port Carling, ON. POB 1J0

Dear Ms. Mortimer,

Re: Municipal Elections Act – Compliance

As a matter of personal interest and concern, I have recently reviewed the 2014 election expenses of the various candidates, and have focused on candidates Murphy and Harding. It appears to me that there may have been some activities at variance to the Act, and some need to review election expense reporting. I am, therefore, requesting that the Compliance Audit Committee investigate my particular concerns which I have outlined below.

Alice Murphy

1) Space ads, brochures and signage – This candidate is visibly wearing the “Chain of Office”, a clear violation of the Municipal Elections Act which prohibits use of municipal property and resources. Additionally, she uses the words “Mayor Alice Murphy”, giving the distinct impression that this is her name, or that she is the Mayor, not just a candidate. This seems to me to give her an unfair advantage over the other candidates.

2) Sign expenditures – The amount reported on her filing is \$3,792.37. Given the huge number of signs that I observed versus those of competing candidates, and having some knowledge of the cost of signage, this figure seems extraordinarily

low. She had at least three types of signs – two were large in size and had a coloured photograph, some were double sided, and all needed stakes and mounting hardware. I am asking that the Audit Committee obtain the invoices for all these items, with supplier verification.

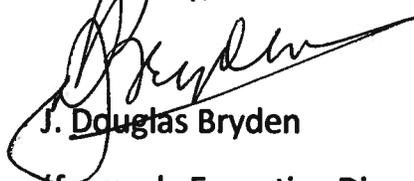
3) Brochure and Flyer cost – The reported cost of \$4,463.86 also seems exceptionally low. I am aware of two examples of her brochure and flyer, and they are attached to this letter. One is an expensive, coloured flyer inserted in a clear plastic envelope, with first class postage, and distributed in a widely spread mailing to potential voters, some of whom reside in London, Oakville, Barrie and Toronto. The other, a more modest publication, was also produced at some cost I would expect, perhaps focused on local distribution. I am, therefore, requesting that the Audit Committee verify the mailing list used, the cost of postage and the special clear envelopes, and the cost of individual label preparation, all with supporting invoices, for all brochures and flyer production.

Phil Harding

Cost of brochures and flyers – This candidate has declared an expense of \$5,050.66 for these items. To my knowledge, I have not heard from anyone in Ward C or elsewhere in the Township who has seen or remembered receiving a flyer or brochure from candidate Harding. Would the Audit Committee please obtain some samples and verify supplier invoices for the samples.

Your early attention to my requests would be sincerely appreciated, and I look forward to hearing from you in due course.

Yours truly,



J. Douglas Bryden

(formerly Executive Director for the Institute for Global Ethics (Canada))



RECEIVED

JUN 25 2015

in person
Am

**OCTOBER 27, 2014 MUNICIPAL ELECTION
APPLICATION REQUESTING COMPLIANCE AUDIT
OF A CANDIDATE'S ELECTION CAMPAIGN FINANCES**

to be heard by the **Joint Compliance Audit Committee** for the Town of Bracebridge, The District Municipality of Muskoka, the Township of Georgian Bay, the Town of Gravenhurst, the Town of Huntsville, the Township of Lake of Bays, and the Township of Muskoka Lakes.

Contact Information of Applicant

Name:	J. DOUGLAS BRYDEN
Address:	[REDACTED]
Telephone number:	[REDACTED]
Email address:	[REDACTED]

Candidate Information

Name of Candidate:	ALICE MURPHY
Office of Candidate: (check one)	<input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Ward Councillor <input type="checkbox"/> District Councillor

Application must be submitted to the municipality where the candidate ran for office.

<input type="checkbox"/> Town of Bracebridge	<input type="checkbox"/> Town of Gravenhurst
<input type="checkbox"/> District Municipality of Muskoka	<input type="checkbox"/> Township of Georgian Bay
<input type="checkbox"/> Town of Huntsville	<input type="checkbox"/> Township of Lake of Bays
<input checked="" type="checkbox"/> Township of Muskoka Lakes	

Please note that a request for a compliance audit for a School Board Trustee must be directed to the Secretary of the applicable School Board.

Subsection 81 (1) of the Municipal Elections Act, 1996, (Act) states:

"An elector who is entitled to vote in an election and believes on reasonable grounds that a candidate has contravened a provision of this Act, relating to election campaign finances may apply for a compliance audit of the candidate's election campaign finances."

Reasons for requesting Compliance Audit
(attach additional documentation, if applicable)

See attached correspondence



Deadline for filing Application

The application must be made within ninety (90) days after the latest of the filing deadlines:

- June 25, 2015 would be the last day to file a compliance audit request for the December 31, 2014 reporting period (regular campaign period filing deadline is 2:00 p.m. on Friday, March 27, 2015);
- December 24, 2015 would be the last day to file a compliance audit request for the June 30, 2015 supplementary reporting period (supplementary campaign period filing deadline is 2:00 p.m. on September 25, 2015);
- Another deadline as provided for in Subsection 79.1 of the Act (return of surplus for subsequent expenses), if applicable; or
- The expiration of a filing extension pursuant to Subsection 80 (4) (court ordered extension); if any.

For more information please contact:

The Clerk in the municipality in which the Compliance Audit is being requested.

Personal Information included in this Application is collected under the authority of the Municipal Elections Act, 1996, and will be utilized for the processing of the request for a Compliance Audit of a candidate's election campaign finances. Any questions regarding the collection of this information should be directed to the Director of Corporate Services/Clerk @ 705-645-6319 Ext. 243

Recovery of Costs

If the Compliance Audit Committee report indicates that there was no apparent contravention by a candidate and the committee finds that there were no reasonable grounds for the application, the council or local boards is entitled to recover the auditor's costs from the application.

Please note that faxed or emailed Applications will not be accepted.

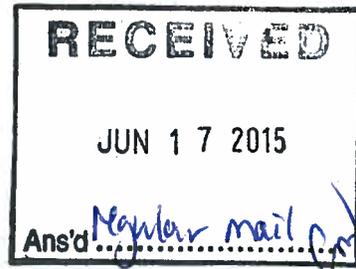
Sworn before me in the Town of Ship Muskoka Lakes
 in the District of Muskoka
 this 25th day of June
 2015.

 Commissioner of Oaths for taking Affidavits

 Signature of Applicant

Cheryl Mortimer, Clerk
 Commissioner for taking Oaths
 in the District of Muskoka for the
 (To request)
 Municipality of Muskoka Lakes

J. DOUGLAS BRYDEN



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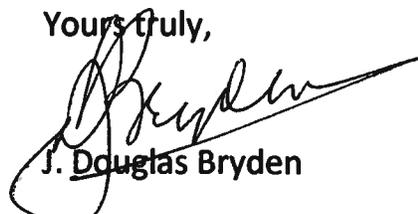
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Address:	[REDACTED]
Telephone number:	[REDACTED]
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Candidate Information

Name of Candidate:	<i>PHIL HARDING</i>
Office of Candidate: (check one)	<input type="checkbox"/> Mayor <input type="checkbox"/> Ward Councillor <input checked="" type="checkbox"/> District Councillor

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Sworn before me in the Town of ^{ship}

Muskoka Lakes

in the District of Muskoka

this 25th day of June

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Commissioner of Oaths for taking Affidavits
Cheryl Mortimer, Clerk

Signature of Applicant

**Commissioner for taking Oaths
in the District of Muskoka for the
Township of Muskoka Lakes**
Chair to summarize application
(per request)