



# Corporate Report

<b>DEPARTMENT/ DIVISION</b>	City Manager's Office - Office of the City Clerk	<b>REPORT NO.</b>	R 62/2015
<b>DATE PREPARED</b>	04/07/2015	<b>FILE NO.</b>	
<b>MEETING DATE</b>	04/27/2015 (mm/dd/yyyy)		
<b>SUBJECT</b>	Municipal Elections Act - Financial Statement and Auditor's Report		

## RECOMMENDATION

For information only.

## EXECUTIVE SUMMARY

The *Municipal Elections Act, 1996* (the "Act") requires that the Clerk report in writing to Council and to the relevant school boards the identities of those candidates who are in default because they have not filed the necessary financial statements by the legislated deadline.

## DISCUSSION

The filing date for the 2014 Municipal and School Boards Election was Friday, March 27, 2015 on or before 2:00 p.m. As required by the Act, the Office of the City Clerk sent notice to all candidates by registered mail on February 6, 2015, reminding them of their obligations in this regard.

In summary, the Act states the following:

**69.(1)** *A candidate shall ensure that,*

*(k) financial filings are made in accordance with sections 78 and 79.1;*

**78.(1)** *On or before 2 p.m. on the filing date, a candidate shall file with the clerk with whom the nomination was filed a financial statement and auditor's report, each in the prescribed form, reflecting the candidate's election campaign finances*

**80.(1)** *A candidate is subject to the penalties listed in subsection (2), in addition to any other penalty that may be imposed under this Act,*

*(a) if he or she fails to file a document as required under section 78 or 79.1 by the relevant date;*

**80.(2)** *In the case of a default described in subsection (1),*

*(a) the candidate forfeits any office to which he or she was elected and the office is deemed to be vacant; and*

*(b) until the next regular election has taken place, the candidate is ineligible to be elected or appointed to any office to which this Act applies. 2009, c. 33, Sched. 21, s. 8 (44).*

As outlined in the table below, of the 83 candidates registered, 11 failed to meet their obligations and file their financial statements on time.

<b>First Name</b>	<b>Last Name</b>	<b>2014 Office</b>	<b>Elected</b>
Burridge	Colin	Mayor	No
Judge	Shane	Mayor	No
Abotossaway	O. Naomi	At Large	No (Withdrew)
Kimberly	Coreau	At Large	No
Chris	Holland	At Large	No
Vanessa	Catalan	At Large	No (Withdrew)
Cameron	Nielson	Current River	No
Claudette	Gleeson	French Separate School Board	Yes
Robert	Martinie	French Separate School Board	
Logan	Ollivier	McIntyre	No
Douglas	Powell	McKellar	No

As is seen in the chart, one of the individuals who did not file a financial statement as outlined in the legislation was elected to a position as School Board Trustee for the French Separate School Board, at which time this position was therefore deemed to be vacant. Office of the City Clerk staff had communicated with the French Separate School Board in regards to this vacancy. As of April 9, 2015 this candidate has been granted a Court extension and relief from penalties.

**FINANCIAL IMPLICATION**

There are no financial implications at this time.

**CONCLUSION**

It is concluded that the identities of the candidates who are in default because they have not filed the necessary financial statements by the legislated deadline, has been submitted to City Council for information purposes as required under the *Municipal Elections Act, 1996*.

**BACKGROUND**

The *Municipal Elections Act, 1996* requires that the Clerk report in writing to Council and to the relevant school boards the identities of those candidates who are in default because they have not filed the necessary financial statements by the legislated deadline.

**REFERENCE MATERIAL ATTACHED**

None.

**PREPARED BY:** *John S. Hannam, City Clerk & Returning Officer & Marcella Vallelunga, Election Coordinator*

THIS REPORT SIGNED AND VERIFIED BY: (TIM COMMISSO, CITY MANAGER) TIM COMMISSO	DATE:  April 16, 2015
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