

# THE CORPORATION OF THE TOWNSHIP OF MUSKOKA LAKES

## BY-LAW NUMBER 2018-092

Being a by-law to establish and appoint a Muskoka Compliance Audit Committee.

**WHEREAS** Section 88.37 (1) of the *Municipal Elections Act, 1996, S.O. 1996, CHAPTER 32* (hereinafter referred to as the "*Municipal Elections Act*") provides that a council shall establish a compliance audit committee before October 1 of an election year for the purposes of the *Municipal Elections Act*;

**AND WHEREAS** Section 88.37 (2) of the *Municipal Elections Act* provides that the compliance audit committee shall be composed of not fewer than three and not more than seven members and shall not include employees or officers of the municipality; members of the council; any persons who are candidates in the election for which the committee is established; or any persons who are registered third parties in the municipality in the election for which the committee is established;

**AND WHEREAS** Section 88.37 (3) of the *Municipal Elections Act* provides that a person who has such qualifications and satisfies such eligibility requirements as may be prescribed is eligible for appointment to the compliance audit committee;

**AND WHEREAS** Section 88.37 (4) of the *Municipal Elections Act* provides that in appointing persons to the compliance audit committee, the council shall have regard to the prescribed eligibility criteria.

**AND WHEREAS** Section 88.37 (5) of the *Municipal Elections Act* provides that the term of office of the compliance audit committee is the same as the term of office of the council that takes office following the next regular election, and the term of office of the members of the committee is the same as the term of the committee to which they have been appointed.

**AND WHEREAS** Section 88.37 (6) of the *Municipal Elections Act* provides that the clerk of the municipality shall establish administrative practices and procedures for the compliance audit committee and shall carry out any other duties required under the *Municipal Elections Act* to implement the committee's decisions.

**AND WHEREAS** Section 88.37 (7) of the *Municipal Elections Act* provides that council shall pay all costs in relation to the compliance audit committee's operation and activities.

**AND WHEREAS** Sections 88.33, 88.34, 88.35, and 88.36 of the *Municipal Elections Act* provide for the compliance audit of candidates' campaign finances, the review of contributions to candidates, the compliance audit of registered third parties and the review of contributions to registered third parties;

**AND WHEREAS** the District Municipality of Muskoka, Town of Bracebridge, Town of Gravenhurst, Town of Huntsville, Township of Georgian Bay, Township of Lake of Bays and Township of Muskoka Lakes, deem it expedient to establish and appoint a Muskoka-wide compliance audit committee;

**NOW THEREFORE** THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF MUSKOKA LAKES ENACTS AS FOLLOWS:

1. THAT a committee, to be known as the Muskoka Compliance Audit Committee, is hereby established pursuant to Section 88.37 of the *Municipal Elections Act* and pursuant to the Muskoka Compliance Audit Committee 2018-2022 Terms of Reference as established by the Township of Muskoka Lakes, to deal with the matters provided for in Sections 88.33, 88.34, 88.35, and 88.36 of the *Municipal Elections Act*.
2. THAT the Muskoka Compliance Audit Committee shall be comprised of three (3) voting members of the public, with the provision for two (2) additional alternate members, all of who are qualified individuals, as follows:
  - 2.1. Joan A. Pajunen
  - 2.2. Bob Panizza
  - 2.3. Beverley Webb
  - 2.4. Rosemary King (Alternate Member)
  - 2.5. Linda Thompson (Alternate Member)

3. THAT the term of the Muskoka Compliance Audit Committee shall be for four (4) years commencing December 1, 2018 to November 14, 2022. If an audit goes beyond the Committee term, the Clerk has delegated authority to extend the term, if an extension is required.
4. THAT the Muskoka Compliance Audit Committee is responsible for addressing any candidates' or registered third party compliance audit applications or any candidates' or registered third party contribution limits Clerk's reports originating from any of the following member municipalities during the 2018 to 2022 Council term:
  - District of Muskoka
  - Town of Bracebridge
  - Town of Gravenhurst
  - Town of Huntsville
  - Township of Georgian Bay
  - Township of Lake of Bays
  - Township of Muskoka Lakes
5. THAT the business of the Muskoka Compliance Audit Committee shall be conducted in accordance with the Muskoka Compliance Audit Committee 2018-2022 Terms of Reference, as established by the Township of Muskoka Lakes, with delegated authority to the Clerk to amend the said Terms of Reference, and in accordance with the Muskoka Compliance Audit Committee 2018-2022 Administrative Practices and Procedures, as established by the Clerk.
6. THAT the Council for the Township of Muskoka Lakes shall pay all costs in relation to the compliance audit committee's operation and activities related to the Township of Muskoka Lakes.
7. AND THAT this By-law shall come into force and take effect on the date of passage.

By-law read a first, second and third time and finally passed this 13 day of July, 2018.

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Mayor Don Furniss

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Cheryl Mortimer, Clerk