



## City of Hamilton

# ELECTION COMPLIANCE AUDIT COMMITTEE REVISED

**Meeting #:** 23-002  
**Date:** June 16, 2023  
**Time:** 10:00 a.m.  
**Location:** Room 192, 1st Floor (hybrid) (RM)  
71 Main Street West

Carrie McIntosh, Legislative Coordinator (905) 546-2424 ext. 2729

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### 7.3 CONSIDERATION OF APPLICATIONS

## \*8. PRIVATE AND CONFIDENTIAL

### \*8.1 May 11, 2023 - Private Deliberation Minutes

Pursuant to subsection 12.10(5) of the Election Compliance Audit Committee Procedures and subsections 88.33(5.1), 88.34(9.1), 88.35(4) and 88.36(6.1) of the *Municipal Elections Act, 1996, as amended*.

## 9. ADJOURNMENT



Hamilton

**Election Compliance Audit Committee**

**MINUTES 23-001**

**Thursday, May 11, 2023**

**9:30 a.m.**

**Council Chambers**

**Hamilton City Hall**

**71 Main Street West**

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**Present:** C. DiFalco (Chair), L. Lister (Vice-Chair), V. Saunders and J. van der Heiden

**Absent with  
Regrets:** Z. Spicer

**Also Present:** S. Applebee, Solicitor (virtually)  
A. Holland, City Clerk  
A. Leadbetter, Manager Print, Mail and Elections

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**1. Appointment of Chair**

**(Saunders/Lister)**

That C. DiFalco be appointed as Chair of the Election Compliance Audit Committee for the 2022-2026 Term of Council.

**CARRIED**

**2. Appointment of Vice-Chair**

**(van der Heiden/Saunders)**

That L. Lister be appointed as Vice-Chair of the Election Compliance Audit Committee for the 2018-2022 Term of Council.

**CARRIED**

**FOR INFORMATION:**

**(a) APPROVAL OF AGENDA (Item 2)**

**(van der Heiden/Lister)**

That the Agenda for the May 11, 2023 Elections Audit Compliance Committee, be approved as presented.

**CARRIED**

**(b) DECLARATIONS OF INTEREST (Item 3)**

There were no declarations of interest.

**(c) CONSIDERATION OF APPLICATIONS (Item 8)**

The procedure that the Committee will follow for each of the Applications for Election Compliance Audit being considered at today's meeting is as follows:

The Applicant, or the Applicant's agent, will be given an opportunity to address the Committee. Members of the Committee may, through the Chair, ask questions of the Applicant. The Candidate shall be permitted to view any documents submitted by the Applicant.

The Candidate, or the Candidate's agent, will be given an opportunity to address the Committee. The Candidate may respond to the content of the Applicant's address to the Committee. Members of the Committee may, through the Chair, ask questions of the Applicant. The Applicant shall be permitted to view any documents submitted by the Candidate.

Following the presentations, the members of the Committee shall each have an opportunity to speak to the matter and may retire to deliberate in private before rendering a decision.

The decision of the Committee, whether granting or refusing an Application, shall be in writing, shall set out the reasons for the decision, and shall be signed by the members who concur in the decision. In addition to the written decision, nothing shall prevent the Committee from delivering an oral decision at the meeting. The Clerk shall forward notice of the decision of the Committee to the Applicant and the Candidate at the email addresses provided to the Clerk.

If the Committee decides to grant the application, it shall appoint an auditor, licensed under the *Public Accounting Act, 2004*, to conduct a compliance audit of the election campaign finances of the candidate.

**(i) Pascale Marchand submitting an Application for Election Compliance Audit respecting the Campaign Finances of Cindy Kennedy, Candidate for City Councillor, Ward 4**

On April 4, 2023, Pascale Marchand (the Applicant) submitted an Application for Election Compliance Audit respecting the election campaign finances of Cindy Kennedy (the Candidate) for the Municipal Election of October 24, 2022.

The Chair made the following opening statement:

This Election Compliance Audit Committee meeting has been convened pursuant to Section 88.33(7) of the *Municipal Elections Act, 1996, as amended*, to consider a Compliance Audit Application by Pascale Marchand respecting the election campaign finances of Cindy Kennedy, Candidate for City Councillor, Ward 4, for the Municipal Election of October 24, 2022.

As per the Procedures for the Election Compliance Audit Committee, where a meeting of the Committee is required to consider an Application for Election Compliance Audit, the Clerk shall give reasonable notice to the Applicant and the Candidate of the time, place and purpose of a meeting and of the fact that if any party fails to attend the meeting, the Committee may proceed in the party's absence and the party will not be entitled to further notice in relation to the meeting. The Clerk shall also circulate the agenda including a copy of the application, the financial statements of the Candidate, materials and any written submissions, to the Committee, Applicant, Candidate and Auditor, where applicable, within 10 days after receiving the application.

Notice was provided to all respective Applicants and Candidates by email on April 25, 2023.

The Chair invited the Applicant and Candidate and any agents attending on their behalf to identify themselves.

The Applicant outlined their reasons for submitting the application which included, but were not limited to, the following:

- The Candidate has likely contravened subsection 88.25, Candidates' financial statements and subsection 92(1) Offences re campaign finances of the *Municipal Elections Act, 1996, as amended*, related to the filing of the Financial Statement – Form 4 as they failed to include relevant donations and campaign related expenses.
- The Candidate reported on the Financial Statement – Form 4 that they did not accept any contributions or incur any expenses, however, the Candidate had lawn signs during the election campaign, which would constitute an expense for an election campaign as per the subsection 88.19 of the *Municipal Elections Act, 1996, as amended*.

Committee members asked questions of the Applicant for further clarification of the matter.

The Candidate provided submissions which included, but were not limited to, the following:

**Election Compliance Audit Committee  
Minutes 23-001**

**May 11, 2023  
Page 4 of 4**

- The Candidate explained that the submitted Financial Statement – Form 4 did not reflect income and expenses as the Candidate thought that because the event held did not make any money that completion of the sections reflecting income and expenses on the Financial Statement – Form 4 was not necessary.
- The Candidate submitted a listing of expenses incurred during the campaign for the review of Committee.
- The Candidate apologized for not properly completing the required information on the Financial Statement – Form 4.

Committee members asked questions of the Candidate for further clarification of the matter.

**(van der Heiden/Lister)**

That the Committee deliberate in private, pursuant to subsection 12.10(5) of the Election Compliance Audit Committee Procedures and subsections 88.33(5.1), 88.34(9.1), 88.35(4) and 88.36(6.1) of the *Municipal Elections Act, 1996, as amended*.

**CARRIED**

**(van der Heiden/Lister)**

That the Committee rise from private deliberation without delivering an oral decision and shall provide the decision of the Committee in writing.

**CARRIED**

**(d) ADJOURNMENT (Item 5)**

**(van der Heiden/Saunders)**

That the meeting of the Election Compliance Audit Committee be adjourned at 11:34 a.m.

**CARRIED**


Respectfully submitted,

Cal DiFalco, Chair  
Election Compliance Audit  
Committee

Carrie McIntosh  
Legislative Coordinator  
Office of the City Clerk



**CITY OF HAMILTON**  
**CORPORATE SERVICES DEPARTMENT**  
**Office of the City Clerk**

<b>TO:</b>	Chair and Members of the Election Compliance Audit Committee
<b>COMMITTEE DATE:</b>	June 16, 2023
<b>SUBJECT/REPORT NO:</b>	Contributors who Appear to have Contravened the Contribution Limits under Section 88.9 of the <i>Municipal Elections Act</i> –Annie Seketa (FCS23066) (City Wide)
<b>WARD(S) AFFECTED:</b>	City Wide
<b>PREPARED BY:</b>	Tammy Reeves, Elections Coordinator, (905) 546-2424 Ext. 3017 Aine Leadbetter, Manager Elections, Print and Mail (905) 546-2424 Ext. 2753
<b>SUBMITTED BY:</b>	Andrea Holland City Clerk Office of the City Clerk
<b>SIGNATURE:</b>	

As per Section 88.34 (1) of the *Municipal Elections Act, 1996* (the 'Act') the Clerk has reviewed the contributions reported on the financial statements submitted by a candidate under section 88.25 to determine whether any contributors appear to have exceeded any of the contribution limits under section 88.9.

As per Section 88.34 (2) of the Act, the Clerk is required to 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, Maximum contributions to candidates:

- a contributor shall not make contributions exceeding a total of \$1,200 to any one candidate in an election (Section 88.9 (1))
- and a contributor shall not make contributions exceeding a total of \$5,000 to two or more candidates for office on the same council or local board (Section 88.9 (4))

As per Section 88.15 (1) for the purposes of the Act, money, goods and services given to and accepted by a person for his or her election campaign, or given to and accepted by another person who is acting under the direction of the candidate, are contributions.

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**SUBJECT: Contributors who Appear to have Contravened the Contribution Limits under Section 88.9 of the *Municipal Elections Act* – Annie Seketa (FCS23066) (City Wide) - Page 2 of 2**

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As per the Clerk's review, the following contributor appears to have contravened the maximum contribution to any one candidate, as per Section 88.9 (1) of the Act:

CONTRIBUTOR'S LAST NAME	CONTRIBUTOR'S FIRST NAME	AMOUNT RECEIVED	CANDIDATES NAME
Seketa	Annie	\$1500.00	Christine Seketa

The Clerk, as per Section 88.34 (4) of the Act, shall forward each report prepared under Section 88.34 (2) to the compliance audit committee.

As per Section 88.34 (8) of the Act, within 30 days after receiving the report prepared by the Clerk under subsection (4), the compliance audit committee shall consider it and decide whether to commence a legal proceeding against a contributor for an apparent contravention.

Reasonable notice of the meetings of the compliance audit committee shall be given to the contributor, the applicable candidate(s) and the public (Section 88.34 (9)).

The compliance audit committee's decision with respect to the report and brief written reason(s) for the decision shall be given to the contributor and to the Clerk (Section 88.34 (11)).

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**Written Statement from Christine Seketa, Ward Candidate, 2022 Municipal Election  
on behalf of Annie Seketa, Contributor**


Committee Date: June 16, 2023

To the Chair and Members of the Election Audit Compliance Committee Meeting,

1. My name is Christine Seketa and I make this statement in support of Annie Seketa, who is my mother. This written statement is true and to the best of my knowledge and belief. I submit this statement on her behalf in her absence and my absence out of country on the committee date.
2. Last August 16, 2022, I registered as a candidate for councilor in the City of Hamilton. My campaign was primarily self-funded and well below my contributions from myself and my spouse. To support her daughter, Annie Seketa had offered to donate toward my campaign, the maximum allowed of \$1,200. It is her first and only contribution to a municipal campaign. She was made aware and understood, and I accepted her one-time contribution. I was and remain accountable for her.
3. On the final day within the last hour 2 p.m. deadline, I had completed in hand-written form in my financial statement and then filed my election financing statements in person on March 31, 2023, accepted at 1:18pm. In my haste, I had mistaken a 5 for 2 in the contribution amount line.
4. It is entirely my clerical error for the correct amount of \$1,200 in accounting. This is the true and actual amount from my sole contributor, even from a family member, and my mother toward my self-funded campaign.
5. I respectfully request that the compliance audit committee decide that Annie Seketa did not contravene as per Section 88.9 (1) of the Act. I also request that the Audit Compliance Committee accept the clerical error identified in my filed financial statement, and if necessary, an extension until September 28, 2023, to withdraw and submit my statement with the corrected \$1,200 for my only contributor.



**CITY OF HAMILTON**  
**CORPORATE SERVICES DEPARTMENT**  
**Office of the City Clerk**

<b>TO:</b>	Chair and Members of the Election Compliance Audit Committee
<b>COMMITTEE DATE:</b>	June 16, 2023
<b>SUBJECT/REPORT NO:</b>	Contributors who Appear to have Contravened the Contribution Limits under Section 88.9 of the <i>Municipal Elections Act</i> –Anthony Puddu (FCS23067) (City Wide)
<b>WARD(S) AFFECTED:</b>	City Wide
<b>PREPARED BY:</b>	Tammy Reeves, Elections Coordinator, (905) 546-2424 Ext. 3017 Aine Leadbetter, Manager Elections, Print and Mail (905) 546-2424 Ext. 2753
<b>SUBMITTED BY:</b>	Andrea Holland City Clerk Office of the City Clerk
<b>SIGNATURE:</b>	

As per Section 88.34 (1) of the *Municipal Elections Act, 1996* (the 'Act') the Clerk has reviewed the contributions reported on the financial statements submitted by a candidate under section 88.25 to determine whether any contributors appear to have exceeded any of the contribution limits under section 88.9.

As per Section 88.34 (2) of the Act, the Clerk is required to 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, Maximum contributions to candidates:

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**SUBJECT: Contributors who Appear to have Contravened the Contribution Limits under Section 88.9 of the *Municipal Elections Act* – Anthony Puddu (FCS23067) (City Wide) - Page 2 of 2**

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As per the Clerk's review, the following contributor appears to have contravened the maximum contribution to any one candidate, as per Section 88.9 (1) of the Act:

CONTRIBUTOR'S LAST NAME	CONTRIBUTOR'S FIRST NAME	AMOUNT RECEIVED	CANDIDATES NAME
Puddu	Anthony	\$1319.71	Donna Puddu

The Clerk, as per Section 88.34 (4) of the Act, shall forward each report prepared under Section 88.34 (2) to the compliance audit committee.

As per Section 88.34 (8) of the Act, Within 30 days after receiving the report prepared by the Clerk under subsection (4), the compliance audit committee shall consider it and decide whether to commence a legal proceeding against a contributor for an apparent contravention.

Reasonable notice of the meetings of the compliance audit committee shall be given to the contributor, the applicable candidate(s) and the public (Section 88.34 (9)).

The compliance audit committee's decision with respect to the report and brief written reason(s) for the decision shall be given to the contributor and to the Clerk (Section 88.34 (11)).

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Re: Contribution Limits Contributor Anthony Puddu Candidate Donna Puddu

City Clerk's Office Hamilton City Hall

Unfortunately, it has come to my attention that during my 2022 municipal election campaign, there was an error in reporting my son Anthony Puddu's contributions, mistakenly stating that he exceeded his contribution limit. After thorough investigation, we discovered that this was a simple misallocation of funds in my financial statement. I deeply apologize for this mistake and I am committed to resolving this situation promptly. Running a campaign with a small team can be incredibly stressful, and unfortunately, this error slipped through the cracks.

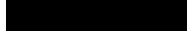
Throughout my campaign, my son Anthony Puddu volunteered and provided assistance in various tasks, including ordering marketing materials from VistaPrint using my account. Two purchases of brochures were made, with the first amounting to \$319.71, and the second costing \$321.60. I diligently recorded these expenses in my ledger. Regrettably, I mistakenly attributed the first purchase as a contribution from my son. It is important to note that my son had access to my funds for campaign-related expenses, and he facilitated these purchases through my account with my approval. None of these purchases were actually paid for by Anthony, as evidenced by the attached VistaPrint receipts, which clearly show that the billing was attributed to myself, Donna Puddu.

The other contribution that I marked from my son Anthony was his video work. He volunteered his time to film several campaign videos, and no discussion of payment took place. I aimed to maintain complete transparency in my reporting and document the origin of my media, so I valued his videos as an in-kind contribution worth \$1000, as an estimation of what he would have charged someone for similar work as a freelancer. No money exchanged hands between my son and myself at any point during the campaign, and no invoices were generated.

This was solely a reporting mix-up, and I sincerely apologize for the confusion caused. I hope that the supporting receipts I have provided will be sufficient to rectify this situation, as this error occurred in an honest attempt to be transparent. My son's direct financial contribution to the campaign was \$0. If there is any additional information required, please let me know, and I would be more than willing to discuss further details.

Sincerely,

Donna Puddu



Tax Invoice



<b>Invoice Number:</b>	0202516129	Vistaprint Canada Corporation
<b>Invoice Date:</b>	2022-08-09	333 Bay Street, Suite 2400
<b>Payment Date:</b>	2022-08-09	M5H 2T6
<b>Shipped Date:</b>	2022-08-09	Toronto
<b>Order Number:</b>	VP_200D12F6	Canada
		HST/GST #: 75761 0928 RT0001

**Billed to:**  
 donna puddu  
 [Redacted]  
 [Redacted]  
 [Redacted]  
 [Redacted]  
 [Redacted]

**Shipped to:**  
 Anthony Puddu  
 [Redacted]  
 [Redacted]  
 [Redacted]  
 [Redacted]

**Order Summary**

Item	Qty	Net Amount
Standard Business Cards	1000	\$110.00
Custom Flyers	1000	\$131.94
<b>Subtotal</b>		\$241.94
Shipping		\$40.99
HST		\$36.78
<b>Total</b>		<b>\$319.71</b>

This document is for your tax records only and does not represent a balance due.

All products & services are provided by VistaPrint Canada Corporation,  
 333 Bay Street, Suite 2400, Toronto, ON M5H 2T6  
 a CIMPRESS company

Tax Invoice



<b>Invoice Number:</b>	0203363490	Vistaprint Canada Corporation
<b>Invoice Date:</b>	2022-09-20	333 Bay Street, Suite 2400
<b>Payment Date:</b>	2022-09-20	M5H 2T6
<b>Shipped Date:</b>	2022-09-20	Toronto
<b>Order Number:</b>	VP_3THH7DZV	Canada
		HST/GST #: 75761 0928 RT0001

**Billed to:**  
 donna puddu  
 [Redacted]  
 [Redacted]  
 [Redacted]  
 [Redacted]  
 [Redacted]

**Shipped to:**  
 donna puddu  
 [Redacted]  
 [Redacted]  
 [Redacted]  
 [Redacted]  
 [Redacted]

**Order Summary**


Item	Qty	Net Amount
Custom Flyers	3000	\$263.61
Subtotal		\$263.61
Shipping		\$20.99
HST		\$37.00
<b>Total</b>		<b>\$321.60</b>

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**CITY OF HAMILTON**  
**CORPORATE SERVICES DEPARTMENT**  
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<b>TO:</b>	Chair and Members of the Election Compliance Audit Committee
<b>COMMITTEE DATE:</b>	June 16, 2023
<b>SUBJECT/REPORT NO:</b>	Contributors who Appear to have Contravened the Contribution Limits under Section 88.9 of the <i>Municipal Elections Act</i> –Cornell Performance Academy (FCS23068) (City Wide)
<b>WARD(S) AFFECTED:</b>	City Wide
<b>PREPARED BY:</b>	Tammy Reeves, Elections Coordinator, (905) 546-2424 Ext. 3017 Aine Leadbetter, Manager Elections, Print and Mail (905) 546-2424 Ext. 2753
<b>SUBMITTED BY:</b>	Andrea Holland City Clerk Office of the City Clerk
<b>SIGNATURE:</b>	

As per Section 88.34 (1) of the *Municipal Elections Act, 1996* (the 'Act') the Clerk has reviewed the contributions reported on the financial statements submitted by a candidate under section 88.25 to determine whether any contributors appear to have exceeded any of the contribution limits under section 88.9.

As per Section 88.34 (2) of the Act, the Clerk is required to 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, Maximum contributions to candidates:

- a contributor shall not make contributions exceeding a total of \$1,200 to any one candidate in an election (Section 88.9 (1))
- and a contributor shall not make contributions exceeding a total of \$5,000 to two or more candidates for office on the same council or local board (Section 88.9 (4))

As per Section 88.15 (1) for the purposes of the Act, money, goods and services given to and accepted by a person for his or her election campaign, or given to and accepted by another person who is acting under the direction of the candidate, are contributions.

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**SUBJECT: Contributors who Appear to have Contravened the Contribution Limits under Section 88.9 of the *Municipal Elections Act* – Cornell Performance Academy (FCS23068) (City Wide) - Page 2 of 2**

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As per the Clerk's review, the following contributor appears to have contravened the maximum contribution to any one candidate, as per Section 88.9 (1) of the Act:

CONTRIBUTOR	AMOUNT RECEIVED	CANDIDATES NAME
Cornell Performance Academy	\$412.45	Raquel Rakovac
Cornell Performance Academy	\$237.30	Raquel Rakovac
Cornell Performance Academy	\$750.00	Raquel Rakovac
Cornell Performance Academy	\$400.00	Raquel Rakovac
Cornell Performance Academy	\$200.00	Raquel Rakovac
<b>Total:</b>	<b>\$1,999.75</b>	

The Clerk, as per Section 88.34 (4) of the Act, shall forward each report prepared under Section 88.34 (2) to the compliance audit committee.

As per Section 88.34 (8) of the Act, Within 30 days after receiving the report prepared by the Clerk under subsection (4), the compliance audit committee shall consider it and decide whether to commence a legal proceeding against a contributor for an apparent contravention.

Reasonable notice of the meetings of the compliance audit committee shall be given to the contributor, the applicable candidate(s) and the public (Section 88.34 (9)).

The compliance audit committee's decision with respect to the report and brief written reason(s) for the decision shall be given to the contributor and to the Clerk (Section 88.34 (11)).

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**CORPORATE SERVICES DEPARTMENT**  
**Office of the City Clerk**

<b>TO:</b>	Chair and Members of the Election Compliance Audit Committee
<b>COMMITTEE DATE:</b>	June 16, 2023
<b>SUBJECT/REPORT NO:</b>	Contributors who Appear to have Contravened the Contribution Limits under Section 88.9 of the <i>Municipal Elections Act</i> –Darivoj Vranich (FCS23069) (City Wide)
<b>WARD(S) AFFECTED:</b>	City Wide
<b>PREPARED BY:</b>	Tammy Reeves, Elections Coordinator, (905) 546-2424 Ext. 3017 Aine Leadbetter, Manager Elections, Print and Mail (905) 546-2424 Ext. 2753
<b>SUBMITTED BY:</b>	Andrea Holland City Clerk Office of the City Clerk
<b>SIGNATURE:</b>	

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**SUBJECT: Contributors who Appear to have Contravened the Contribution Limits under Section 88.9 of the *Municipal Elections Act* – Darivoj Vranich (FCS23069) (City Wide) - Page 2 of 2**

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As per the Clerk's review, the following contributor appears to have contravened the maximum contribution to two or more candidates for office on the same council, as per Section 88.9 (4) of the Act:

CONTRIBUTOR'S LAST NAME	CONTRIBUTOR'S FIRST NAME	AMOUNT RECEIVED	CANDIDATES NAME
Vranich	Darivoj	\$1,200.00	Laura Farr
Vranich	Darivoj	\$1,200.00	Maria Pearson
Vranich	Darivoj	\$1,200.00	Matt Francis
Vranich	Darivoj	\$1,200.00	Nicholas Lauwers
Vranich	Darivoj	\$1,200.00	Peter Lanza
Vranich	Darivoj	\$1,200.00	Tom Jackson
Vranich	Darivoj	\$1,200.00	Walter Furlan
Vranich	Darivoj	\$1,200.00	Keanin Loomis
<b>TOTAL CONTRIBUTIONS:</b>		<b>\$9600.00</b>	

The Clerk, as per Section 88.34 (4) of the Act, shall forward each report prepared under Section 88.34 (2) to the compliance audit committee.

As per Section 88.34 (8) of the Act, within 30 days after receiving the report prepared by the Clerk under subsection (4), the compliance audit committee shall consider it and decide whether to commence a legal proceeding against a contributor for an apparent contravention.

Reasonable notice of the meetings of the compliance audit committee shall be given to the contributor, the applicable candidate(s) and the public (Section 88.34 (9)).

The compliance audit committee's decision with respect to the report and brief written reason(s) for the decision shall be given to the contributor and to the Clerk (Section 88.34 (11)).

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**CITY OF HAMILTON**  
**CORPORATE SERVICES DEPARTMENT**  
**Office of the City Clerk**

<b>TO:</b>	Chair and Members of the Election Compliance Audit Committee
<b>COMMITTEE DATE:</b>	June 16, 2023
<b>SUBJECT/REPORT NO:</b>	Contributors who Appear to have Contravened the Contribution Limits under Section 88.9 of the <i>Municipal Elections Act</i> – Paul Maxwell (FCS23070) (City Wide)
<b>WARD(S) AFFECTED:</b>	City Wide
<b>PREPARED BY:</b>	Tammy Reeves, Elections Coordinator, (905) 546-2424 Ext. 3017 Aine Leadbetter, Manager Elections, Print and Mail (905) 546-2424 Ext. 2753
<b>SUBMITTED BY:</b>	Andrea Holland City Clerk Office of the City Clerk
<b>SIGNATURE:</b>	

As per Section 88.34 (1) of the *Municipal Elections Act, 1996* (the 'Act') the Clerk has reviewed the contributions reported on the financial statements submitted by a candidate under section 88.25 to determine whether any contributors appear to have exceeded any of the contribution limits under section 88.9.

As per Section 88.34 (2) of the Act, the Clerk is required to 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, Maximum contributions to candidates:

- a contributor shall not make contributions exceeding a total of \$1,200 to any one candidate in an election (Section 88.9 (1))
- and a contributor shall not make contributions exceeding a total of \$5,000 to two or more candidates for office on the same council or local board (Section 88.9 (4))

As per Section 88.15 (1) for the purposes of the Act, money, goods and services given to and accepted by a person for his or her election campaign, or given to and accepted by another person who is acting under the direction of the candidate, are contributions.

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**SUBJECT: Contributors who Appear to have Contravened the Contribution Limits under Section 88.9 of the *Municipal Elections Act* – Paul Maxwell (FCS23070) (City Wide) - Page 2 of 2**

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As per the Clerk's review, the following contributor appears to have contravened the maximum contribution to any one candidate, as per Section 88.9 (1) of the Act:

CONTRIBUTOR'S LAST NAME	CONTRIBUTOR'S FIRST NAME	AMOUNT RECEIVED	CANDIDATES NAME
Maxwell	Paul	\$1500.00	Raquel Rakovac

The Clerk, as per Section 88.34 (4) of the Act, shall forward each report prepared under Section 88.34 (2) to the compliance audit committee.


As per Section 88.34 (8) of the Act, within 30 days after receiving the report prepared by the Clerk under subsection (4), the compliance audit committee shall consider it and decide whether to commence a legal proceeding against a contributor for an apparent contravention.

Reasonable notice of the meetings of the compliance audit committee shall be given to the contributor, the applicable candidate(s) and the public (Section 88.34 (9)).

The compliance audit committee's decision with respect to the report and brief written reason(s) for the decision shall be given to the contributor and to the Clerk (Section 88.34 (11)).



**CITY OF HAMILTON**  
**CORPORATE SERVICES DEPARTMENT**  
**Office of the City Clerk**

<b>TO:</b>	Chair and Members of the Election Compliance Audit Committee
<b>COMMITTEE DATE:</b>	June 16, 2023
<b>SUBJECT/REPORT NO:</b>	Contributors who Appear to have Contravened the Contribution Limits under Section 88.9 of the <i>Municipal Elections Act</i> – Sam Mercanti (FCS23071) (City Wide)
<b>WARD(S) AFFECTED:</b>	City Wide
<b>PREPARED BY:</b>	Tammy Reeves, Elections Coordinator, (905) 546-2424 Ext. 3017 Aine Leadbetter, Manager Elections, Print and Mail (905) 546-2424 Ext. 2753
<b>SUBMITTED BY:</b>	Andrea Holland City Clerk Office of the City Clerk
<b>SIGNATURE:</b>	

As per Section 88.34 (1) of the *Municipal Elections Act, 1996* (the 'Act') the Clerk has reviewed the contributions reported on the financial statements submitted by a candidate under section 88.25 to determine whether any contributors appear to have exceeded any of the contribution limits under section 88.9.

As per Section 88.34 (2) of the Act, the Clerk is required to 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, Maximum contributions to candidates:

- a contributor shall not make contributions exceeding a total of \$1,200 to any one candidate in an election (Section 88.9 (1))
- and a contributor shall not make contributions exceeding a total of \$5,000 to two or more candidates for office on the same council or local board (Section 88.9 (4))

As per Section 88.15 (1) for the purposes of the Act, money, goods and services given to and accepted by a person for his or her election campaign, or given to and accepted by another person who is acting under the direction of the candidate, are contributions.

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**SUBJECT: Contributors who Appear to have Contravened the Contribution Limits under Section 88.9 of the *Municipal Elections Act* – Sam Mercanti (FCS23071) (City Wide) - Page 2 of 2**

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As per the Clerk's review, the following contributor appears to have contravened the maximum contribution to two or more candidates for office on the same council as per Section 88.9 (4) of the Act:

CONTRIBUTOR'S LAST NAME	CONTRIBUTOR'S FIRST NAME	AMOUNT RECEIVED	CANDIDATES NAME
Mercanti	Sam	\$500.00	Sonia Brown
Mercanti	Sam	\$1,000.00	Andrea Horwath
Mercanti	Sam	\$1,000.00	Esther Pauls
Mercanti	Sam	\$200.00	John-Paul Danko
Mercanti	Sam	\$500.00	Maria Pearson
Mercanti	Sam	\$1,000.00	Matt Francis
Mercanti	Sam	\$500.00	Tom Jackson
Mercanti	Sam & Roma	\$500.00	Brad Clark
Mercanti	Sam & Roma	\$500.00	Ted McMeekin
<b>TOTAL CONTRIBUTIONS:</b>		<b>\$5700.00</b>	

The Clerk, as per Section 88.34 (4) of the Act, shall forward each report prepared under Section 88.34 (2) to the compliance audit committee.

As per Section 88.34 (8) of the Act, within 30 days after receiving the report prepared by the Clerk under subsection (4), the compliance audit committee shall consider it and decide whether to commence a legal proceeding against a contributor for an apparent contravention.

Reasonable notice of the meetings of the compliance audit committee shall be given to the contributor, the applicable candidate(s) and the public (Section 88.34 (9)).

The compliance audit committee's decision with respect to the report and brief written reason(s) for the decision shall be given to the contributor and to the Clerk (Section 88.34 (11)).

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**CITY OF HAMILTON**  
**CORPORATE SERVICES DEPARTMENT**  
**Office of the City Clerk**

<b>TO:</b>	Chair and Members of the Election Compliance Audit Committee
<b>COMMITTEE DATE:</b>	June 16, 2023
<b>SUBJECT/REPORT NO:</b>	Contributors who Appear to have Contravened the Contribution Limits under Section 88.9 of the <i>Municipal Elections Act</i> – Sergio Manchia (FCS23072) (City Wide)
<b>WARD(S) AFFECTED:</b>	City Wide
<b>PREPARED BY:</b>	Tammy Reeves, Elections Coordinator, (905) 546-2424 Ext. 3017 Aine Leadbetter, Manager Elections, Print and Mail (905) 546-2424 Ext. 2753
<b>SUBMITTED BY:</b>	Andrea Holland City Clerk Office of the City Clerk
<b>SIGNATURE:</b>	

As per Section 88.34 (1) of the *Municipal Elections Act, 1996* (the 'Act') the Clerk has reviewed the contributions reported on the financial statements submitted by a candidate under section 88.25 to determine whether any contributors appear to have exceeded any of the contribution limits under section 88.9.

As per Section 88.34 (2) of the Act, the Clerk is required to 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, Maximum contributions to candidates:

- a contributor shall not make contributions exceeding a total of \$1,200 to any one candidate in an election (Section 88.9 (1))
- and a contributor shall not make contributions exceeding a total of \$5,000 to two or more candidates for office on the same council or local board (Section 88.9 (4))

As per Section 88.15 (1) for the purposes of the Act, money, goods and services given to and accepted by a person for his or her election campaign, or given to and accepted by another person who is acting under the direction of the candidate, are contributions.

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**SUBJECT: Contributors who Appear to have Contravened the Contribution Limits under Section 88.9 of the *Municipal Elections Act* – Sergio Manchia (FCS23072) (City Wide) - Page 2 of 2**

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As per the Clerk's review, the following contributor appears to have contravened the maximum contribution to two or more candidates for office on the same council or local board., as per Section 88.9 (4) of the Act:

CONTRIBUTOR'S LAST NAME	CONTRIBUTOR'S FIRST NAME	AMOUNT RECEIVED	CANDIDATES NAME
Manchia	Sergio	\$250.00	Peter Lanza
Manchia	Sergio	\$750.00	Andrea Horwath
Manchia	Sergio	\$250.00	Alex Johnstone
Manchia	Sergio	\$500.00	John-Paul Danko
Manchia	Sergio	\$500.00	Laura Farr
Manchia	Sergio	\$500.00	Maria Pearson
Manchia	Sergio	\$500.00	Matt Francis
Manchia	Sergio	\$250.00	Nicholas Lauwers
Manchia	Sergio	\$250.00	Tom Jackson
Manchia	Sergio	\$500.00	Esther Pauls
Manchia	Sergio	\$300.00	Michael Spadafora
Manchia	Sergio	\$500.00	Megg Marketos
Manchia	Sergio	\$250.00	Keanin Loomis
<b>TOTAL CONTRIBUTIONS:</b>		<b>\$5300.00</b>	

The Clerk as per Section 88.34 (4) of the Act shall forward each report prepared under Section 88.34 (2) to the compliance audit committee.

As per Section 88.34 (8) Within 30 days after receiving the report prepared by the Clerk under subsection (4), the compliance audit committee shall consider it and decide whether to commence a legal proceeding against a contributor for an apparent contravention.

Reasonable notice of the meetings of the compliance audit committee shall be given to the contributor, the applicable candidate(s) and the public (Section 88.34 (9)).

The compliance audit committee's decision with respect to Section 88.34 (8) and a brief written reason(s) for the decision shall be given to the contributor and to the Clerk (Section 88.34 (11)).

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**CITY OF HAMILTON**  
**CORPORATE SERVICES DEPARTMENT**  
**Office of the City Clerk**

<b>TO:</b>	Chair and Members of the Election Compliance Audit Committee
<b>COMMITTEE DATE:</b>	June 16, 2023
<b>SUBJECT/REPORT NO:</b>	Contributors who Appear to have Contravened the Contribution Limits under Section 88.9 of the <i>Municipal Elections Act</i> – Silvio Guglietti (FCS23073) (City Wide)
<b>WARD(S) AFFECTED:</b>	City Wide
<b>PREPARED BY:</b>	Tammy Reeves, Elections Coordinator, (905) 546-2424 Ext. 3017 Aine Leadbetter, Manager Elections, Print and Mail (905) 546-2424 Ext. 2753
<b>SUBMITTED BY:</b>	Andrea Holland City Clerk Office of the City Clerk
<b>SIGNATURE:</b>	

As per Section 88.34 (1) of the *Municipal Elections Act, 1996* (the 'Act') the Clerk has reviewed the contributions reported on the financial statements submitted by a candidate under section 88.25 to determine whether any contributors appear to have exceeded any of the contribution limits under section 88.9.

As per Section 88.34 (2) of the Act, the Clerk is required to 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, Maximum contributions to candidates:

- a contributor shall not make contributions exceeding a total of \$1,200 to any one candidate in an election (Section 88.9 (1))
- and a contributor shall not make contributions exceeding a total of \$5,000 to two or more candidates for office on the same council or local board (Section 88.9 (4))

As per Section 88.15 (1) for the purposes of the Act, money, goods and services given to and accepted by a person for his or her election campaign, or given to and accepted by another person who is acting under the direction of the candidate, are contributions.

---

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**SUBJECT: Contributors who Appear to have Contravened the Contribution Limits under Section 88.9 of the *Municipal Elections Act* – Silvio Guglietti (FCS23073) (City Wide) - Page 2 of 2**

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As per the Clerk's review, the following contributor appears to have contravened the maximum contribution to two or more candidates for office on the same council as per Section 88.9 (4) of the Act:

CONTRIBUTOR'S LAST NAME	CONTRIBUTOR'S FIRST NAME	AMOUNT RECEIVED	CANDIDATES NAME
Guglietti	Silvio	\$500.00	Matt Francis
Guglietti	Silvio	\$500.00	Michael Spadafora
Guglietti	Silvio	\$500.00	Walter Furlan
Guglietti	Silvio	\$500.00	Peter Lanza
Guglietti	Silvio	\$1,000.00	Jason Farr
Guglietti	Silvio	\$1,200.00	Andrea Horwath
Guglietti	Silvio	\$1,000.00	Maria Pearson
<b>TOTAL CONTRIBUTIONS:</b>		<b>\$5200.00</b>	

The Clerk, as per Section 88.34 (4) of the Act, shall forward each report prepared under Section 88.34 (2) to the compliance audit committee.

As per Section 88.34 (8) of the Act, within 30 days after receiving the report prepared by the Clerk under subsection (4), the compliance audit committee shall consider it and decide whether to commence a legal proceeding against a contributor for an apparent contravention.

Reasonable notice of the meetings of the compliance audit committee shall be given to the contributor, the applicable candidate(s) and the public (Section 88.34 (9)).

The compliance audit committee's decision with respect to the report and brief written reason(s) for the decision shall be given to the contributor and to the Clerk (Section 88.34 (11)).

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**CITY OF HAMILTON**  
**CORPORATE SERVICES DEPARTMENT**  
**Office of the City Clerk**

<b>TO:</b>	Chair and Members of the Election Compliance Audit Committee
<b>COMMITTEE DATE:</b>	June 16, 2023
<b>SUBJECT/REPORT NO:</b>	Contributors who Appear to have Contravened the Contribution Limits under Section 88.9 of the <i>Municipal Elections Act</i> –Scott Vallance (FCS23077) (City Wide)
<b>WARD(S) AFFECTED:</b>	City Wide
<b>PREPARED BY:</b>	Tammy Reeves, Elections Coordinator, (905) 546-2424 Ext. 3017 Aine Leadbetter, Manager Elections, Print and Mail (905) 546-2424 Ext. 2753
<b>SUBMITTED BY:</b>	Andrea Holland City Clerk Office of the City Clerk
<b>SIGNATURE:</b>	

As per Section 88.34 (1) of the *Municipal Elections Act, 1996* (the 'Act') the Clerk has reviewed the contributions reported on the financial statements submitted by a candidate under section 88.25 to determine whether any contributors appear to have exceeded any of the contribution limits under section 88.9.

As per Section 88.34 (2) of the Act, the Clerk is required to 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, Maximum contributions to candidates:

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As per Section 88.15 (1) for the purposes of the Act, money, goods and services given to and accepted by a person for his or her election campaign or given to and accepted by another person who is acting under the direction of the candidate, are contributions.

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**SUBJECT: Contributors who Appear to have Contravened the Contribution Limits under Section 88.9 of the *Municipal Elections Act* – Scott Vallance (FCS23077) (City Wide) - Page 2 of 2**

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As per the Clerk's review, the following contributor appears to have contravened the maximum contribution to any one candidate, as per Section 88.9 (1) of the Act:

CONTRIBUTOR'S LAST NAME	CONTRIBUTOR'S FIRST NAME	AMOUNT RECEIVED	CANDIDATES NAME
Vallance	Scott	\$12,000.00	Megg Markettos

The Clerk, as per Section 88.34 (4) of the Act, shall forward each report prepared under Section 88.34 (2) to the compliance audit committee.

As per Section 88.34 (8) of the Act, within 30 days after receiving the report prepared by the Clerk under subsection (4), the compliance audit committee shall consider it and decide whether to commence a legal proceeding against a contributor for an apparent contravention.

Reasonable notice of the meetings of the compliance audit committee shall be given to the contributor, the applicable candidate(s) and the public (Section 88.34 (9)).

The compliance audit committee's decision with respect to the report and brief written reason(s) for the decision shall be given to the contributor and to the Clerk (Section 88.34 (11)).

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