



THE CORPORATION OF THE TOWN OF KIRKLAND LAKE

BY-LAW NUMBER 22-081

BEING A BY-LAW TO ESTABLISH AND APPOINT THE TIMISKAMING DISTRICT
JOINT COMPLIANCE AUDIT COMMITTEE

WHEREAS Section 88.37 (1) of the *Municipal Elections Act*, 1996 requires municipalities to appoint Compliance Audit Committees to deal with matters regarding election campaign finances before October 1 of an election year;

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* establishes that the Clerk of the municipality shall establish administrative practices and procedures for the compliance audit committee;

AND WHEREAS Section 88.37 (7) of the *Municipal Elections Act* 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 Councils for the Township of Armstrong, Township of Brethour, Township of Casey, Township of Chamberlain, Municipality of Charlton and Dack, City of Temiskaming Shores, Town of Cobalt, Township of Coleman, Town of Englehart, Township of Evanturel, Township of Gauthier, Township of Harley, Township of Harris, Township of Hilliard, Township of Hudson, Township of James, Township of Kerns, Town of Kirkland Lake, Township of Larder Lake, Town of Latchford, Township of Matachewan, Township of McGarry, Village of Thornloe, and the Municipality of Temagami (hereinafter also referred to as 'member municipalities') have all approved the Terms of Reference for the Timiskaming District Joint Compliance Audit Committee (TDCAC);

NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE CORPORATION OF THE TOWN OF KIRKLAND LAKE ENACTS AS FOLLOWS:

- 1 **THAT** a committee to be known as the Timiskaming District Joint Compliance Audit Committee is hereby established pursuant to Section 88.37 of the *Municipal Elections Act* and pursuant to the Timiskaming District Joint Compliance Audit Committee's 2022-2026 Terms of Reference as established by the Town Kirkland Lake, 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 Timiskaming District Joint 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:
 - Alvin Willard
 - Robert Norris
 - Heather Sandrin
 - Chris Wray (Alternate Member)
 - Don Studholme (Alternate Member)
- 3 **THAT** the term of the Timiskaming District Joint Compliance Audit Committee shall be for four (4) years commencing November 15, 2022 to November 14, 2026. 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 Timiskaming District Joint Compliance Audit Committee is responsible for addressing any candidates' or registered third party advertisers' compliance audit applications or any candidates' or registered third party advertisers' contribution limits Clerk's reports originating from any of the member municipalities during the 2022 to 2026 Council term.
- 5 **THAT** the business of the Timiskaming District Joint Compliance Audit Committee shall be conducted in accordance with the Timiskaming District Joint Compliance Audit Committee 2022- 2026 Terms of Reference, as established by the Town of Kirkland Lake, with delegated authority to the Clerk to amend the said Terms of Reference, and in accordance with the Timiskaming District Joint Compliance Audit Committee 2022-2026 Administrative Practices and Procedures, as established by the Clerk.
- 6 **THAT** the Council for the Town of Kirkland Lake shall pay all costs in relation to the Timiskaming District Joint Compliance Audit Committee's operation and activities related exclusively to the Town of Kirkland Lake.
- 7 **THAT** this By-law shall come into force and take effect upon the day of passage.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 20th DAY OF SEPTEMBER, 2022.

Pat Kiely, Mayor

Jennifer Montreuil, Municipal Clerk