



DISTRICT SCHOOL BOARD OF NIAGARA
Achieving Success Together

Amended Compliance Audit Notice

**To: Candidate Dalton Clark, Public School Trustee, St. Catharines/Niagara-on-the- Lake
Applicant John Pula**

cc: Niagara Compliance Audit Committee Members
Board of Trustees, District School Board of Niagara

Re: Notice of Compliance Audit Committee meeting – Thursday, July 7, 2011

Please be advised that a Compliance Audit Committee Meeting has been scheduled for **Thursday, July 7, 2011 at 10:30 a.m. in the Grimsby/Lincoln Room, District School Board of Niagara Education Centre, 191 Carlton Street, St. Catharines, Ontario** to consider the Application for a Compliance Audit received for a compliance audit of Dalton Clark's election campaign finances for the October 25, 2010 election, a copy of which is attached hereto.

The reason for the Application is as follows:

“It appears that the District School Board of Niagara contributed to the election campaign in violation of the Municipal Elections Act to the benefit of the candidate's campaign, and the candidate did not declare the contribution.”

Pursuant to the Procedures of the Niagara Compliance Audit Committee, a copy of which is attached hereto, please be advised of the following.

Under Section 8 of the Procedures, the Applicant and the Candidate have the opportunity to submit any and all documentation to the Board Secretary at least seven (7) days prior to the meeting for distribution to the parties in advance of the meeting. The Candidate may respond to the application in writing and same shall be submitted to the Secretary of the Board at least four (4) days prior to the meeting for circulation with the Agenda.

Therefore, we must receive the Applicant's disclosures by **June 30, 2011**. The Candidate will have until **July 3, 2011** to respond in writing and submit same to the Secretary of the Board.

The Agenda for the meeting will be circulated on **July 4, 2011**. Meetings of the Compliance Audit Committee are open to the public.

Please ensure you familiarize yourself with the Procedures of the Niagara Compliance Audit Committee in advance of the meeting.

A copy of the candidate's Financial Statement – Auditor's Report (Form 4) is attached for your reference.

If either 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.

Should you have any questions or require clarification, please contact Warren Hoshizaki, Secretary of the Board at 905-641-1550 ext. 54102 or email Karen Bellamy at Karen.Bellamy@dsbn.edu.on.ca.

Dated at St. Catharines this 27th day of June, 2011 and sent by electronic mail.

A handwritten signature in black ink, appearing to read "Hoshizaki", is positioned above a horizontal line. A vertical red line is drawn to the right of the signature.

Warren Hoshizaki
Director of Education and Secretary of the Board
District School Board of Niagara



DISTRICT SCHOOL BOARD OF NIAGARA
Achieving Success Together

COMPLIANCE AUDIT COMMITTEE MEETING

THURSDAY, JULY 7, 2011

DISTRICT SCHOOL BOARD OF NIAGARA
GRIMSBY/LINCOLN ROOM, EDUCATION CENTRE
10:30 A.M.

AGENDA

- 1) CALL TO ORDER
- 2) ROLL CALL
- 3) SELECTION OF CHAIR
- 4) DISCLOSURE OF PECUNIARY INTEREST AND GENERAL NATURE
- 5) ADOPTION OF MINUTES
 - (a) Niagara Compliance Audit Committee Minutes – May 31, 2011
- 6) OPENING STATEMENT BY CHAIR
- 7) APPLICATION FOR COMPLIANCE AUDIT – APPLICATION BY JOHN PULA FOR CANDIDATE DALTON CLARK, PUBLIC SCHOOL TRUSTEE

 1. Attachments: (i) Copy of Application
(ii) Candidate's Financial Statement
(iii) Written Submissions
 2. Introduction and Recording of Applicant and Candidate

Re: Candidate and Applicant (or agents) to provide names and mailing addresses to the Clerk
 3. Presentation by Applicant (or agent)

4. Presentation by Candidate (or agent)
5. Committee Consideration of Application and Decision
Re: Committee to determine to grant or reject Application
6. Auditor's Report
Re: If Application granted - Appointment of Auditor

**8) APPLICATION FOR COMPLIANCE AUDIT –
APPLICATION BY JOHN PULA FOR CANDIDATE LORA CAMPBELL,
PUBLIC SCHOOL TRUSTEE**

1. Attachments: (i) Copy of Application
(ii) Candidate's Financial Statement
(iii) Written Submissions
2. Introduction and Recording of Applicant and Candidate
Re: Candidate and Applicant (or agents) to provide names and mailing addresses to the Clerk
3. Presentation by Applicant (or agent)
4. Presentation by Candidate (or agent)
5. Committee Consideration of Application and Decision
Re: Committee to determine to grant or reject Application
6. Auditor's Report
Re: If Application granted - Appointment of Auditor

**9) APPLICATION FOR COMPLIANCE AUDIT –
APPLICATION BY JOHN PULA FOR CANDIDATE LYNN CAMPBELL, PUBLIC
SCHOOL TRUSTEE**

1. Attachments: (i) Copy of Application
(ii) Candidate's Financial Statement
(iii) Written Submissions

2. Introduction and Recording of Applicant and Candidate
Re: Candidate and Applicant (or agents) to provide names and mailing addresses to the Clerk
3. Presentation by Applicant (or agent)
4. Presentation by Candidate (or agent)
5. Committee Consideration of Application and Decision
Re: Committee to determine to grant or reject Application
6. Auditor's Report
Re: If Application granted - Appointment of Auditor

10) ADJOURNMENT

APPLICATION FOR COMPLIANCE AUDIT

Rec'd

JUN 23 2011 2:45p.m.

H. Bellamy

TO THE CLERK OR SECRETARY OF
Municipality or local board
District School Board of Niagara

BY THE APPLICANT
Name of applicant John Pulca
Mailing address 105 Margery Ave. St. Catharines, Ontario Apt. No. Postal Code L2R 6K2
State location or description of property that qualifies the applicant as an elector in the municipality (or area).
105 Margery, St. Catharines

REQUESTING COMPLIANCE AUDIT OF ELECTION CAMPAIGN FINANCES OF
Name of candidate Dalton Clark
Candidate for office of English Language Public District School Board Trustee
Date of election for the office October 25, 2010

I, the undersigned applicant, an elector who is entitled to vote in an election, have reasonable grounds for believing that the candidate has contravened a provision of the *Municipal Elections Act, 1996* relating to election campaign finances.

The reasonable grounds are: (attach additional sheets if necessary)

it appears that the District School Board of Niagara contributed to the election campaign in violation of the Municipal Elections Act to the benefit of the candidate's campaign, and the candidate did not declare the contribution.

I believe the facts and information submitted above to be true, and I hereby request a compliance audit of the candidate's election campaign finances.

06/23/2011
Date

John Pulca
Signature of applicant

This form contains information collected and maintained specifically for the purpose of creating a record available to the general public and may be inspected by any person at the clerk's office at a time when the office is open. Subsection 88 (5).



Ontario

Ministry of Municipal Affairs and Housing

Financial Statement – Auditor’s Report Form 4

Municipal Elections Act, 1996 (Section 78)

Instructions

All candidates must complete Boxes A, B, C, D, E and F and Schedule 1. All candidates must complete Schedules 2, 3 and 4 as appropriate. Candidates who receive contributions or incur expenses in excess of \$10,000 must also attach an Auditor’s Report.

All surplus funds (after any refund to the candidate or his or her spouse) shall be paid immediately over to the clerk who was responsible for the conduct of the election.

2011 MAR 6 P 1 34

For the campaign period from (day candidate filed nomination) 2010 08 26 to 2010 12 31

- Primary filing reflecting finances to December 31 (or 45th day after voting day in a by-election)
Supplementary filing including finances after December 31 (or 45th day after voting day in a by-election)

Box A: Name of Candidate and Office

Name of Candidate: CLARK DALTON G
Mailing Address: 5 GRAHAM AVE
City/Town: ST CATHARINES
Province: ONT
Postal Code: L2N 5L1
Telephone No. (incl. area code) business: 905-688-4561 Home: 905-937-6460
Email Address: daltonclark@capeco.ca
Name of office for which the candidate sought election: PUBLIC SCHOOL TRUSTEE
Name of Municipality: ST. CATHARINES / N.O.T.L.

Box B: Summary of Campaign Income and Expenses

Table with 2 columns: Description and Amount. Rows include spending limit, surplus/deficit, total contributions, total expenses subject to limit, total expenses not subject to limit, total all expenses, election surplus/deficit, and contributions refunded.

Box C: Statement of Campaign Period Income and Expenses

From YYYY	MM	DD	To YYYY	MM	DD	For Candidate
2010	08	26				DALTON G CLARK

INCOME

Candidate's surplus from immediately preceding election released by the clerk	+	\$	
Contributions from candidate	+	\$	2100.00
Contributions from spouse of candidate	+	\$	
All other contributions	+	\$	
Revenue from fund-raising functions not deemed a contribution (from Schedule 2, Part III)	+	\$	
Interest income	+	\$	
Other (provide full details)			
1.	+	\$	
2.	+	\$	
3.	+	\$	
Total Campaign Period Income	=	\$	2100.00 C1

EXPENSES (Note: include the value of contributions of goods and services)

Expenses Subject to Spending Limit

Advertising	+	\$	1372.26
Bank charges	+	\$	
Brochures	+	\$	271.20
Interest on loan	+	\$	
Inventory contributed to candidate's campaign (Schedule 3)	+	\$	
Meetings hosted	+	\$	
Nomination filing fee	+	\$	100.00
Office expenses	+	\$	
Phone and/or Internet	+	\$	
Salaries and benefits/honoraria/professional fees	+	\$	
Signs	+	\$	446.35
Other (provide full details)			
1.	+	\$	
2.	+	\$	
3.	+	\$	
Subtotal	=	\$	2187.81 C2

Expenses Not Subject to Spending Limit

Accounting and audit	+	\$	
Costs of fund-raising function (from Schedule 2, Part IV)	+	\$	
Expenses related to compliance audit	+	\$	
Expenses related to controverted elections	+	\$	
Expenses related to recounts	+	\$	
Voting day party / appreciation notices	+	\$	
Expenses related to candidate's disability (provide details)			
1.	+	\$	
2.	+	\$	
3.	+	\$	
Subtotal	=	\$	

Total Campaign Period Expenses (C2) + (C3)	=	\$	
Excess (Deficiency) of Income over Expenses (C1) - (C4)	=	\$	

Box D: Statement of Assets and Liabilities as at , 20

Assets

Cash	----- +	\$	
Accounts receivable	----- +	\$	
Value of inventory retained (from Schedule 4)	----- +	\$	
Other (provide full details)			
1.	----- +	\$	
2.	----- +	\$	
3.	----- +	\$	
Total Assets	----- =	\$	

Liabilities and Excess (Deficiency) of Income over Expenses

Accounts payable	----- +	\$	
Borrowings, overdraft	----- +	\$	
Other (provide full details)			
1.	----- +	\$	
2.	----- +	\$	
3.	----- +	\$	
Total Liabilities	----- =	\$	

Box E: Statement of Determination of Surplus or Deficit and Disposition of Surplus

Part I - Determination of Surplus or Deficit

Amount of excess (deficiency) of income over expenses (from Box C)	----- +	\$		E1
Deduct: Any deficit carried forward by the candidate from immediately preceding election if the offices are with respect to the same jurisdiction	----- -	\$		E2
Surplus (or deficit) for the campaign period (E1) - (E2)	----- =	\$		
Deduct: Any refund of contributions to the candidate or spouse (only if there is a surplus)	----- -	\$	9.19	
Total Determination	----- =	\$		E3

Part II - Disposition of Surplus

If line E3 shows a surplus, the amount must be paid in trust, at the time the financial statements are filed, to the municipal clerk who was responsible for the conduct of the election.

Surplus paid to the municipal clerk of the municipality of _____

Box F: Declaration

I, DALTON B. CLARK, a candidate in the municipality of ST. CATHARINES / N.O.S.L., hereby declare that to the best of my knowledge and belief that these financial statements and attached supporting schedules are true and correct.

Declared before (clerk or commissioner)

in the City of St. Catharines
 on (yyyy/mm/dd) 2011/01/06

S. Dods
 Signature of Clerk or Commissioner

Dalton B. Clark
 Signature of Candidate

2011/01/06
 Date Filed in the Clerk's Office (yyyy/mm/dd)

**Susan M. Dods, Acting Deputy Clerk,
 City of St. Catharines, a Commissioner
 for taking affidavits, Region of Niagara.**

Schedule 1 – Contributions

Part I – Contribution

Contribution from candidate	+	\$	
Contribution from spouse	+	\$	
Total from each single contributor totalling more than \$100			
<ul style="list-style-type: none"> • include all ticket revenue where ticket price exceeds \$100 • include all goods and services where value exceeds \$100 • do not include contributions from candidate or spouse 	+	\$	
Total from each single contributor totalling \$100 or less			
<ul style="list-style-type: none"> • include all ticket revenue where ticket price is \$100 or less • include all goods and services where value is \$100 or less* • do not include contributions from candidate or spouse 	+	\$	
*Note: Goods and services must also be reported as expenses in Box C			
Less: Contribution returned or payable to the contributor	-	\$	
Contribution paid or payable to the clerk	-	\$	
Total Amount of Contribution	=	\$	
Total contribution from anonymous sources		\$	
Amount of contributions paid or payable to the clerk (1A) + (1B)	=	\$	

Part II – List of Contributions from Each Single Contributor Totalling More than \$100

Table 1: Monetary contributions from individuals other than candidate or spouse

Name	Address	Amount
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
<input type="checkbox"/> Additional information is listed on separate supplementary attachment		Total
		\$

Table 2: Monetary contributions from unions or corporations

Name (Legal and Carrying on Business As)	Address	President or Business Manager	Cheque Signatory	Amount
				\$
				\$
				\$
				\$
				\$
				\$
				\$
			Total	\$

Additional information is listed on separate supplementary attachment

Table 3: Contributions in goods or services (Note: must also be reported as expenses in Box C)

Name	Address	Goods or Services	Amount
			\$
			\$
			\$
			\$
			\$
			\$
			\$
			\$
			Total

Additional information is listed on separate supplementary attachment

Total Part II Contributions

\$

Schedule 2 – Fund-Raising Function

Additional schedule for each event or activity held is/are listed on separate supplementary attachment(s)

Date			Description of event or activity
YYYY	MM	DD	

Admission charge (per person)* (may not exceed individual contribution limit) ----- \$ 2A

*If admission charge per person is not consistent, attach complete breakdown of all ticket sales.

Number of tickets sold ----- 2B

Part I – Ticket Revenue

Lines: (2A) x (2B) (include in Schedule 1) ----- = \$

Part II – Other Revenue Deemed A Contribution

Provide full details (e.g., revenue from goods sold in excess of fair market value)

1.									\$
2.									\$
3.									\$
4.									\$
5.									\$
6.									\$
7.									\$
8.									\$
Total Part II Revenue (include in Schedule 1)									\$ <input type="text"/>

Part III – Other Revenue Not Deemed A Contribution

Provide full details (e.g., contributions of \$10 or less; revenue from refreshment sold at cost)

1.									\$
2.									\$
3.									\$
4.									\$
5.									\$
6.									\$
7.									\$
8.									\$
Total Part III Revenue (include in Box C)									\$ <input type="text"/>

Part IV – Expenses Related to Fund-Raising Function

Venue ----- + \$

Event advertising ----- + \$

Food and drink ----- + \$

Entertainment ----- + \$

Other (provide full details)

1.									\$
2.									\$
3.									\$
4.									\$
5.									\$
6.									\$
7.									\$
8.									\$
Total Part IV Expenses (include in Box C)									\$ <input type="text"/>

**Schedule 3 – Inventory of Campaign Goods and Materials (from Previous Campaign)
Used in Candidate's Campaign**

Description	Date Acquired (yyyy/mm/dd)	Supplier	Unit Value at Time of Purchase	Quantity	Total Value
			\$		\$
			\$		\$
			\$		\$
			\$		\$
			\$		\$
			\$		\$
			\$		\$
			\$		\$
			\$		\$
			\$		\$
			\$		\$
			\$		\$
			\$		\$
			\$		\$
Total Value of Inventory from Previous Campaign Used in Candidate's Campaign					\$

Schedule 4 – Inventory of Campaign Goods and Materials at The End of Campaign

Description	Date Acquired (yyyy/mm/dd)	Supplier	Unit Value at Time of	Quantity	Total Value
			\$		\$
			\$		\$
			\$		\$
			\$		\$
			\$		\$
			\$		\$
			\$		\$
			\$		\$
			\$		\$
			\$		\$
			\$		\$
			\$		\$
			\$		\$
			\$		\$
			\$		\$
Total Value of Inventory of Campaign Goods and Materials					\$

Auditor's Report

Municipal Elections Act, 1996 (Section 78)

A candidate who has received contributions or incurred expenses in excess of \$10,000 must attach an auditor's report. The report must be done in accordance with generally accepted auditing standards and must:

- set out the scope of the examination
- provide an opinion as to the completeness and accuracy of the financial statement and whether it is free of material misstatement

Professional Designation of Auditor

Municipality		Date (yyyy/mm/dd)	
Contact Person Last Name		First Name	Licence No.
Address Suite/Unit No.	Street No.	Street Name	
City/Town		Province	Postal Code
Telephone No. (incl. area code) ext.	Fax No.	Email Address	

Rec'd. 2:45p.m.

JUN 23 2011

H. Belley

AFFIDAVIT OF JOHN PULA

I, JOHN PULA, of the City of St. Catharines in the Province of Ontario, MAKE OATH AND SAY/AFFIRM:

1. I was a candidate for the District School Board of Niagara Trustee ("DSBN") in the Municipal election held on October 25, 2010. As such, I have knowledge of the matters hereinafter deposed to, save and except those expressed to be on belief.
2. I was named in a campaign flyer, along with Alex Bradnam, Linda Crouch and Paolo Miele that was circulated throughout St. Catharines and Niagara-on-the-Lake near the end of the campaign period ("Flyer"). Attached as Exhibit "A" to this my Affidavit is a copy of the Flyer.
3. The four candidates named on the campaign flyer were all endorsed candidates by the Niagara Regional Labour Council.
4. The Flyer contained statements that were apparently untrue and incorrect.
5. To the best of my knowledge, the Flyer apparently was included as an insert in The St. Catharines Standard on Saturday October 23, 2010.
6. I did not authorize anyone to include my name or to prepare the Flyer. I have no knowledge of who prepared it, made photocopies, or of who circulated it.

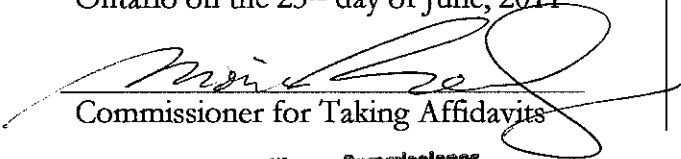
7. I have made enquiries as to where the Flyer came from but have not been successful in obtaining this information.
8. A second flyer ("Rebuttal Flyer") rebutting the statements in the said campaign flyer appeared at a DSBN School Trustee Candidate's Forum held on Thursday October, 21, 2010 in Niagara-on-the-Lake.
9. DSBN Trustee Lynn Campbell handed this Flyer to me at the said event. An original of the said Rebuttal Flyer is attached as Exhibit "B" to this my Affidavit.
10. The statements in the Rebuttal Flyer match the statements attributed to DSBN staff in a newspaper article attached as Exhibit "C" to this my Affidavit.
11. No candidate's name(s) appear on the Rebuttal Flyer.
12. At the Candidates' Forum October 21, 2010, a large stack of approximately 200 Rebuttal Flyers was prominently situated on a table for the candidates' promotional literature.
13. To the best of my knowledge and belief, since no candidate's name was on the Rebuttal flyer, it appears to me that the DSBN prepared the Rebuttal Flyer and provided the photocopies to the incumbent trustees.
14. The two other incumbent DSBN trustees being Dalton Clark and Lora Campbell were also at the event and I believe they were aware of the rebuttal flyer as the flyer was the main topic prior to the event starting.

15. Also at the event, several DSBN staff were present and I observed that they videotaped the event.

16. I believe that the presence of both Flyers (Exhibits "A" and "B") had an effect on the outcome of the election for School Board Trustee for myself and the other candidates named in the Flyer.

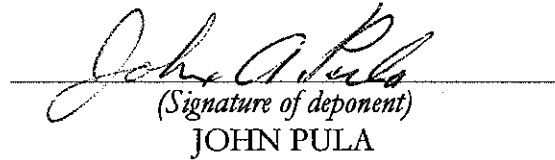
I make this affidavit in support of my request for an audit of Dalton Clark, Lora Campbell and Lynn D. Campbell and for no improper purpose.

Sworn/Affirmed before me at the
City of St. Catharines, the Province of
Ontario on the 23rd day of June, 2011



Commissioner for Taking Affidavits

**Moira Ann Beedling, a Commissioner,
etc., Province of Ontario, for the
Corporation of the City of St. Catharines.
Expires November 5, 2012.**



(Signature of deponent)
JOHN PULA

PUBLIC SCHOOL BOARD TRUSTEES CONTROL
\$500 MILLION
OF OUR TAX DOLLARS

Rec'd. 2:45pm
JUN 23 2011

H. Belley

EXHIBIT "A"

DID YOU KNOW:

- **School budgets have increased and more schools are closing.**
- **17 more schools are slated to close. Current trustees have chosen to wait until after the election to announce this.**
- **\$4 Million was just spent on a 7 acre property... the DSBN owns 26 acres just 2 km. away**
- **\$12 Million spent on school with a declining enrolment.**
- **\$240,000 spent on an entranceway to DSBN headquarters while Special Education and other programs are being cut.**
- **DSBN builds schools in Vietnam and other places around the world with our money, while closing our schools, laying off teachers and support staff.**
- **Trustees collect enrolment commissions based on the number of students in their area.**
- **Trustees allowed DSBN Staff to be \$1,200,000 over budget on bussing alone!**
- **DSBN Trustees are accountable to NO ONE! They have had their chance, now it is time for a change.**

This is Exhibit marked *A.* referred to in the affidavit of ... *John Pula.* Sworn before me this ... *23rd* day of ... *June* ... *2011*

Maura Ann Beedling
A Commissioner, etc.

VOTE FOR CHANGE:

VOTE:

ALEX BRADNAM, LINDA CROUCH, PAOLO MIELE, JOHN PULA

Accountability, transparency, responsible spending of tax dollars

Maura Ann Beedling, a Commissioner, etc., Province of Ontario, for the Corporation of the City of St. Catharines. Expires November 5, 2012.

Rec'd 2:45 p.m.
JUN 23 2011
K. Kelley

Correcting Mis-Information about DSBN from the October 19th NOTL Public Meeting

*"The Public School Board Trustees control \$500 Million of our Tax Dollars"

- The DSBN 2010/11 Budget is approximately \$380 Million (\$379,859.752)

*"17 more schools are slated to close. Current trustees have chosen to wait until after the election to announce this."

- There are no schools "slated" for closure.

School closures do not happen by announcement. Declining enrolment is an issue that trustees across Ontario must deal with. The DSBN currently has 5,328 elementary and 5,644 secondary surplus classroom spaces – a total of 10,972 excess spaces across the region. This issue will have to be dealt with by the new Board. The process to close a school is a long one with many opportunities for public consultation through an Accommodation Review (ARC) process.

"\$4 million was just spent on a 7 acre property... the DSBN owns 26 acres just 2 km away."

- The price of Crossroads property was \$1,479,815. This information is available to the public through the Land Registry Office. The value of the current Col J Butler and Virgil P.S. properties, along with the NDSS property, will more than offset the cost to build the new school.

*"\$12 million spent on school with a declining enrolment"

- During the ARC process we reported that \$805,395 was spent at NDSS on Facility Renewal Projects from 1999/2000 to 2006/07. Good Places to Learn funding could not be spent on NDSS because the Ministry had directed boards to only use these funds on schools that would remain open for 10 years. Given the 1999 recommendations regarding NDSS, it was not possible to complete projects under the Good Places to Learn initiative at that school.

Since September 2007, the Board has spent \$340,325 on Facility Renewal Projects at NDSS.

For the same period of time for St. Catharines Collegiate, \$2,378,158 was spent on Facility Renewal Projects and \$10,185,600 was funded by the Ministry of Education under the Good Places to Learn initiative.

The Ministry provides top-up funding to recognize the higher per pupil costs of heating, lighting, cleaning and routine maintenance for schools where enrolment is less than the capacity of the school. Given this was the case with NDSS, the top-up funding was used for these purposes. In addition, since the Ministry funding formula did not generate enough revenue to fully fund the vice principal position and the secretarial staff at NDSS, the top-up funding was also applied to those expenditures.

This is Exhibit marked B referred to in the affidavit of John Pula Sworn before me this 23rd day of June 2011
M. [Signature]
A Commissioner, etc.

Melra Ann Beedling, a Commissioner, etc., Province of Ontario, for the Corporation of the City of St. Catharines. Expires November 5, 2012.

\$240,000 spent on an entranceway to DSBN headquarters while Special Education and other programs are being cut.

- The new entrance for the Ed Centre was approximately \$240,000. This funding had been set aside many years previously as part of the original construction and kept in reserves.

DSBN builds schools in Vietnam and other places around the world with our money, while closing our schools, laying off teachers and support staff.

- The DSBN did not build a school in Vietnam or anywhere outside the Board. The DSBN has a business contract with the Canadian International School (CIS) in Vietnam. This school was funded and built by a privately owned company Khoi Nguyen Transportation and Joint Stock Trading Company from Ho Chi Minh City. This is a revenue generating agreement that saw the DSBN receive approximately \$200,000 to act as consultants to the corporation that built the school.

Trustees collect enrolment commissions based on the number of students in their area.

- Trustees are paid an honorarium which includes a flat fee plus an enrolment amount. This is in line with guidelines set by the Ministry of Education. The enrolment amount is based on total DSBN students. Given that enrolment has been declining, the Trustee honorarium has also been declining over the last 4 years.

Trustees allowed DSBN staff to be \$1,200,000 over budget on busing alone

- The DSBN had always been generous in providing courtesy busing to students across the region wherever possible. When NSTS came into existence, it was necessary to align our transportation policies with NCDSB. An efficiency and effectiveness review identified the need to alter bus routes and discontinue courtesy busing which resulted in savings to the transportation budget.

EXHIBIT "C"

Rec'd.
JUN 23 2011 2:45pm
H. Kelley

NIAGARA *this* WEEK.com

Print this Page

Campaign flyer raises questions

Melinda Cheevers, Staff
October 22, 2010

The District School Board of Niagara is wasting no time responding to a flyer that the board's vice chair alleges is "full of lies". The flyer in question was placed on the windshield of visitors' cars during the Niagara-on-the-Lake Chamber of Commerce's debate held at Virgil Public School on Tuesday night.

It features nine bulleted points about the DSBN's spending habits and board practices, and tells readers to "vote for change" by voting for trustee candidates Alex Bradnam, Linda Crouch, Paolo Miele and John Pula. None of the candidates, however, are claiming responsibility for the flyer and one in particular is upset over it.

Bradnam said he is upset that someone would distribute something with his name on it, implying it's his views, without his consent.

Incumbent trustee candidate and current vice chair on the board, Lynn Campbell was at the meeting and immediately contacted The Crier about the flyer. She said she thought it was horrible someone would spread such misinformation so close to the election date.

"It doesn't give us much time to respond and set the record straight," she said.

Brett Sweeney, media relations officer with the DSBN sent an email to The Crier clarification of seven of the nine points.

In it, he clarifies that no schools are slated for closure and that they do not happen by announcement but rather through an Accommodation Review process.

The new Crossroads property, was purchased for \$1,479,815, not the \$4-million cited in the flyer. Perhaps the most contentious and one oft repeated throughout the election is the statements regarding the DSBN school in Vietnam.

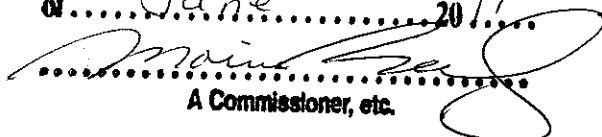
Sweeney said they did not build the one in Vietnam or anywhere outside of the board. They have a business contract with the Canadian International School in Vietnam but the school was funded and built by a privately owned company. The contract is a revenue generating agreement which saw \$200,000 go to the DSBN for acting as consultants.

Trustees, he said, are paid an honorarium of a flat fee and an enrolment amount which is based on total DSBN students, not restrictive to their area like the flyer claims.

Over an eight-year period the DSBN spent \$11 million at St. Catharines Collegiate, with over \$10 million of that coming from the Ministry of Education. Sweeney said it's important to consider the context of 'spending money on schools with declining enrolment' like the flyer states, considering enrolment is declining across the board. It's not a justification, he said, to stop spending money in them.

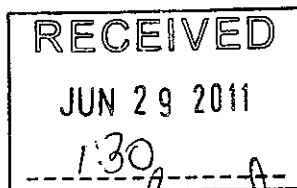
This article is for personal use only courtesy of NiagaraThisWeek.com - a division of Metroland Media Group Ltd.

This is Exhibit marked *C* referred to in
the affidavit of *John Pula*
Sworn before me this *23rd* day
of *June* 20*11*



A Commissioner, etc.

Moira Ann Beedling, a Commissioner,
etc., Province of Ontario, for the
Corporation of the City of St. Catharines.
Expires November 5, 2012.



Linda Crouch
2 Woodglen Drive
St. Catharines, ON L2N 2Y7

June 29, 2011

Regarding the Campaign Audit Request filed by John Pula of Dalton Clark, Lora Campbell and Lynn D. Campbell

I was a candidate for English Language Public School Board Trustee for the District School Board of Niagara (DSBN) for St. Catharines and Niagara-on-the-Lake in the October 25, 2010 municipal election.

I was named in a Campaign Flyer (along with Alex Bradnam, Paolo Miele and John Pula) that was apparently circulated throughout St. Catharines and Niagara-on-the-Lake near the end of the campaign period, according to an article in Niagara This Week.

The four candidates named on the campaign flyer were the four trustee candidates endorsed by the Niagara Region Labour Council for our area.

I received a copy of the campaign flyer in my copy of The Standard as an ad insert in the Saturday October 23, 2010 edition.

I did not authorize anyone to prepare the flyer, and I have no knowledge of who prepared it, made photocopies, or who circulated it.

The flyer makes a number of incorrect statements.

My lawyer and I have each made enquiries to The Standard as to where the said flyer came from but have been unsuccessful apparently due to privacy legislation. My first enquiry was made to The Standard on Election Day before the results were in. I also filed a report with the Niagara Regional Police about it.

On Thursday October 21, 2010 at the DSBN Trustees Candidates Event at the Community Centre in Niagara-on-the-Lake, I arrived about 30 minutes before the event started. I walked in shortly after Dalton Clark and Lynn Campbell, whom I saw meet in the parking lot ahead of me and they walked in together.

After I walked in, I saw a large stack of yellow flyers on the allotted table for campaign literature.

When I entered the event, Dalton Clark and Lynn Campbell were standing together about 2 feet away from the campaign literature table, facing the table.

The stack was the largest on the table and was on yellow paper.

The yellow flyer made the same points as a Niagara This Week article where DSBN staff Brett Sweeney was quoted correcting claims in the campaign flyer.

In the half hour prior to the event starting, the yellow rebuttal flyer was the talk of the event and I observed discussion of it among the candidates.

Immediately prior to the event starting, Lynn Campbell, Dalton Clark and I had a discussion about the rebuttal flyer's contents while we were seated at the head table.

The DSBN had shown interest in the St. Catharines and Niagara-on-the-Lake election. I first noticed this starting on September 29, 2010 at Trustee Candidates Event in St. Catharines. Several DSBN staff were in attendance including DSBN superintendents and Karen Bellamy who is the Administrative Assistant to the Director Warren Hoshizaki. They sat in the seats directly facing me and the incumbent candidates due to alphabetical seating of the candidates.

The DSBN staff members also attended the Thursday October 21, 2010 Candidates Event in Niagara-on-the-Lake, including Brett Sweeney, Kim Yielding, Marian Lamb (Executive Assistant to DSBN Director Warren Hoshizaki) and Superintendent Linda Kartasinki. The group again sat directly in front of me and the incumbent trustees.

I observed the meeting being videotaped by a camera on a tripod located immediately beside the DSBN staff.

I believe the campaign flyer and the rebuttal flyer both had an effect on the election,

I respectfully suggest that the Campaign Audit Committee could investigate the Campaign Flyer and discover if the photocopying and advertising costs were claimed on the financial statements of any candidates, such investigation being allowed under Section 93 of The Municipal Elections Act.

I make this statement for no improper purpose.

Respectfully submitted,

A handwritten signature in cursive script that reads "Linda Crouch". The signature is written in black ink and is positioned above the printed name.

Linda Crouch

Re: JOHN PULA AUDIT Request

Rec'd. (1)
June 29/11

357

Hambellay

I PAOLO MIELE OF NIAGARA ON THE LAKE

I WAS A CANDIDATE FOR DSBN
TRUSTEE FOR ST CATH AND NOTL.
OCT 25 2010 ELECTION.

I WAS NAMED IN A FLYER ALONG
WITH ALEX BRADNAM, LINDA CROCKETT
AND JOHN PULA.

I DID NOT AUTHORIZE ANYONE TO
PREPARE THE SAID FLYER AND I
HAVE NO KNOWLEDGE OF WHO
PREPARED IT, MADE COPIES, OR WHO
CIRCULATED THE FLYER.

I HAVE MADE INQUIRIES OF WHO PREPARED
THE FLYER BUT WAS UNSUCCESSFUL.

THE DSBN MADE A MEDIA REBUTTAL
OF THE SAID FLYER AS REFERRED
TO IN NIAGARA THIS WEEK.

DURING THE NOTL TRUSTEE
DEBATE LYNN CAMPBELL LORA
CAMPBELL AND DALTON CHALK
ALL MADE ME AWARE OF
THE DSBN REBUTTAL FLYER
THAT WAS YELLOW AND ON THE
BACK TABLE

WITH ALL OF THE OTHER CANDIDATES
ELECTION FLYERS.

MEMBERS OF THE DSBN
SENIOR ADMIN WERE IN
ATTENDANCE, Kim YIELDING,
BRETT SWEENEY, LINDA KARASINKI
AND MARIAN LAMIS.

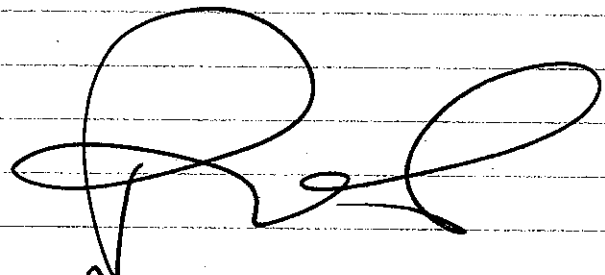
THE EVENT WAS VIDEOTAPE
BY DSBN STAFF, Brett Sweeney
AND Kim YIELDING.

I BELIEVE THE DSBN
MADE THE FLYER REBUTTAL
AND PROVIDED THE THREE INCUMBENTS
THE MATERIAL FOR THE ELECTION.

I BELIEVE THE DSBN DIRECTLY
OR INDIRECTLY PARTICIPATED IN
THE TRUSTED ELECTIONS.

THE DSBN HAD NO REASON TO
MAKE AN ELECTION REBUTTAL OR
MEDIA RELEASE OR FLYER WHEN
A PERSON OR GROUP DECIDED TO
PLACE AN ADVERTISEMENT IN THE
NEWS PAPER.

I will also submit THAT
 NONE OF THESE INCUMBENTS
 Lynn Campbell, Lola Campbell
 AND DALTON CLARK Declared
 THE FINANCIAL CONTRIBUTION OR
 COST OF THE PRINTED FLYERS
 ON THE ELECTION FINANCIALS THEY SUBMITTED.
 I SUBMIT THIS STATEMENT FOR
 NO IMPROPER PURPOSES



Aslo Miele

June 29 2011



Message

Sat, Jul 02, 2011 11:56 AM

From: "Dalton Clark" ·

To: **Karen Bellamy**

Cc:

Subject: Compliance Audit Response

Attachments: Attach0.html

4K

July 2nd. 2011

Attn: Secretary of the Board

I am writing in response to the claim by Mr. John Pula that the "Rebuttal flyer" mentioned in his affidavit somehow contributed to my election campaign and I should have declared the contribution.

I did not request a rebuttal of the flyer put out over the names of Alex Bradnam, Linda Crouch, Paolo Miele and John Pula, nor did I receive or distribute the rebuttal flyer. My name was not included in the flyer nor was the name of any candidate involved in the election.

I cannot fathom how this document could be construed as an election campaign document. It is quite clearly a corporate response to a scurrilous document that Mr. Pula, in point 4 of his affidavit, admits "contained statements that were apparently untrue and incorrect." In light of this admission it is interesting that the only candidate of the four mentioned in the flyer to distance himself from the content was Alex Bradnam.

None of the four candidates mentioned in the flyer seem to know the source of the flyer and the "Ghost Writer" has not had the courage to come forward to defend it.

Under these circumstances I would think it proper that the corporation would want to respond to the flyer, not to influence the election campaign, but to defend the integrity of the corporation and its 4000 employees.

Respectfully submitted.

..

Dalton G. Cark