



# Notice of Compliance Audit Committee Decision

Sent via **REGULAR MAIL** and **EMAIL**

**To: Richard L. Berry, Applicant and Stephen Passero, Candidate**  
**2491 Dominion Road 335 Brock Street**  
**Ridgeway, ON L0S 1N0 Fort Erie, ON L2A 2X4**

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IN THE MATTER of an Application for Compliance Audit by Richard L. Berry of election campaign finances of Stephen Passero, Candidate in the October 25, 2010 Municipal election.

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The Compliance Audit Committee met on July 12, 2011 to consider the Compliance Audit Application and rendered Decision #5-11 as attached hereto.

Pursuant to Section 81(6) of the *Municipal Elections Act, 1996* the decision of the committee may be appealed to the Ontario Court of Justice within fifteen (15) days after the decision is made and the court may make any decision the committee may have made. The last day to appeal is **Wednesday, July 27, 2011.**

Dated at Fort Erie this 13<sup>th</sup> day of July, 2011.

Carolyn J. Kett  
Town Clerk  
Town of Fort Erie

ecc: Mayor and Members of Council  
Niagara Compliance Audit Committee Members  
Niagara Compliance Audit Joint Participants  
S. Ellis, Legal Counsel to Compliance Audit Committee (Fort Erie)  
H. Salter, Director of Legal & Legislative Services/Town Solicitor  
H. Schlange, Chief Administrative Officer

Town/City of Fort Erie  
Clerk's Department  
Address 1 Municipal Centre Drive  
Fort Erie, ON L2A 2S6  
TEL: 905-871-1600 x2211  
FAX: 905-871-4022  
EMAIL: ckett@forterie.on.ca

NIAGARA COMPLIANCE AUDIT  
COMMITTEE DECISION  
DATE OF MEETING: ~~00/00/0000~~  
July 12, 2011  
#5-11

**MUNICIPAL ELECTION COMPLIANCE AUDIT  
MUNICIPAL ELECTIONS ACT, 1996**

**Part 1: Request Information**

Application Submitted by: Richard L. Berry  
(First and Last Name)

Candidate Named in Application: Stephen Passero

Date Application Request Received: June 21, 2011

**Part 2: Decision**

Compliance Audit Granted Yes  No

If yes, name of Auditor appointed to perform the audit:  
Clerk delegated to engage Auditor

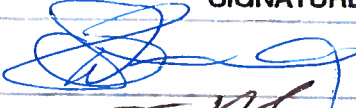
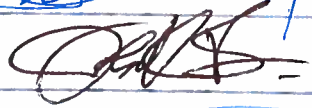

*Note: In accordance with the Municipal Elections Act, the Compliance Audit Committee must choose an auditor licensed under the Public Accounting Act, 2004.*

**Part 3: Reason(s) for denial or approval of request**

Exhibits / rationale for decision attached Yes  No

Per Resolution Nos. 6 + 7 attached hereto.

**Part 4: Committee Members**

	PRINT NAME	SIGNATURE
1.	David Barrett	
2.	John Bice	
3.	Allan Andrews	



# Compliance Audit Committee Meeting

Resolution No. 6

Date: Tuesday, July 12, 2011

Moved by: John R. Bice (John R. Bice)

Seconded by: \_\_\_\_\_

**THAT:** Having reviewed the written materials filed by the Applicant and the Candidate, and having heard the oral submissions by both parties, pursuant to Section 81(5) of the *Municipal Elections Act, 1996*, as amended, the Compliance Audit Committee hereby grants a compliance audit of the election campaign finances of Stephen Passero, candidate in the October 25, 2010 municipal election, since the Committee is satisfied that reasonable grounds have been demonstrated that the Candidate appears to have contravened the provisions of the said *Act* relating to election campaign finances, and further

**THAT:** The scope of the audit shall be: ALL INCLUSIVE

Carried  Lost

Signed by Committee Chair: \_\_\_\_\_

Signed by Clerk: \_\_\_\_\_



# Compliance Audit Committee Meeting

Resolution No. 7

Date: Tuesday, July 12, 2011

Moved by: \_\_\_\_\_

*John K. Rice (John K. Rice)*

Seconded by: \_\_\_\_\_

**THAT:** The Compliance Audit Committee hereby appoints +directs the Clerk to engage  
Stephen Passero, candidate in the October 25, 2010 municipal election  
in accordance with Resolution No. 6 dated July 12, 2011 and hereby directs the Clerk to execute a  
Letter of Engagement with the said auditor.

Carried (X)      Lost ( )

Signed by Committee Chair: \_\_\_\_\_

*[Signature]*

Signed by Clerk: \_\_\_\_\_

*he services  
of an*

~~as the~~

*Stephen Passero*

*+directs the Clerk to engage*

*6*