



**Minutes of the  
Compliance Audit Committee Meeting  
Held in the River Plate Room, Ajax Town Hall  
At 7:00 p.m. on June 6, 2019**

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|----------|---------|--------------------------------|
| Present: | Chair   | Shaun Patrick Young            |
|          | Members | Amanda Downs<br>Margot Poepjes |
|          | Staff   | Alexander Harras               |

**1. Call to Order**

Alexander Harras, Manager of Legislative Services / Acting Clerk, called the meeting to order at 7:00 p.m.

**2. Appointment of Chair**

A. Harras introduced the members of the Town of Ajax Compliance Audit Committee and requested that members appoint a Chair for the 2018-2022 term of the Compliance Audit Committee.

Motion

Moved by: A. Downs

That Shaun Patrick Young be appointed as Chair of the Compliance Audit Committee for the 2018-2022 term of the Committee.

CARRIED

**3. Chair's Opening Statement**

Chair Young read the Chair's Opening Statement.

**4. Disclosure of Pecuniary Interest**

There were no disclosures of pecuniary interests.

## 5. Clerk's Reports

### 5.1 Van Dusen, James

#### a) Delegations

James Van Dusen, contributor, introduced himself and provided an overview of his professional and personal activities within the Town of Ajax. Mr. Van Dusen stated that he is a local business owner who is active in the community, raising money for charitable organizations and participating with the hospital foundation. He noted that he understands and respects the process and the law, and that the apparent contravention of the limit was an error. He reviewed his history of political contributions in recent elections and stated that the second contribution was for a ticket purchase for his wife to an event held by the candidate, which should have been under her name. Mr. Van Dusen apologized for the error.

Committee Members asked the contributor how he was aware of the contribution limits and whether he kept track of his contributions. Mr. Van Dusen responded to questions from the Committee and stated that the maximum contribution amount was noted to him by the candidate's campaign, and that he believed the error had been previously corrected by the candidate. The Committee thanked Mr. Van Dusen for his delegation.

#### b) Written Submissions

Committee members considered the written submissions provided to the Committee regarding this matter.

#### c) Clerk's Report

Committee Members received the Clerk's Report and inquired whether the report was prepared in accordance with the provisions of the *Municipal Elections Act*. A. Harras responded to questions from Committee Members noted that the report was prepared in accordance with the provisions and requirements of the Act.

#### d) Discussion/Debate

The Committee discussed the delegations, written submissions, and Clerk's Report regarding the matter. The Committee convened in private to deliberate at 7:16 p.m.

The Committee resumed its deliberation in public at 7:22 p.m.

#### Motion

Moved by: M. Poepjes

WHEREAS the Committee has considered the report by the Town Clerk, as well as any delegations and written submissions presented to the Committee with respect to this matter, and has taken into account all of the information provided;

NOW THEREFORE BE IT RESOLVED THAT in light of the circumstances and information provided, the Committee has decided **against** commencing a legal proceeding against

James Van Dusen for an apparent contravention for exceeding the individual contribution limit specified in the *Municipal Elections Act*;

AND THAT written reasons shall be prepared by the Committee and provided to the contributor and the Town Clerk following the meeting.

CARRIED

## **5.2 Poon, Susan Hum**

### **a) Delegations**

There were no delegations received for this matter.

### **b) Written Submissions**

Committee members considered the written submissions provided to the Committee regarding this matter.

Committee members inquired whether copies of any original documentation were supplied such as cheques, or if further information had been provided regarding the intention or purpose of the contributions. A. Harras noted that no copies of documentation were provided, and there were no further details available beyond the information provided in the written submissions.

### **c) Clerk's Report**

Committee members received the Clerk's Report and inquired about the Town Clerk's process used to verify the name and identity of the contributor. A. Harras reviewed the process, noting that the City of Markham elections office was contacted to attempt to verify the name of the contributor and confirm that both contributions were made from the same individual, as detailed in the Clerk's Report.

### **d) Discussion/Debate**

The Committee discussed the delegations, written submissions, and Clerk's Report regarding the matter. The Committee convened in private to deliberate at 7:28 p.m.

The Committee resumed its deliberation in public at 7:35 p.m.

### Motion

Moved by: M. Poepjes

WHEREAS the Committee has considered the report by the Town Clerk, as well as any delegations and written submissions presented to the Committee with respect to this matter, and has taken into account all of the information provided;

NOW THEREFORE BE IT RESOLVED THAT in light of the circumstances and information provided, the Committee has decided **against** commencing a legal proceeding against Susan Hum Poon for an apparent contravention for exceeding the individual contribution limit specified in the *Municipal Elections Act*;

AND THAT written reasons shall be prepared by the Committee and provided to the contributor and the Town Clerk following the meeting.

CARRIED

### **5.3 Rana, MD Tarekh**

#### **a) Delegations**

MD Tarekh Rana, contributor, introduced himself and provided an overview of his professional and personal activities within the Town of Ajax. Mr. Rana discussed his business activities within Ajax and charitable contributions made to non-profit organizations within Durham. He stated that he was not aware of the \$5,000 contribution limit to multiple candidates and apologized for his apparent contravention of the limit.

Committee members asked questions regarding whether Mr. Rana kept track of his contributions during the election, and whether any candidates informed him of the \$5,000 limit. Mr. Rana stated that he made contributions by cheque and was not made aware of the \$5,000 contribution limit within the Act. The Committee thanked Mr. Rana for his delegation.

Nancy Henry, candidate for the office of Regional Councillor, Ward 2 in the Town of Ajax, addressed the Committee and noted that she received a contribution from Mr. Rana during the election. Ms. Henry stated that she met Mr. Rana through charitable volunteer work and that he is an individual who is proud of and contributes to the community. She noted her belief that the apparent contravention was made in error.

Committee Members inquired whether Ms. Henry was aware of the candidate's obligation to notify contributors of the limits, and whether it was her practice to do so. Ms. Henry responded to questions from Committee Members and noted that the 2018 election was her first time soliciting and receiving campaign contributions and did not notify contributors of the \$5,000 limit. The Committee thanked Ms. Henry for her delegation.

Kurtis McAleer, candidate for the office of Regional Councillor, Ward 3 in the Town of Ajax, addressed the Committee and noted that he received a contribution from Mr. Rana during the election. Mr. McAleer stated that Mr. Rana has made significant contributions to the community through his business and charitable activities, and that he believes the apparent contravention was made in error.

Committee Members inquired whether Mr. McAleer notified contributors of the contribution limits in the Act when he received contributions, and if he was aware of the \$5,000 limit. Mr. McAleer responded to questions from Committee Members and noted that he was aware of the \$5,000 limit and that he did not advise contributors of the limits in some cases, as most contributions he received were below the individual contribution limit. The Committee thanked Mr. McAleer for his delegation.

#### **b) Written Submissions**

There were no written submissions provided to the Committee regarding this matter.

**c) Clerk's Report**

Committee members received the Clerk's Report and inquired about the Town Clerk's process used to verify the name and identity of the contributor. A. Harras reviewed the process, noting that the City of Pickering elections office was contacted to verify the name of the contributor and confirm that the contributions were made from the same individual, as detailed in the Clerk's Report. Members inquired whether the Town Clerk had contacted Mr. Rana before preparing the report. A. Harras noted that he had not.

**d) Discussion/Debate**

The Committee discussed the delegations, written submissions, and Clerk's Report regarding the matter. The Committee convened in private to deliberate at 7:51 p.m.

The Committee resumed its deliberation in public at 8:02 p.m.

Motion

Moved by: M. Poepjes

WHEREAS the Committee has considered the report by the Town Clerk, as well as any delegations and written submissions presented to the Committee with respect to this matter, and has taken into account all of the information provided;

NOW THEREFORE BE IT RESOLVED THAT in light of the circumstances and information provided, the Committee has decided **against** commencing a legal proceeding against MD Tarekh Rana for an apparent contravention for exceeding the total contribution limit specified in the *Municipal Elections Act*;

AND THAT written reasons shall be prepared by the Committee and provided to the contributor and the Town Clerk following the meeting.

CARRIED

**6. Adjournment**

Motion

Moved by: A. Downs

That the meeting of the Compliance Audit Committee of June 6, 2019 be adjourned.

CARRIED

The meeting of the Compliance Audit Committee adjourned at 8:03 p.m.