



## Establishment of a Compliance Audit Committee Compensation

**To:** Compliance Audit Committee

**Date:** 27 November, 2019

**Report No.:** 11-19-3792

### Strategic Directions

Build Strong Relationships and Partnerships Within School Communities to Support Student Learning and Well-Being

### Recommendation

It is recommended that a compensation rate for members of the Board's Compliance Audit Committee be established.

### Context

On June 13, 2018, the Board decided:

- (a) That a Compliance Audit Committee be established in accordance with the *Municipal Elections Act*, 1996;
- (b) That the membership of the Compliance Audit Committee be that of the City of Toronto's Compliance Audit Committee;
- (c) That the City of Toronto's terms of reference, as presented in the report, with the necessary adjustments to reflect that the Compliance Audit Committee is a committee of the Toronto District School Board, be approved;
- (d) That, in accordance with the per diem rate established by the City of Toronto, the amount for Compliance Audit Committee members be set at \$350.00.

On November 7, 2019, the City Clerk's office has advised that compensation for members of the City's Compliance Audit Committee includes the following:

The remuneration for the City of Toronto Compliance Audit Committee members is as follows:

**Public members:** \$1,500 annually, plus full-day per diem of \$600 and half-day remuneration (3.5 hours or less) of \$400 for hearings, business meetings and training sessions.

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**Chair:** \$2,500 annually, plus full-day per diem of \$600 and half-day remuneration (3.5 hours or less) of \$400 for hearings, business meetings and training sessions.

Information on the City of Toronto's website regarding their Compliance Audit Committee is attached as Appendix A.

Options available to the Board include:

- (a) the annual and per diem rates for members of the Board's Compliance Audit Committee be set at the same rates paid to the City of Toronto's Compliance Audit Committee members, as amended from time to time.
- (b) the rate for members of the Board's Compliance Audit Committee be established by the Board.

### **Action Plan and Associated Timeline**

N/A

### **Resource Implications**

Funding is accessed through the central administration budget.

### **Communications Considerations**

n/a

### **Board Policy and Procedure Reference(s)**

n/a

### **Appendices**

- Appendix A: City of Toronto Compliance Audit Committee

### **From**

Manon Gardner, Associate Director, School Operations and Service Excellence at manon.gardner@tdsb.on.ca or at 416-394-2041.

## Compliance Audit Committee

The Compliance Audit Committee is a local board of the City that receives and makes decisions on applications for compliance audits of candidates' municipal election campaign finances. The powers and functions of the committee are pursuant to the [Municipal Elections Act, 1996](#). Under the Act, an outgoing City Council is required to establish a compliance audit committee before October 1 of an election year to address any election financing complaints received after an election is held.

### Committee responsibilities

The committee is responsible for performing the functions relating to the compliance audit application process as outlined in the Municipal Elections Act. These functions include:

- considering a compliance audit application received from an elector and deciding whether it should be granted or rejected
- appointing an auditor, if the application is granted
- receiving the auditor's report
- considering the auditor's report and deciding whether legal proceedings should be commenced
- determining whether to recover the costs of conducting the compliance audit from the applicant if the auditor's report indicates there were no apparent contraventions and if there were no reasonable grounds for the application

Effective April 1, 2018, the committee is also responsible for considering reports from the City Clerk that identifies contributors who appear to have contravened any of the contribution limits for the election and deciding whether legal proceedings should be commenced.

### Term of office

The term of office for the committee begins on December 1, 2018 and is four years coincident with the term of Council.

### Composition

The Compliance Audit Committee consists of 3 public members. City Council also appoints 2 alternate members whose appointments only take effect upon a vacancy on the committee during its term.

### Qualifications

In addition to the general eligibility requirements set out in the Public Appointments Policy, committee members should collectively represent a range of expertise and be accomplished in the following areas:

- accounting and auditing - accountants or auditors with experience in preparing or auditing the financial statements of municipal candidates
- academic - college or university professors with expertise in political science or local government administration
- legal
- other individuals with knowledge of the campaign financing rules of the Municipal Elections Act

## Eligibility

All members of the public who apply to serve on the Compliance Audit Committee must satisfy the following eligibility requirements in order to be selected for appointment:

- Must be a resident of the city of Toronto;
- Must be at least 18 years old;
- Cannot be a City employee, employee of a City agency or corporation, an officer of the City, or a Member of City Council.
- Cannot be a candidate for the 2018 municipal election.
- Cannot be a registered third party advertiser for the 2018 municipal election.
- Cannot contribute to any Council candidates or third party advertisers for the 2018 municipal election.

If appointed members must agree in writing that:

- they will not provide advice to, or prepare or audit the election financial statements of any Toronto City Council candidate, any third party advertiser, or
- become a candidate in the Toronto municipal election and any by-elections during the term of Council that corresponds to the term of the committee.

## Meetings

The committee will meet as needed with meetings to be scheduled when a compliance audit application or a report from the City Clerk is received.

## Remuneration

Public members: \$1,500 annually, plus full-day per diem of \$600 and half-day remuneration (3.5 hours or less) of \$400 for hearings, business meetings and training sessions.

Chair: \$2,500 annually, plus full-day per diem of \$600 and half-day remuneration (3.5 hours or less) of \$400 for hearings, business meetings and training sessions.

## Related links

## Membership

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No membership data available.

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1	Member	<a href="#">Lawrence D'Souza</a>	01-Dec-2018	30-Nov-2022	\$350 Per Diem
2	Chair	<a href="#">Isabel Meharry</a>	01-Dec-2018	30-Nov-2022	\$350 Per Diem
3	Member	<a href="#">Joe Wong</a>	01-Dec-2018	30-Nov-2022	\$350 Per Diem

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