

COMPLIANCE AUDIT COMMITTEE – JUNE 6, 2019

COMMUNICATIONS

Distributed May 31, 2019

	<u>Item</u>
C1. Mr. Alan Shefman dated May 28, 2019.	3 & 4
C2. Ms. Michelle Liscio dated May 29, 2019.	3
C3. Paul and Marianna Federico dated May 30, 2019.	1 & 2
C4. Ms. Michelle Liscio dated May 30, 2019.	3
C5. Mr. Gerard C. Borean dated May 30, 2019.	4
C6. Mr. Gino Rosati dated May 31, 2019.	1, 2, 3 & 4

Disclaimer Respecting External Communications

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Please note there may be further Communications.

May 28, 2019

C 1
COMMUNICATION
Compliance Audit Committee -
June 6, 2019
ITEM - 344

A. Shefman
[REDACTED] Heatherton Way
Thornhill, ON [REDACTED]

Todd Coles
City Clerk/Returning Officer
City of Vaughan
2141 Major Mackenzie Drive
Vaughan, ON L6A 1T1

Re: 2018 Compliance Audit Committee – Letter of September 15, 2018

Dear Todd:

Please find below my comments.

I am writing this in response to the two notices (Adam Starkman and Peter Cipriano) that I received regarding a hearing before the City of Vaughan Compliance Audit Committee.

As noted, I did receive and included donations from these two individuals in my election report. These funds received were also considered in my audited statement. The amounts noted are consistent with my audit.

I bring to the attention of the Committee that I had absolutely no knowledge whatsoever of either what other candidates received donations or the amounts donated by these individuals.

Thank you for considering this information in your deliberations.

Regards

Alan

DELIVERED

May 29, 2019

Evan Read
City of Vaughan
2141 Major Mackenzie Drive
Vaughan, ON L6A 1T1

Dear Mr. Read:

RE: Clerk's Report On Contributions To Candidates: Adam Starkman
Basie Gate, Thornhill – 2018 Municipal Election

As per our phone conversation on May 29, 2019, please kindly note the following corrections highlighted in red for the contributions made under the name of Adam Starkman and Sharonne Dana Starkman.

Name of Contributor	Candidate	Contribution Value	Date Received
Sharonne Dana Starkman	Fred Winegust	\$600.00	Sep 27 2018
Adam Starkman	Gino Rosati	\$1000.00	Unknown
Sharonne Dana Starkman	Gino Rosati	\$1,200.00	Nov 20 2018
Adam Starkman	Alan Shefman	\$1,200.00	Sep 18 2018
Adam Starkman	Frank Miele	\$1,200.00	Sep 6 2018

Should you have any further questions regarding this matter, please feel free to contact the undersigned.

Sincerely,


Michelle Liscio
Executive Assistant

Subject: FW: Communication 2 - Compliance Audit Committee Meeting - June 6 2019
Attachments: L- COV- RPT FOR A. STARKMAN.pdf
Importance: High

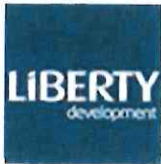
From: Michelle Liscio <Michelle@libertydevelopment.ca>
Sent: Wednesday, May 29, 2019 3:46 PM
To: Read, Evan <Evan.Read@vaughan.ca>
Subject: Contributions Letter- Adam Starkman
Importance: High

Hi Evan,

As per our discussion today, I am attaching a letter outlining the corrections in red for the contributions made by Sharonne Dana Starkman.

If you have any questions pertaining to the letter, please feel free to call me directly.

**Thanks,
Michelle**



Michelle Liscio, Executive Assistant to Latif Fazel
Liberty Development Corporation
1 Steelcase Rd. W. | Unit 8 | Markham, ON L3R 0T3
Tel: 905.731.8687 | Ext: 258 | Fax: 905.731.6826
michelle@libertydevelopment.ca | www.libertydevelopment.ca

***This message is intended only for the addressee. It may contain privileged or confidential information. Any unauthorized disclosure is strictly prohibited. If you have received this message in error, please notify us immediately so that we may correct our internal records. Please then delete the original message. Thank you ***

Subject: FW: Communication 3 - Compliance Audit Committee Meeting - June 6 2019

Importance: High

From: Paul Federico <[REDACTED]>

Sent: Thursday, May 30, 2019 12:59 PM

To: Read, Evan <Evan.Read@vaughan.ca>

Cc: [REDACTED]

Subject: Clerk Report on Contributions to Candidates 2018 Election - Paul and Marianna Federico

Dear Members of the Audit Committee:

It has come to my attention that certain contributions made to a candidate for Vaughan Council, namely Mr. Gino Rosati were flagged as exceeding contribution limits under section 86 of the *Municipal Elections Act, 1996*.

Said contributions were made separately from myself, Paul Federico and my spouse, Marianna Federico both residing at [REDACTED] Orton Cres in Richmond Hill. From my understanding, each individual who is a resident of Ontario is allowed to make a maximum contribution of \$1200. In our case, because my wife and I share one bank account, our contributions, notwithstanding being from the same account, should be viewed as 2 separate contributions as the cheque for my contribution was signed by myself whereas my wife's cheque was signed by her.

Given the circumstances I would therefore respectfully suggest that a contravention of the Act has not in fact occurred and would ask for your confirmation of same.

I would be happy to provide any additional information needed. Kindly confirm receipt of this email.

Sincerely,

Paul and Marianna Federico

DELIVERED

May 30, 2019

Evan Read
City of Vaughan
2141 Major Mackenzie Drive
Vaughan, ON L6A 1T1

Dear Mr. Read:

RE: Clerk's Report On Contributions To Candidates: Adam Starkman
Basie Gate, Thornhill – 2018 Municipal Election

As per our phone conversation on May 30, 2019, please kindly note the following corrections highlighted in red for the contributions made under the name of Adam Starkman and Sharonne Dana Starkman.

Name of Contributor	Candidate	Contribution Value	Date Received
Adam Starkman	Fred Winegust	\$600.00	Sep 27 2018
Adam Starkman	Gino Rosati	\$1000.00	Sep 18 2018
Sharonne Dana Starkman	Gino Rosati	\$1,200.00	Nov 20 2018
Sharonne Dana Starkman	Alan Shefman	\$1,200.00	Sep 18 2018
Adam Starkman	Frank Miele	\$1,200.00	Sep 6 2018

Should you have any further questions regarding this matter, please feel free to contact the undersigned.

Sincerely,


Michelle Liscio
Executive Assistant

Subject: FW: Clerk's Report- Adam Starkman
Attachments: MAY 30 2019- CLERKS RPT- A. STARKMAN.pdf
Importance: High

From: Michelle Liscio <Michelle@libertydevelopment.ca>
Sent: Thursday, May 30, 2019 4:23 PM
To: Read, Evan <Evan.Read@vaughan.ca>
Cc: Adam Starkman <adam@libertydevelopment.ca>
Subject: Clerk's Report- Adam Starkman
Importance: High

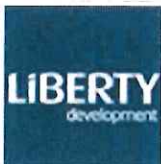
Hi Evan,

As discussed with you earlier today, please find attached a copy of the updated letter confirming all contributions made.

Kindly note the corrections to (name of contributor), are highlighted in red.

If you have any questions regarding the letter, please feel free to contact me.

**Thanks,
Michelle**



Michelle Liscio, Executive Assistant to Latif Fazel
Liberty Development Corporation
1 Steelcase Rd. W. | Unit 8 | Markham, ON L3R 0T3
Tel: 905.731.8687 | Ext: 258 | Fax: 905.731.6826
michelle@libertydevelopment.ca | www.libertydevelopment.ca

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BARRISTERS AND SOLICITORS

C 5
COMMUNICATION
Compliance Audit Committee -
June 6, 2019
ITEM - 4

May 31, 2019

Lawyer Direct Dial: (905) 850-6068
Email: gborean@parenteborean.com
Law Clerk: (905) 850 6066 ext. 237
Email: mmuccilli@parenteborean.com

DELIVERED VIA EMAIL: Todd.Coles@vaughan.ca

City of Vaughan
Office of the City Clerk
2141 Major Mackenzie Dr.,
Vaughan ON L6A 1T1
Attention: Mr. Todd Coles – City Clerk

Dear: Mr. Todd Coles

**Re: Clerk's Report on Contributions to Candidates: Peter Cipriano, █ Cipriano Court,
Woodbridge, 2018 Municipal Election**

Please be advised that I am the lawyer for Peter Cipriano.

I am in receipt of your correspondence dated May 15, 2019 and received by my client on May 22, 2019.

My client acknowledges that he made the contributions as set out in your memorandum to the Compliance Audit Committee dated May 13, 2019. Mr. Cipriano was, at no material time, aware of the most recent amendments to the *Municipal Elections Act* (the "Act").

Mr. Cipriano, at all material times, was acting in good faith and had relied on his bookkeeping staff and administration staff at his office to monitor the amount of contributions being made and was under the mistaken belief that he was not in breach of any laws. It is noteworthy that two of the candidates were not elected to office. Mr. Cipriano took no steps to mislead/misguide the City Clerk/Returning Officer.

Mr. Cipriano's contributions have, in no material manner or otherwise, had any effect on the ultimate election of Vaughan's council.

To penalize Mr. Cipriano for not knowing the most recent amendments to the Act and to not hold him to a good faith standard, is contrary to the principles underlying the legislation. The Act's legislative intent is to preserve integrity and transparency in the electoral process insofar that it sets out rules guiding the actions of both the candidate and the contributor. In this case, Mr. Cipriano has acted in good faith and has been transparent with respect to his actions.

I shall be attending with Mr. Cipriano before the Compliance Audit Committee on June 6, 2019, in Committee Room 242/243 at the City of Vaughan at 7:00 pm to make submissions/statement(s) to the committee. In this regard, if there is any further information or clarification that you may require, please do not hesitate to contact me.

Yours truly,

PARENTE, BOREAN LLP

*Gerard C. Borean **

GB/mmu

** Executed pursuant to the Electronic Commerce Act*

May 31, 2019

C 6
COMMUNICATION
Compliance Audit Committee -
June 6, 2019
ITEM - 1, 2, 3+4

To: Todd Coles
City Clerk
City of Vaughan
2141 Major Mackenzie Drive
Vaughan, ON L6A 1T1

Dear Mr. Coles,

With reference to your letter of May 15, 2019 I provide the following:

- 1) Peter Cipriano
 - see attached declaration
- 2) Paul Federico
- 3) Marianna Federico
 - Paul and Marianna each contributed a separate cheque of \$1,200 drawn from a Joint Account of Marianna Federico or Paul Federico
- 4) Adam Starkman
 - Adam Starkman contributed \$1,000
 - Dana Starkman contributed \$1,200
 - Both drawn from a Joint Account of Adam Starkman or Dana Starkman

I trust this clarifies the individual contributions.

Myself or my representative will attend the meeting on June 6 should there be any questions.



Gino Rosati

Declaration

Date: Aug 16 2018

To: **The Gino Rosati Campaign 2018**

c/o David Corazza CPA, CA, LPA
#4 - 3300 Steeles Ave. West
Concord, ON
L4K 2Y4

From: Name: Peter Cipriano

Address: [Redacted] Cipriano Court

City Woodbridge Postal Code L4H 1K6

Phone # _____ Cell# _____

Email Address: _____

Amount of Contribution \$ 1200

I declare that:

- The contribution amount is in compliance with the Municipal Election Act (Ontario) 1996
- I am contributing no more than the maximum amount allowed of \$1,200
- My contribution does not exceed the maximum allowed amount of \$5,000 total contributions to campaigns for the same Council

I understand I can apply for a rebate for my contribution, to the City of Vaughan, and that rebate will amount to 75% of my contribution to a maximum rebate of \$150

Signature 

R-51a