

Authority: Executive Committee Item 46.3, adopted as amended,
by City of Toronto Council on August 25, 26 and 27, 2010
Enacted by Council: August 27, 2010

CITY OF TORONTO

BY-LAW No. 1080-2010

To authorize payment of grants in the amount of the legal expenses incurred in responding to compliance audit applications.

WHEREAS the prospect of incurring significant compliance audit legal expenses in the absence of any wrongdoing can deter individuals of modest means from running for municipal political office; and

WHEREAS the cost of defending a compliance audit could be significant, particularly when compared to the salary of a City Councillor in Toronto; and

WHEREAS it is in the public interest to assist candidates in such circumstances with the payment of these expenses in order to promote political inclusivity, protect the overall democratic integrity of municipal elections and bolster overall the social well-being of the municipality; and

WHEREAS the incurring of such expenses in the face of unfounded complaints of wrongdoing, has the potential to undermine the effectiveness of a councillor in undertaking the duties as a member of council; and

WHEREAS making these payments to candidates is in the interests of the municipality and in the public interest; and

WHEREAS Councillor Heaps and Councillor Mammoliti incurred significant legal expenses responding to compliance audit proceedings in which the complaints were determined to be unfounded; and

WHEREAS there is, therefore, a reasonable connection between the City's permitted objectives and the use of its powers under s. 83 of the *City of Toronto Act, 2006* to make grants for the purpose of such assistance;

The Council of the City of Toronto HEREBY ENACTS as follows:

1. Exercising its powers under s. 83 of the *City of Toronto Act, 2006*, and in consideration of the interests of the municipality, the City shall pay to Councillor Heaps and Councillor Mammoliti grants in the amount of the legal expenses they incurred in responding to compliance audit applications made against them in relation to their campaign finance records for the 2006 municipal election.

ENACTED AND PASSED this 27th day of August, A.D. 2010.

DAVID R. MILLER,
Mayor

ULLI S. WATKISS
City Clerk

(Corporate Seal)