

From: Dean Smith <dean.smith@intelivote.com>
Sent: April 7, 2022 3:15 PM
To: Candy Beauvais <cbeauvais@municipalityofkillarney.ca>
Cc: Bill Poole <bill.poole@intelivote.com>
Subject: RE: Municipal Elections By-Law - Voting Method

Hi Candy,

Bill is correct in that typically if a recount is requested, the same process will always result in an identical count with evoting.

The legislation (MEA) currently requires that a recount if required/requested must be performed in the same manner that the original count is performed.

Manner of doing recount

60 (1) *A recount under section 56, 57 or 58 shall be conducted in the same manner as the original count, whether manually or by vote-counting equipment. 2016, c. 15, s. 41 (1).*

With the exception being:

Order specifying different manner of doing recount

(3) Despite subsection (1), if the judge who orders a recount under section 58 is of the opinion that the manner in which the original count was conducted caused or contributed to the doubtful result, he or she may, in the order, provide that the recount shall be held in a different manner and specify the manner. 1996, c. 32, Sched., s. 60 (3); 2016, c. 15, s. 41 (2).

Dean

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materials sent via this email address in an alternate/accessible format, please let me know.

Hi Kris

During the meeting today someone asked how a recount is done when using Internet/Telephone Voting.

See reply below.

You may want to include this somewhere.

Thanks

Candy

From: Bill Poole <bill.poole@intelivote.com>
Sent: April 7, 2022 1:50 PM
To: Candy Beauvais <cbeauvais@municipalityofkillarney.ca>
Cc: Dean Smith <dean.smith@intelivote.com>
Subject: RE: Municipal Elections By-Law - Voting Method

Hi Candy,

Technically there are no recounts in electronic voting. A recount would be pushing the same button and getting the same answer.

Does that answer your question?

Bill

09:06:40 From Candy Beauvais to Everyone:

Who is allowing electronic filing?

09:29:36 From Amber Burgler to Everyone:

Interested in the question above as well.

09:31:49 From Candy Beauvais to Everyone:

Bryan, what is recommend to be included in the Nomination Package. Thank you.

09:34:39 From Kris Croskery-Hodgins to Everyone:

We can use these questions in the afternoon Election Roundtable discussion if that is ok? It will give us more time to fully discuss.

09:35:01 From Candy Beauvais to Everyone:

That is fine Kris.

ELECTION ROUNDTABLE CHAT NOTES:

13:03:54 From Stasia Carr to Everyone:

Can someone share Chris's package?

13:04:29 From Candy Beauvais to Everyone:

Councillors Guide or Candidates Guide?

13:05:38 From Maryann Martin to Everyone:

1. Important Dates

2. Declaration of Qualifications – Municipal Candidates

3. Consent to Release Personal Information

4. Candidate's Declaration – Proper Use of Voters' List

5. Contact Information Form

6. Preliminary Certificate of Maximum of Campaign Expenses - Candidate

7. Preliminary Certificate of Maximum of Contributions Own Campaign
8. Notice of Penalties
9. Withdrawal of Nomination
10. Financial Statement – Auditor’s Report, Form 4
11. Memorandum to Financial Institution
12. Candidates Information Session Information - TBD
13. Lead Where You Live: A guide on Running for Municipal Council – Online Course
14. Council Code of Conduct
15. Township Election Sign By-law
16. Ministry of Transportation’s General Guidelines for Election Signs
17. Use of Corporate Resources for Election Purposes Policy
18. 2022 Telephone/Internet Voting Election Policies and Procedures
19. Ministry of Municipal Affairs - 2022 Candidates’ Guide for Ontario Municipal Council and School Board Elections

13:07:15 From Bryan Searle to Everyone:

You might also consider creating a similar package for 3rd Party Advertisers with information relative to them. You can also include the Campaign Spending Limit estimates.

13:07:30 From Kerstin Vroom to Everyone:

I have a question re: Vote by Mail. When you receive the Return Envelopes and then reject them because the Declaration form wasn't signed or some other reason. Do you include those in your 'rejected' ballots count?

13:07:35 From Chris Wray to Everyone:

Was soemone looking for my candiadftes package?

13:08:44 From Carol Trainor to Everyone:

Craig, would you be willing to share y our Third Party information please?

13:09:27 From Bryan Searle to Everyone:

Remember Candidates get a spending limit (i.e. how much they can spend in total on their election campaigns) and a self-funding limit (how much of their own money they can use to fund their own election campaign) - but the self-funding limit does not apply to 3rd party advertisers or school board trustee candidates.

13:11:39 From Elaine Gunnell to Everyone:

For the nomination package, I also include information on the use of the voters list, plus I have a form that they sign to confirm receipt of all the documents provided in the package (so they cant say I didn't give it to them.

13:13:23 From Melanie Bouffard to Everyone:

RE: Rejected ballot, I included unsigned declaration forms or ballots not within secrecy env or other reasons, in my 'rejected ballot counts'

13:15:50 From Amy Leclerc to Everyone:

Would it be wise to include the AMCTO 2021-2023 Municipal Elections Calendar in the Candidate Information Package as well?

13:16:11 From Nicky Kunkel to Everyone:

When we get the PLE what steps do you with it to confirm. Do most go line by line with the tax system/Roll Book?

13:16:59 From Kerstin Vroom to Everyone:

we reformat to look for duplicates

13:18:39 From Bryan Searle to Everyone:

For 3rd Party Advertising and failing to register - remember that doing so in violation of the Municipal Elections Act, 1996, is an offence under the Act

13:18:40 From Carol Trainor to Everyone:

Third Party advertising is a really grey area and if the Ministry can provide more information it would be much appreciated. i.e. eligibility

13:20:03 From Stasia Carr to Everyone:

This is a general question but can any of the more "seasoned" clerks's give any tips to new clerk's? This is my first election.

13:23:25 From Rachel Tyczinski to Everyone:

Curious as to how others deal with non-resident electors voting for school trustee. Most of our non-resident electors in the cottage areas (SSM is administering vote by mail for school boards in TWOMO) reside elsewhere in Algoma and should vote for education trustee where they reside.

13:24:01 From Bryan Searle to Everyone:

As with many election policies, you may want to think about ensuring as many policies as possible are in place before May 1, so that 1) all candidates or 3rd party advertisers nominate/register under the same rules; 2) so that there is less suggestion that council is changing the rules to favor themselves or put current council in a position to make a decision that may be seen to be preferring them and 3) can provide that information up front, rather than needing to send out "updates"

13:26:32 From Rachel Tyczinski to Everyone:

In 2018 we did not mail to non-residents but if there is a DSSAB election non-residents can vote

13:29:54 From Bryan Searle to Everyone:

If anyone has any questions about elections that they feel I could answer I would be pleased to try and do so.

13:30:35 From Kerstin Vroom to Everyone:

100% agree Candy!!

13:31:17 From Alton Hobbs to Everyone:

How do you handle recounts in internet, telephone method?

13:32:17 From Gail Jaremy to Everyone:

@Candy - If you haven't already shared your procedures, plans etc. on the portal, would you be willing to share? This will be our first internet/telephone election. Would certainly be a big help!

13:34:10 From Melanie Bouffard to Everyone:

Candy persuaded me a few months ago :) This will be our first telephone/internet election after 4 rounds or vote by mail

13:34:17 From Gail Jaremy to Everyone:

Is there a limit to the number of ledges?? hahaha

13:34:38 From Cathy Cyr to Everyone:

We used Intelivote and Datafix as well in the last election. We actually had Voting Help Stations set up on various dates throughout the community, ie. LTC, seniors club, apt complexes.

13:35:35 From Bryan Searle to Everyone:

For those of you interested in running candidate/3rd party advertiser information sessions, MMAH is prepared to participate in those to provide training on the responsibilities of running those campaigns (our presentation includes information on council roles and responsibilities) We can attend virtually or in person

13:36:11 From Cathy Cyr to Everyone:

For recounts, our election auditors were able to conduct the recounts within minutes. We hired our municipal auditors to act as our Election Auditor (KPMG), and they will provide assistance to Wawa again in 2022.

13:36:44 From Gail Jaremy to Everyone:

I hear you Craig!

13:38:41 From Kerstin Vroom to Everyone:

Even if the internet goes down (which in the last two elections I have run - it didn't happen) you can still use the telephone to vote.

13:39:40 From Kerstin Vroom to Everyone:

OH!

13:40:43 From Carol Trainor to Everyone:

If Bryan's presentation could be circulated, it went quickly and I have follow up questions I will direct to him.

13:40:47 From Carol Trainor to Everyone:

Please and thank you.

13:40:49 From Tammy Godden to Everyone:

thanks for the scary thought Craig

13:40:54 From Paul Prospero to Everyone:

The 2022 election guides are also now up on the ministry's website – lots of useful information there

<https://www.ontario.ca/page/get-know-your-municipality>

13:41:41 From Elaine Gunnell to Everyone:

Is anyone accepting nomination filing electronically?

HYBRID MEETING CHAT NOTES:

13:44:18 From Candy Beauvais to Everyone:

We are not meeting in person either right now.

13:45:04 From Gail Jaremy to Everyone:

We are not yet meeting in person - need a piece of equipment for streaming replaced. Not sure how the hybrid will work - honestly, I'd rather stay virtual - much smoother, more efficient meetings. I know that's not a reality but I like it now that we've perfected it.

13:45:28 From Rachel Tyczinski to Everyone:

Sault Ste Marie has moved to Council members in person (some members still choose to attend by Zoom) Staff (except Clerk and CAO) generally participate by Zoom - we are not allowing delegations in person at this point

13:45:35 From Stasia Carr to Everyone:

broadband has been an issue in my location.

13:46:02 From Judy Kosowan to Everyone:

We are continuing hybrid, not all councillors comfortable in person yet. Our council room is very small.

13:46:10 From Melanie Bouffard to Everyone:

We have been hybrid for a while, meetings held in chambers, livestreamed and allowing staff or members to join by zoom, now its just to amend our Procedures to reflect that

13:46:13 From Candy Beauvais to Everyone:

We still have our COVID policies in place and one of our councillors who is not fully vaccinated can not attend "in person" meetings so we are still virtual. We are in the 6th wave now and i think it is still too early to be "in person".

13:46:49 From Stasia Carr to Everyone:

we did the same as Chris suggested.

13:47:13 From Amy Leclerc to Everyone:

Our Council meetings are completely in person with no participation virtually. Some members want a hybrid to be able to participate virtually if that will be allowed going forward.

13:48:09 From Cindy Pigeau to Everyone:

In Calvin, the procedure was changed so that there was a recorded vote for every motion.

13:49:13 From Candy Beauvais to Everyone:

We are protecting our staff and the public we serve is our answer Carol.

13:50:54 From Judy Kosowan to Everyone:

We do recorded vote every time too while hybrid

13:51:38 From Maryann Martin to Everyone:

I'm currently working on amending our procedural by-law to permit hybrid meetings. Does anyone have one they would like to share?

13:52:48 From Natasha Roberts to Everyone:

Craig, do you have the retention of the recorded meeting listed within your retention by-law?

13:52:49 From Gail Jaremy to Everyone:

Can the MMAH advise an appropriate amount of time to leave the recordings on YouTube?

13:53:16 From John Theriault to Everyone:

We still have hybrid meetings, Council and staff are at the meeting in person, but the public is virtual. We do not record the meetings at all.

13:53:31 From Cathy Cyr to Everyone:

Yes I have heard about this for accessibility. Not sure if they were asked to provide "closed captioned" videos. We livestream through YouTube. We leave the YouTube video available on Wawa's YouTube. Our meetings are open to the public.

13:54:14 From Craig Davidson to Everyone:

This is perfect! We can now say we are not making audio available as it has been deemed to be a non-accessible form of communication of Council activity. Makes the job easier.

13:55:27 From Rachel Tyczinski to Everyone:

<https://saultstemarie.ca/Cityweb/media/Legal/BL/By-law-2022-100-Council-Procedure-March-21-2022.pdf>

13:56:23 From Melanie Bouffard to Everyone:

Thank you Rachel!!

13:56:50 From Gail Jaremy to Everyone:

Thanks Bryan

13:57:42 From Gail Jaremy to Everyone:

Yes pls Craig - procedural by-law :)

14:00:14 From Stasia Carr to Everyone:

OWI works great.

14:03:25 From Cathy Cyr to Everyone:

We use the Meeting Owl for our Council Meetings. We have hybrid meetings. We also use a smart pen to record the audio of the meeting for transcribing the minutes. The recording is deleted following the completion of the minutes.

14:07:31 From Laura Brandt to Everyone:

What brand of smart pen is it?

14:08:16 From Laura Brandt to Everyone:

thank you!

14:10:22 From Cathy Cyr to Everyone:

Pen is Livescribe. I have an Echo pen and Livescribe 3 is great with an iPad.

14:10:41 From Cathy Cyr to Everyone:

We are using the Owl linked with Zoom

14:11:21 From Cathy Cyr to Everyone:

Livescribe also has the option to transcribe from the pen too.

14:12:14 From Candy Beauvais to Everyone:

So going forward is MMAH supporting virtual meetings. I would prefer going back to in person only

14:13:39 From Amy Leclerc to Everyone:

Can Councillors participate all the time virtually if we allow that or is there a specific time that they have to be in person?

14:15:19 From Gail Jaremy to Everyone:

We don't allow the public to speak unless a formal delegation/presentation or advertised open discussion.

14:16:04 From Rachel Tyczinski to Everyone:

We expanded a lot on delegations on our recent procedure by-law due to citizens who wanted to be included in Zoom and speak "off the cuff" or request to speak without notice

14:17:21 From Rachel Tyczinski to Everyone:

I also had the pleasure of working through it with the Office of the Ombudsman :)

14:17:49 From Craig Davidson to Everyone:

You are SOOOO lucky Rachel - must be clean living

14:20:46 From Tammy Godden to Everyone:

We do the same as Craig

14:21:23 From Nicky Kunkel to Everyone:

Great point Craig

14:26:15 From Chris Wray to Everyone:

The day we go to full virtual meetings in any forum will be the day we start down the slippery slope

14:27:07 From Tammy Godden to Everyone:

Listening to Brian W - if feel my Council members are all angels LOL