THE MUNICIPALITY OF CALVIN

REPORT TO COUNCIL FROM CAO

4.1

To: Mayor and Council
Subject: Recount of Election Results
Author: Ann Carr, CAO, Clerk Treasurer
Date: November 02, 2026
Report No.: CAO-Report 2026-35

Purpose:

To present the application of recount provided to Council.

Background and Legislation:

Procedures approved and authorized by the Returning Officer for use during the 2026 Municipal Election dated April 22, 2026, page 15; **Recount**. "A recount under sections 56, 57, or 58 of the Municipal Elections Act, 1998, should be conducted in the same manner as the original count as per section 60 (1) unless ordered otherwise by a judge under section 60(3).

A recount is required when:

- There is a tie vote where both or all candidates cannot be declared elected (Automatic);
- By resolution of Council (for Council Offices);
- By resolution of local board (for offices on a local board such as school board trustee)
- By order of Minister (for questions submitted by the Minister);
- By order of the Superior Court of Justice"

Staff followed the procedures listed for the purpose of recount and did not automatically provide a recount as per the procedure dated April 22, 2026.

An application to Council has been received by the Election Clerk for a recount between candidates Dean Grant and William (Bill) Moreton, by Candidate William (Bill) Moreton for the reason that there was a difference of 1 (one) vote between the two candidates which determines who will be in Office for Councillor.

Therefore, following the Municipal Election Procedure as well as the Municipal Elections Act, staff require a resolution from the Council to give a recount.

Legislated Process to Commence:

Procedure for Recount: Section 56, 57, 58 of the Municipal Elections Act and O. Reg 101/97)

The Clerk shall give notice of the recount date, time and place on "Notice of Recount" to the following:

- All certified candidates for the office which is the subject of the recount;
- Where a resolution is involved, the Council or local/school board which passed the resolution;
- The Minister when an order has been made;
- The applicant in the case of a court order;
- Notice of recount will be given by registered mail or personal service.

If the Council passes the resolution of recount the recount will occur at 9:00 a.m. at the Calvin Community Center, November 03, 2026, where the election was originally held and counted. Notice will be given immediately after the Special Meeting of Council and will be delivered by personal service to the Candidates for the Office of Councillor.

Process of Recount Section 61 and Section 62 of the Municipal Elections Act

Once the recount process has commenced, it must continue to be completed. Upon completion of the recount, the Clerk will announce the results of the recount. Persons authorized to be in attendance at the recount may also be at the announcement of the results of the recount.

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Unless an application has been made for a judicial recount, the Clerk, on the 16th day after the recount is completed, will declare the successful candidate or candidates elected or will declare the result of the vote.

If a tie vote occurs as a result of this recount another recount will be initiated as per the procedures of an automatic recount in the event of a tie.

Continuing Tie Vote-After Recount Procedures

Pursuant to Section 62(3) in a case of a tied vote following the recount, the Clerk shall determine the result by conducting a lot as follows:

The Clerk shall write the name of each candidate on equal-sized pieces of paper. They are then put in a container as determined by the Clerk. The Clerk shall announce prior to the draw that "the candidate to be elected shall be the candidate whose name is written on the first piece of paper I draw out of the container." The paper is pulled from the container and the candidate elected is announced.

Declaration by Clerk and Notice of Final Certified Results-Section 62(4) of the Municipal Elections Act

Unless an application has been made for a judicial recount the Clerk on the 16th day after the recount is completed will declare the successful candidate or candidates elected by posting the "Declaration of Recount Results" at the Municipal Office and on the municipal website. Such declaration shall be sent to everyone previously given notice of the recount.

Due to the Inauguration and Declaration of Oaths being scheduled for November 16th, 2026, as per the Municipality of Calvin's Procedural By-Law, the Notice of Final Certified Results will be posted on Wednesday November 04th, 2026 as the Official Result. In the event of a judicial recount order, the order shall supersede the procedural by-law, and the Inauguration and Declaration of Oaths will be postponed.

COUNCIL CONSIDERATION:

WHEREAS an application for recount has been submitted to the Elections Clerk for a recount for the office of Councillor, between the candidates Dean Grant and William (Bill) Moreton;

AND WHEREAS the results of the count held on October 26, 2026, tabulated to 117 votes for Dean Grant and 116 votes for William (Bill) Moreton;

AND WHEREAS the separation of 1 (one) vote determines who is elected to the office of Councillor;

AND WHEREAS a recount was only required in the event where both or all candidates could not be declared elected as per the Municipal Election Procedures of the Municipality of Calvin as well as under Sections 56, 57 or 58 of the Municipal Elections Act, 1998;

AND FURTHERMORE sections 56, 57 or 58 of the Municipal Elections Act, 1998 describes that a resolution of Council for the office of Mayor or Councillor authorizes a recount;

THEREFORE, the Council of the Municipality of Calvin HERBY RESOLVES THAT:

1. Council will not authorize a recount for the office of Councillor between candidates Dean Grant and William (Bill) Moreton
   OR
2. Council authorizes a recount for the office of Councillor between candidates Dean Grant and William (Bill) Moreton and that the Notice of Recount be circulated for November 03, 2026, at 9:00 a.m. at the Calvin Community Center and that the candidates for the office of Councillor be notified to attend the recount. (The recount is not for public attendance.)

Respectfully submitted,
Ann Carr, Dipl.MA, CAO, Clerk-Treasurer

CORPORATION OF THE MUNICIPALITY OF CALVIN

Application for Request for Recount to the Municipal Election

Municipal Elections Act, 1996 section 57;

Ontario Municipal Election — Request for Council Consideration under Section 57 of the Municipal Elections Act, 1996

COPY

Municipality of Calvin
Submit to the Elections Clerk for the Municipality of Calvin

In person or by email at:

cao@calvintownhip.ca
1355 Peddlers Drive, Mattawa, Ontario, P0H1V0

Purpose:

This form is to ask council to pass a resolution requiring a recount for a municipal council office under section 57 of the Municipal Elections Act. This is an administrative request form, not a prescribed provincial form or a court application. Submission does not itself authorize a recount.

1. Important Instructions and Deadlines

- **Council authorization:** Council must pass the recount resolution within 30 days after the clerk declares the election results. Deliver this request promptly to allow time for consideration; filing it within 30 days does not, by itself, meet the requirement for a council resolution.
- **No suspension of deadlines:** Submitting this form does not extend or suspend any statutory deadline, including the deadline for a court application.
- **Automatic recounts:** Section 56 addresses tied votes and recounts required by an applicable municipal recount policy. Ask the clerk whether applies. A narrow vote margin alone does not create an automatic statutory entitlement.
- **Separate court route:** An eligible elector may apply to the Superior Court of Justice for a recount order under section 58 within 30 days after the clerk declares the results. This form does not commence that proceeding or satisfy court filing, evidence or service requirements. Obtain independent legal advice promptly if considering that route.
- **Method:** A recount is conducted in the same manner as the original count unless the court orders otherwise under section 60. This request cannot, by itself, require a different counting method.

CORPORATION OF THE MUNICIPALITY OF CALVIN

Application for Request for Recount to the Municipal Election

Municipal Elections Act, 1996 section 57;

- **Scope:** This template concerns election to municipal council office. Requests concerning a school board/local board office or a ballot by-law or question require review of the applicable authority and procedure.

2. Applicant Information

Full name: WILLIAM MURRAY MORETON

Mailing address: 21 Booth RD

Municipality / Province / Postal code: CALVIN ONTARIO P0H 1V0

Telephone: [redacted]

Email: WILLIAM.MORETON@HOTMAIL.CA

Capacity in which request is made (for example, candidate or elector):

CANDIDATE

Preferred contact method: PHONE

Contact information is for administration of this request. Do not include voting credentials, identification numbers or information revealing how anyone voted.

3. Election and Requested Recount

Election type (regular election / by-election): REGULAR

Voting day (YYYY-MM-DD): 2026-10-26

Date clerk declared results (YYYY-MM-DD): 2026-10-28

Office (Mayor / Councillor / By-Law Question/School Board): COUNCILLOR

Number of positions to be filled for this office: FOUR

Candidates whose votes are requested to be recounted (attach a list if needed):

DEAN GRANT AND WILLIAM MORETON

Requested scope (identify voting subdivisions or other relevant particulars, if any):

Declared vote totals relevant to this request (attach official results if available):

GRANT 117

MORETON 116

Request: I ask council to consider passing a resolution under section 57 of the Municipal Elections Act, 1996 requiring the clerk to recount the votes for the office and candidates identified above. The authorized scope remains subject to the Act, including section 59 concerning related recounts.

CORPORATION OF THE MUNICIPALITY OF CALVIN

Application for Request for Recount to the Municipal Election

Municipal Elections Act, 1996 section 57;

4. Reasons and Supporting Material

Explain why a recount is requested. Identify specific facts, dates, locations, counting concerns and the connection to the requested recount. Distinguish personal observations from information received from others. Attach additional signed and dated pages if required.

VOTE DIFFERENCE IS ONLY ONE (117-116)
MISTAKES HAPPEN

Supporting documents attached (title / date / description):
CERTIFICATE OF ELECTION RESULTS
OCTOBER 26, 2026 - CERTIFIED RESULTS.

Number of additional pages: 0 Number of attachments: 0

5. Applicant Acknowledgement and Signature

I confirm that the information provided is accurate to the best of my knowledge and belief. I understand that this is a request for council consideration, not an order for a recount, and that receipt by the clerk does not guarantee council authorization. I understand that this form is not a section 58 court application and does not preserve or extend court deadlines. I understand that records relating to this request may be subject to applicable access-to-information legislation and public meeting procedures.

Applicant signature: Wm Meret
Printed name: WILLIAM MERETON
Date (YYYY-MM-DD): 2026-10-30

This acknowledgement is not an affidavit or statutory declaration.

CORPORATION OF THE MUNICIPALITY OF CALVIN

Application for Request for Recount to the Municipal Election

Municipal Elections Act, 1996 section 57;

6. Office Use Only — Receipt and Disposition

Received by: Ann Cass

Date and time received: 11:05 am / October 30, 2026.

Submission method: Hand delivered

Official declaration date verified: October 27, 2026.

Section 57 resolution deadline verified by clerk: _____

Applicable section 56 tie / policy provisions reviewed: yes - require Council Resolution

Council meeting date / agenda reference: November 02, 2026 @ 2:00pm

Disposition (resolution passed / not passed / other): _____

_____

Resolution number and date, if applicable: _____

Authorized office, candidates and recount scope: _____

_____

Recount date, time and location, if authorized: _____

_____

Required notices issued (date / record reference): _____

Clerk / designate signature: Ann Cass

Administrative note: *A section 57 recount must be held within 15 days after the resolution is passed. Verify all statutory requirements and applicable procedures. Receipt of this form is not approval.*

MUNICIPALITY OF CALVIN

CERTIFICATE OF ELECTION RESULTS

I, **Ann Carr,** Elections Clerk/ Returning Officer of the Corporation of the Municipality of Calvin, I the District of Nipissing, certify that during the Municipal and School Board Elections held on Monday, October 26, 2026, the certified candidates received the votes that follow their respective names.

OFFICE	CANDIDATE NAME	NUMBER OF VOTES
Mayor	Albright, Danielle	114
	Gould, Richard	168
Councillor	Bassani, Chester (Chet)	75
	Carew, Darrell	36
	Grant, Dean	117
	Latimer, Robert	130
	Lauziere, Alan	25
	Michaud, Helen	140
	Moreton, William	116
	Robinson, Mark	122
	Rodgers, Jeremy	95
	Sparks, Wannetta	85
English Public School Board Trustee Near North District School Board (Zone 2)	Derue, Megan	Acclaimed
French Public School Board Trustee Conseil Scolaire Public du Nord Est de l'Ontario	Cazabon, Bruce	Acclaimed
French Separarte School Board Trustee Conseil Scolaire Catholique Franco-Nord		
English Separate School Board Trustee Nipissing-Parry Sound Catholic District School Board	Bégin, Jacques Van Milligen, Matthew	Acclaimed

Date: October 27, 2026

Ann Carr, Dipl. M.A, CAO/Clerk/Treasurer

ELECTIONS CLERK FOR THE CORPORATION OF THE MINICIPALITY OF CALVIN IN THE DISTRICT OF NIPISSING.

THE CORPORATION OF THE MUNICIPALITY OF CALVIN

BYLAW NUMBER 2026-56

BEING A BYLAW TO CONFIRM THE PROCEEDINGS OF COUNCIL

Legal Authority

Scope of Powers
Section 8(1) of the *Municipal Act*, 2001, S.O. 2001, c.25, ("*Municipal Act*") as amended, provides that the powers of a municipality shall be interpreted broadly so as to confer broad authority on municipalities to enable them to govern their affairs as they consider appropriate, and to enhance their ability to respond to municipal issues.

Powers of a Natural Person
Section 9 of the *Municipal Act* provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act.

Powers Exercised by Council
Section 5 (1) of the *Municipal Act* provides that the powers of a municipality shall be exercised by its Council

Powers Exercised by By-law
Section 5(3) of the *Municipal Act* provides that a municipal power, including a municipality's capacity, rights, powers and privileges under section 9, shall be exercised by bylaw unless the municipality is specifically authorized to do otherwise.

Preamble
Council for the Corporation of the Municipality of Calvin ("Council") acknowledges that many of the decisions it makes during a meeting of Council, regular, special, or otherwise, are done by resolution. Section 5 (3) requires that Council exercise their powers by Bylaw.

Council further acknowledges that the passing of resolutions are more expedient than adopting Bylaws for each decision.

Decision
Council of the Corporation of the Municipality of Calvin decides it in the best interest of the Corporation to confirm its decisions by way of Confirmatory Bylaw.
Direction

NOW THEREFORE the Council of the Corporation of the Municipality of Calvin directs as follows:

1. The Confirmatory Period of this By-Law shall be for the Special Council meeting of November 02, 2026 excluding Closed Meeting Agendas and Closed Meeting Minutes.

2. All By-Laws passed by the Council of the Corporation of the Municipality of Calvin during the period mentioned in Section 1 are hereby ratified and confirmed.

3. All resolutions passed by the Council of the Corporation of the Municipality of Calvin during the period mentioned in Section 1 are hereby ratified and confirmed.

4. All other proceedings, decisions, and directives of the Council of the Corporation of the Municipality of Calvin during the period mentioned in Section 1 are hereby ratified and confirmed.

5. This Bylaw takes effect on the day of its final passing.

Read and adopted by Resolution 2026-360 this 02nd day of November 2026.

_____ _____

MAYOR CAO