

The Corporation of the Township of Huron-Kinloss



BY-LAW

2018-21

By-Law To Authorize The Delegation Of Authority to The Chief Administrative Officer
For Certain Acts During A “Lame Duck” Period

WHEREAS Section 275 of the Municipal Act, 2001, c. 25 as amended, restricts acts that a Council can take after Nomination Day (July 27, 2018) and after Voting Day (October 22, 2018) if the Council is in a lame duck position.

AND WHEREAS Section 275 (3) of the Municipal Act, 2001, c. 25 restricts Council from taking action on the following:

- The appointment or removal from office of any officer of the municipality;
- The hiring or dismissal of any employee of the municipality;
- The disposition of any real or personal property of the municipality which has a value exceeding \$50,000 at the time of disposal; and
- Making any expenditure or incurring any other liability which exceeds \$50,000.

AND WHEREAS Section 275 (6) of the Municipal Act, 2001, c. 25 states that nothing in this section prevents any person or body exercising authority of a municipality that is delegated to the person or body prior to nomination day for the election of the new council;

AND WHEREAS Council deems it expedient to delegate authority to the Administrator to take action, where necessary, on certain acts during the “Lame Duck” period.

NOW THEREFORE the Municipal Council of the Corporation of the Township of Huron-Kinloss enacts as follows:

- 1.0 THAT Council delegates authority to the Chief Administrative Officer of the Corporation of the Township of Huron-Kinloss to take action, where necessary, on certain restrictions listed in Section 275 (3) of the Municipal Act, 2001 between Nomination Day and the commencement of the Council Term.
- 2.0 THAT the Chief Administrative Officer will report to Council on any actions taken under the restrictions listed in Section 275 (3) of the Municipal Act, 2001 between Nomination Day and the commencement of the Council Term.
- 3.0 This By-law is in effect for the 2018 Municipal Election
- 4.0 This By-law shall come into force and effect upon its final passage.
- 5.0 This By-law may be cited as the “Lame Duck Delegation of Powers By-law”

READ a FIRST and SECOND TIME this 20th day of February, 2018.

READ a THIRD TIME and FINALLY PASSED this 20th day of February, 2018

Original Signed by Wilf Gamble

Wilf Gamble, Deputy-Mayor

Original Signed by Emily Dance

Emily Dance, Clerk