



BY-LAW

2014-67

BY-LAW TO AUTHORIZE THE DELEGATION OF AUTHORITY TO THE ADMINISTRATOR FOR CERTAIN ACTS DURING A "LAME DUCK" PERIOD AFTER SEPTEMBER 12TH, 2014, NOMINATION DAY TO THE SWEARING IN OF THE NEWLY APPOINTED COUNCIL

WHEREAS Section 275 of the *Municipal Act*, 2001, c. 25 as amended, restricts the actions described in subsection (3) after the first day during the election period for a new council;

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

- a) The appointment or removal from office of any officer of the municipality
- b) The hiring or dismissal of any employee of the municipality
- c) The disposition of any real or personal property of the municipality which has a value exceeding \$50,000 at the time of disposal; and
- d) 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 Administrator 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 Administrator 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 2014 Municipal Election and any subsequent elections conducted in the municipality.

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, SECOND and THIRD TIME and FINALLY PASSED this 18th day of August, 2014.

Original Signed by Mitch Twolan
Mayor

Original Signed by Sonya Watson
Clerk