

BY-LAW 25-2018

THE CORPORATION OF THE TOWN OF ST. MARYS

Being a By-law to delegate certain acts during a “lame duck” council period after nomination day to the swearing in of Council.

WHEREAS: The *Municipal Act, 2001, S.O. 2001, c.25*, as amended, Section 275, 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, except in cases where the disposition was included in the most recent budget adopted by the council before nomination day in the election; and
- d) Making any expenditure or incurring any other liability which exceeds \$50,000, except in cases where the liability was included in the most recent budget adopted by the council before nomination day in the election.

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: The Council of the Corporation of the Town of St. Marys deems it expedient to delegate authority to the CAO / Clerk, where necessary, on certain acts during the “Lame Duck” period;

THEREFORE: The Council of the Town of St. Marys enacts as follows:

1. That Council delegates authority to the CAO / Clerk 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. That the CAO / Clerk 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. This by-law comes into force on the final passing thereof and expire on December 1, 2018.

Read a first and second time this 13th day of March, 2018.

Read a third and final time and passed this 13th day of March, 2018.

Mayor Al Strathdee

Brent Kittmer, CAO / Clerk