



# THE CORPORATION OF THE UNITED TOWNSHIPS OF HEAD, CLARA & MARIA

## BY-LAW NUMBER 2022-18

**BEING** a by-law to authorize the delegation of authority during the Restricted Acts period of Council during the 2022 Municipal Election

**WHEREAS** Section 275 of the Municipal Act, 2001, c.25 as amended, sets out restricted acts after Nomination Day;

**AND WHEREAS** under the provisions outlined in section 275 of the Municipal Act 2001, as amended, any administration that will "with certainty" not retain 75 percent of its current members in an upcoming election becomes *Lame Duck*;

**AND WHEREAS** Section 275(3) of the *Municipal Act*, 2001, c. 25 restricts Council from acting 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 expenditures 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 election of the new council;

**AND WHEREAS** Council deems it expedient to delegate authority to the Clerk-Treasurer to take action, where necessary, on certain acts during the "*Lame Duck*" periods.

**NOW THEREFORE** the Council of the United Townships of Head, Clara & Maria enacts as follows:

1. That Council delegate authority to the Clerk-Treasurer of the Corporation of the United Townships of Head, Clara and Maria 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 Clerk-Treasurer 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 only take effect and be limited to the Restricted Acts Period of Council for the 2022 Municipal Election.
4. That this By-law may be cited as the "*Lame Duck Delegation of Powers By-law*".

**READ** a first and second time this 21<sup>st</sup> day of June, 2022.

**READ** a third time and passed this 21<sup>st</sup> day of June, 2022.

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MAYOR

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CLERK