

# THE CORPORATION OF THE CITY OF BELLEVILLE

## BY-LAW NUMBER 2022-111

### A BY-LAW TO DELEGATE AUTHORITY TO THE CHIEF ADMINISTRATIVE OFFICER FOR CERTAIN ACTS DURING A "LAME DUCK" PERIOD

WHEREAS Section 275 of the Municipal Act S.O. 2001, c 25, as amended, restricts acts that a Council can take after Nomination Day (August 19, 2022) and after Voting Day (October 24, 2022) if the Council is in a lame duck position;

AND WHEREAS Section 275 (3) of the Municipal Act S.O. 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 that exceeds \$50,000 that was not included in the annual budget;

AND WHEREAS Section 275 (6) of the Municipal Act S.O. 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 Chief Administrative Officer to take action, where necessary, on certain acts during the "Lame Duck" period.

**NOW THEREFORE** the Council of The Corporation of the Municipality of Belleville enacts as follows:

THAT the Council of the Corporation of the Municipality of Belleville hereby delegates authority under Section 275 (3) of the Municipal Act S.O. 2001 between Nomination Day and commencement of the Council Terms as follows:

- a) The Chief Administrative Officer be delegated authority as the financial signing authority for expenditures, outside the current budget, exceeding \$50,000 but not exceeding \$200,000;
- b) The Chief Administrative Officer be delegated the authority to execute the agreement of Purchase and Sale, pertaining to the disposition of any real or personal property of the municipality which has a value exceeding \$50,000 at the time of disposal or acquisition of property and that Council had given direction to staff, prior to the commencement of the "Lame Duck" period and which has a value not exceeding \$150,000;
- c) The Chief Administrative Officer be delegated the authority to hire or remove any officer from/to employment with the Municipality of Belleville.

**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 S.O. 2001 between Nomination Day and the commencement of the Council Term.

THIS BY-LAW SHALL COME INTO FORCE AND EFFECT UPON FINAL PASSAGE IN ACCORDANCE WITH THE PROVISIONS IN SECTION 275 (3) OF THE MUNICIPAL ACT.

Read a first time this **8<sup>th</sup>** day of **August 2022**.

Read a second time this **8<sup>th</sup>** day of **August 2022**.

Read a third time and finally passed this **8<sup>th</sup>** day of **August 2022**.

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MITCH PANCIUK

MAYOR

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MATT MACDONALD

CITY CLERK