

Council

Chapter 009 – Upper-Tier – Alternate Member – Selection

Chapter Index

Article 1 – Upper-Tier Alternate Member - Appointment

- 9.1.1** Appointed by Council
- 9.1.2** Appointment - restrictions

Article 2 – Upper-Tier Alternate Member - Term of Office

- 9.2.1** Appointment - term of Council
- 9.2.2** Term of office - exemption

Article 3 – Upper-Tier Alternate Member - Election Process

- 9.3.1** Member of Council - elected by open vote
- 9.3.2** One vote to each member
- 9.3.3** Clerk - to preside over election
- 9.3.4** Election official - named - prior to nominations
- 9.3.5** Nomination - requirements
- 9.3.6** Multiple nominations - open vote
- 9.3.7** Nominations - willingness to act - withdraw
- 9.3.8** Majority of votes cast - elected
- 9.3.9** Call for vote - procedure
- 9.3.10** Multiple nominees - elimination process
- 9.3.11** Tied vote - elimination procedure
- 9.3.12** Tied vote - two remaining - elimination procedure

Article 4 - Repeal - Enactment

- 9.4.1** Effective date

Article 1 – Upper-Tier Alternate Member – Appointment

9.1.1 Appointed by Council

In accordance with Section 268 of the *Municipal Act, 2001*, Council may appoint one of its members as an alternate member of Oxford County Council, to act in place of a person who is a member of Woodstock City Council and Oxford County Council, when the person is unable to attend a meeting of Oxford County Council for any reason.

9.1.2 Appointment – restrictions

Section 11.1.1 does not authorize the appointment of an alternate member to act in place of an alternate member appointed under subsection 267 (1) or (2) of the *Municipal Act, 2001* or the appointment of an alternate head of council of the upper-tier municipality.

Article 2 - Upper-Tier Alternate Member - Term of Office

9.2.1 Appointment – term of Council

The appointment shall be for the term of Council.

9.2.2 Term of office – exemption

If the seat of the member who has been appointed as an alternate member becomes vacant, the Council may appoint another of its members as an alternate member for the remainder of the Council term. The election will follow the same election process as outlined in Article 3.

Article 3 - Upper-Tier Alternate Member - Election Process

9.3.1 Member of Council - elected by open vote

The Upper-Tier Alternate Member shall be elected by open vote during the election meeting.

9.3.2 One vote to each member

Each member of Council shall have one vote.

9.3.3 Clerk - to preside over election

The Clerk will preside over the election.

9.3.4 Election official - named - prior to nominations

Before accepting any nominations, the Clerk shall select a person other than a member of Council, in attendance at the election meeting, and announce such person's name who, when required shall draw a name from a ballot box in accordance with Sections 9.3.11 and 9.3.12.

9.3.5 Nomination - requirements

Each nomination shall be in writing, signed by both the nominator and a seconder, both of whom must be members of Council, and submitted to the Clerk immediately after the announcement under Section 9.3.4 has been made by the Clerk.

9.3.6 Multiple nominations - open vote

Where more than one member of Council has been nominated, an open vote shall take place in accordance with Sections 9.3.9 to 9.3.12, inclusive.

9.3.7 Nominations - willingness to act - withdraw

Each nominee must indicate his or her willingness to stand for election but may withdraw his or her name for election after any vote.

9.3.8 Majority of votes cast - elected

When a nominee receives a majority of votes cast, that nominee shall be declared to be the Alternate Member of the Upper-Tier and there shall be no further ballots.

9.3.9 Call for vote - procedure

In conducting the vote, the Clerk shall call the names of the members of Council, in alphabetical order according to their surnames, and each such member shall, after their name is called, verbally indicate the nominee of their choice unless they choose to abstain in which case they shall indicate this. The Clerk shall keep count of the votes received for each nominee. The Clerk shall announce the results after each vote.

9.3.10 Multiple nominees - elimination process

If there are more than two nominees who agree to stand and, if after votes are cast, no nominee receives the majority of votes cast, the nominee receiving the least number of votes shall be eliminated. Council shall proceed to vote again until a nominee receives the majority of votes cast, at which time such nominee shall be declared the Alternate Member of the Upper-Tier.

9.3.11 Tied vote - elimination procedure

If the nominees with the least number of votes receive an equal number of votes, the Clerk shall place the names of these nominees, on equal size pieces of paper, in a ballot box and one name shall be drawn by the person selected in accordance with Section 9.3.4. The name drawn shall be eliminated. Council shall proceed to vote again choosing from the remaining nominees until a nominee receives the majority of votes cast.

9.3.12 Tied vote - two remaining - elimination procedure

If there are only two nominees left and they each receive the same number of votes, the Clerk shall place the names of the two nominees, on equal size pieces of paper, in a ballot box and one name shall be drawn by the person selected in accordance with Section 9.3.4. The nominee whose name is drawn shall be declared the Alternate Member of the Upper-Tier.

Article 4 - Repeal - Enactment

9.4.1 Effective date

This Chapter shall come into force and take effect upon the final reading of the enabling by-law. By-law 9172-17, December 14, 2017.