

Council
Chapter 0011- Mayor - Acting - Selection

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Article 1- Acting Mayor - Powers and Duties

11.1.1 Elected by Council

Council must from its members designate a member to serve as the member responsible for acting in the place of the Mayor when the Mayor is absent, is unable to act, refuses to act, or when the office of the Mayor is vacant. The designation shall be made by way of an election as outlined in Article 3. The Acting Mayor has the same powers and duties as the Mayor in relation to the applicable matter, with the exception of the Special Powers and Duties of the Head of Council under Part VI.1 of the *Municipal Act, 2001, S.O. 2001, c. 25*. By-law 9659-24, January 18, 2024.

Article 2 - Acting Mayor - Term of Office

11.2.1 Decided - by Council - prior to election

Prior to the election of an Acting Mayor, the term of office for Acting Mayor will be decided by open vote during a regular meeting of Council. If the term is decided to be less than the remaining term of the present Council, the date for the election of the Acting Mayor (the "election date") will be decided by open vote during a regular meeting of Council (the "election meeting"). The election process outlined in Article 3 shall occur on the election date decided by Council.

Article 3 - Acting Mayor - Election Process

11.3.1 Member of Council - elected by open vote

The Acting Mayor shall be a member of Council and shall be elected by open vote during the election meeting.

11.3.2 One vote to each member

Each member of Council shall have one vote.

11.3.3 Clerk - to preside over election

The Clerk will preside over the election.

11.3.4 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 11.3.11 and 11.3.12.

11.3.5 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 11.3.4 has been made by the Clerk.

11.3.6 Multiple nominations - open vote

Where more than one member of Council has been nominated, an open vote shall take place in accordance with Sections 11.3.9 to 11.3.12, inclusive.

11.3.7 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.

11.3.8 Majority of votes cast - elected

When a nominee receives a majority of votes cast, that nominee shall be declared to be the Acting Mayor and there shall be no further ballots.

11.3.9 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.

11.3.10 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 Acting Mayor.

11.3.11 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 11.3.4. 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.

11.3.12 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 11.3.4. The nominee whose name is drawn shall be declared the Acting Mayor.

Article 4 - Acting Mayor - Unable To Act

11.4.1 Procedure - term

In the event that the Acting Mayor is unable to act, Council shall appoint by resolution a new Acting Mayor until the Acting Mayor is able to resume his or her duties. The election will follow the same election process as outlined in Article 3.

Article 5 - Repeal - Enactment

11.5.1 By-law - previous

All previous by-laws pertaining to the selection of the Acting Mayor position are hereby repealed.

11.5.2 Effective date

This Chapter shall come into force and take effect upon the final reading of the enabling by-law. By-law 8646-10, November 18, 2010.