

CORPORATION OF THE COUNTY OF DUFFERIN

BY-LAW NUMBER 2022-25

A BY-LAW TO DELEGATE AUTHORITY TO THE CHIEF ADMINISTRATIVE OFFICER FOR RESTRICTED ACTS DURING THE LAME DUCK PERIOD.

WHEREAS section 275 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended (the 'Act'), restricts certain actions the Council of a municipality can take after Nomination Day for the election of the new Council;

AND WHEREAS subsection 275(6) of the Act provides that nothing in section 275 prevents any person or body exercising any 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, pursuant to section 23.1 of the Act, a municipality is authorized to delegate its powers and duties under the Act or any other Act to a person or body, subject to the restrictions set out in Part II of the Act;

AND WHEREAS to ensure the efficient and effective management of the Corporation of the County of Dufferin during a possible Lame Duck period, it is prudent that Council delegates certain authority to the Chief Administrative Officer for that period of time;

AND WHEREAS the delegation of authority during a Lame Duck period is consistent with the overarching operational oversight exercised by the Office of the Chief Administrative Officer;

NOW THEREFORE BE IT ENACTED BY THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE COUNTY OF DUFFERIN AS FOLLOWS:

1. The Chief Administrative Officer is hereby delegated authority, for the period following Nomination Day in the year of the election during which a Lame Duck Council is in effect, in order to address the following matters:
 - a. the disposition of any real or personal property of the County that has a value exceeding \$50,000 at the time of disposition, except in those cases

where the disposition was included in the most recent budget adopted by Council before Nomination Day in the election; and

- b. making any unbudgeted expenditures or incurring any other liability that exceeds \$50,000, except in those cases where the liability was included in the most recent budget adopted by Council before Nomination Day in the election.
2. The Chief Administrative Officer shall report to Council in the first quarter of the new term of Council regarding any exercise of the authority delegated pursuant to this By-law.
 3. The authority delegated pursuant to this By-law will only take effect when Council is deemed to be Lamé Duck in accordance with the Act, and shall expire when Lamé Duck is no longer applicable, or when the Council-elect takes office.
 4. This By-law comes into force and takes effect immediately upon passage.

READ a first, second and third time and finally passed this 14th day of July, 2022.



Wade Mills, Warden



Michelle Dunne, Clerk