



By-Law Number 41-2018

A By-Law to Provide Rules Governing the Order and Proceedings of the Council of the Corporation of the County of Essex.

Whereas the Council of the Corporation of the County of Essex has adopted By-law #54-2014 which sets out Rules of Order and Proceedings for Council, hereinafter referred to as the Procedure By-law;

And Whereas it is necessary from time to time to amend such Rules of Order and Proceedings to reflect the wishes of the Council of the day;

And Whereas it is deemed expedient to consolidate amendments to the Procedure By-law into one consolidated Procedure By-law;

Now therefore the Council of the Corporation of the County of Essex hereby enacts as follows:

1.0 Inaugural Meeting of Council

- 1.1 The Council shall, in each term, at its first meeting at which a majority of all the members are present, elect one of the members of Council to be County Warden.
- 1.2 The election of the County Warden shall be conducted by the Clerk or, in his/her absence, the Deputy Clerk/Chief Administrative Officer (CAO) (hereinafter referred to as the "Chairperson").
- 1.3 The election shall proceed in the following manner:
 - 1.3.1 Candidates for County Warden shall be determined by a roll call process wherein those who aspire to the position of County Warden shall make their intentions known.
 - 1.3.2 The Chairperson will request from Council the authority for, or directions for, the appointment of scrutineers.
 - 1.3.3 The election of County Warden shall proceed by secret ballot under the authority of the Chairperson and all ballots shall be counted by the scrutineers.

- 1.3.4 The first candidate to receive a majority of the votes present shall be declared elected.
- 1.3.5 If no candidate receives a majority of the votes present, the candidate receiving the lowest number of votes cast shall be eliminated from the second ballot and the election shall proceed in this manner until a candidate is elected.
- 1.3.6 In the case of an equality of lowest votes, the Chairperson shall place the names of the candidates on equal sized pieces of paper in a receptacle and names shall be withdrawn by a person chosen by the Chairperson until only one name remains undrawn. The names of the candidate(s) drawn shall continue to the next ballot.
- 1.3.7 Ballots shall continue to be taken in the manner described in section 1.f) until a candidate is elected.
- 1.3.8 Should an equality of votes occur between the final two members running for County Warden, the successful candidate shall be determined by the presiding Chairperson's placing the names of the candidates on equal sized pieces of paper in a receptacle and one name being drawn by a person chosen by the presiding Chairperson. The name of the candidate drawn shall be declared elected as County Warden for the term of County Council.
- 1.3.9 When the election of the County Warden is complete, a motion to destroy ballots will be accepted.
- 1.3.10 It is the stated wish of County Council that the results of any and all ballots used in the election of the County Warden not be disclosed by those privy to such information.
- 1.3.11 Subsequent to the County Warden taking the Oath of Office, he/she shall assume the Chair and conduct the election of an Acting County Warden, hereinafter referred to as the Deputy Warden, for the term of County Council.
- 1.3.12 In accordance with the procedure set out for the election of the County Warden, Council shall proceed to elect a Deputy Warden.

- 1.3.13 Subsequent to the election of a Deputy County Warden, Council shall proceed to elect a Striking Committee in the same manner.