



The Corporation of the County of Essex

By-Law Number 30-2018

A By-law to Authorize the Delegation of Authority to the Chief Administrative Officer for Certain Duties During Restricted Periods.

Whereas Section 23.1 of the Municipal Act, 2001, S.O. 2001, c.25 authorizes Council to delegate its powers and duties;

Whereas Section 275 of the Municipal Act, 2001, S.O. 2001, c.25, restricts Council from taking certain actions after Nomination Day (July 27, 2018) and after Voting Day (October 22, 2018), depending on the results of the nominations or election;

And Whereas Section 275 (3) of the Municipal Act, 2001, S.O. 2001, c.25 restricts Council from taking action on the following, unless an exception as set out in Section 275 (4) applies:

- 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 or incurring any other liability which exceeds \$50,000.

And Whereas Section 275(6) of the Municipal Act, 2001, 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 it is deemed expedient to delegate certain duties during the period that Council is restricted in its actions under Section 275 of the Municipal Act, 2001, S.O. 2001, c.25

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

- 1) THAT Council delegates authority to the Chief Administrative Officer of the Corporation of the County of Essex to approve the following acts, where necessary,
 - appointment or removal of any Officer (Department Head) of the County of Essex;
 - disposition of real property owned by the County of Essex;
 - unbudgeted expenditures or liabilities of the County of Essex exceeding \$50,000;

for the period between Nomination Day and the commencement of the Council Term.

- 2) THAT the Chief Administrative Officer will report to Council on any intended use of the delegated authority between Nomination Day and the commencement of the Council Term.
- 3) This By-law is in effect for the 2018 Municipal Election.
- 4) This By-law shall come into force and take effect after the final passing.

Read a first, second and third time and Finally Passed this 18th day of July, 2018.

Tom Bain, Warden

Mary S. Birch, Clerk

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Clerk's Certificate

I, Mary S. Birch, Clerk of the Corporation of the County of Essex, do hereby certify that the foregoing is a true and correct copy of **By-law Number 30-2018** passed by the Council of the said Corporation on the **18th**, day of **July, 2018**.

Mary S. Birch, Clerk
Corporation of the County of Essex