

Date: December 17, 2013

Moved by

Seconded by

Being a By-law to change the composition of Council from the current position of seven (7) Council members to five (5) as per Section 217 of the Municipal Act, 2001.

READ A FIRST and SECOND TIME on December 3rd, 2013 and to be considered read a THIRD and FINAL time and passed as such in open Council meeting on the 17th day of December, 2013.

☒ Carried

☐ Defeated

☐ Deferred

☐ Lost

Mayor

Recorded Vote: Requested by Councillor GLABB.

Name	Yeas	Nays	Name	Yeas	Nays
Councillor Nancy Barner	absent		Councillor Roger Glabb		✓
Councillor Dave Britton	✓		Councillor Todd White	absent	
Councillor Steven Eide	absent		Mayor Peter McIsaac	✓	
Councillor Gerry Giesler	✓				

AGENDA ITEM NO. 10.1
DATE: December 17/13

THE CORPORATION OF THE MUNICIPALITY OF POWASSAN

BY-LAW NO. 2013-42

Being a By-law to change the composition of Council from the current position of seven (7) Council members to five (5) as per Section 217 of the Municipal Act, 2001.

WHEREAS Council's purpose is to provide good government, services and facilities to develop and maintain a safe and viable community, to foster economic, social and environmental well-being, to develop and evaluate the policies and programs of the municipality, to provide wise stewardship of public assets and maintain the financial integrity of the municipality;

WHEREAS Section 217 of the Municipal Act, 2001, (1) without limiting sections 9, 10 and 11 authorize a local municipality to change the composition of its council subject to the following rules:

- There shall be a minimum of five members, one of whom shall be the head of council.
- The members of council shall be elected in accordance with the *Municipal Elections Act, 1996*.
- The head of council shall be elected by general vote.
- The members, other than the head of council, shall be elected by general vote or wards or by any combination of general vote and wards.
- The representation of a local municipality on the council of an upper-tier municipality shall not be affected by the by-law of the local municipality under this section. 2001, c. 25, s. 217 (1); 2006, c. 32, Sched. A, s. 92 (1).
- (2) Repealed: 2006, c. 32, Sched. A, s. 92 (2).

Coming into force

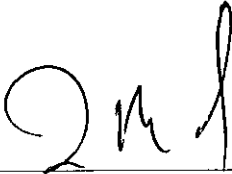
- (3) A by-law described in this section does not come into force until the day the new council is organized,
 - after the first regular election following the passing of the by-law
 - if the by-law is passed in the year of a regular election before voting day, after the second regular election following the passing of the by-law. 2001, c. 25, s. 217 (3); 2006, c. 32, Sched. A, s. 92 (3).
 - Election
 - (4) The regular election held immediately before the coming into force of a by-law described in this section shall be conducted as if the by-law was already in force. 2001, c. 25, s. 217 (4); 2006, c. 32, Sched. A, s. 92 (4).
 - Term unaffected
 - (5) Nothing in this section authorizes a change in the term of office of a member of council. 2001, c. 25, s. 217 (5).

AND WHEREAS after review and consideration of Councillor duties and requirements of the Municipality as well as community input through a Public Meeting held December 2, 2013,

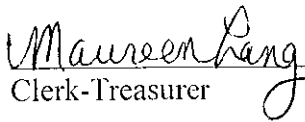
**NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE CORPORATION
OF THE MUNICIPALITY OF POWASSAN ENACTS AS FOLLOWS:**

1. That the current Council composition of seven (7) Councillors be reduced to five (5).
2. That this By-law be effective after the first regular election following the passing of the By-law as per Section 217(3) of the Ontario Municipal Act, 2001.

READ A FIRST and SECOND TIME on December 3rd, 2013 and to be considered read a THIRD and FINAL time and passed as such in open Council meeting on the 17th day of December, 2013.



Mayor



Clerk-Treasurer