

Bill No. 414
2016

By-law No. A-50-16_____

A by-law to amend By-law A-50, as amended, being a by-law to provide for the Rules of Order and Procedure for the Council of The Corporation of the City of London to eliminate the provision for and references to the position of Acting Mayor selected by the Council.

WHEREAS subsection 5(3) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that a municipal power shall be exercised by by-law;

AND WHEREAS section 9 of the *Municipal Act, 2001* provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

AND WHEREAS the Municipal Council enacted the Council Procedure By-law (By-law No. A-50) on May 31, 2016 to provide for the rules of order and procedure for the Council of The Corporation of the City of London;

AND WHEREAS the Municipal Council wishes to amend the Council Procedure By-law (By-law No. A-50), as amended, to eliminate the provision for and references to the position of Deputy Mayor selected by the Council;

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. **Section 1.0 DEFINITIONS** – “Deputy Mayor - defined” is amended by deleting the definition in its entirety and by replacing it with the following new definition:

“Deputy Mayor – defined

“Deputy Mayor” shall mean a member of Council selected and appointed to serve as Deputy Mayor in accordance with Council Policy 5(1), to assist the Mayor in carrying out their duties and/or act in place of the head of council or other member of council designated to preside at meetings in the municipality’s procedure by-law when the head of council or designated member is unable or refuses to act or the office is vacant.”

2. **Section 2.0 GENERAL** is amended as follows:

- i) in section 2.5 “Absence – Deputy Mayor – selected by the Mayor” by deleting section 2.5 in its entirety;
- ii) in section 2.6 “Absence - Deputy Mayors”, by deleting section 2.6 in its entirety and by replacing it with the following new section 2.5:

“2.5 – Absence Deputy Mayor

In the event that the Deputy Mayor is unable, for any reason to act in the place and stead of the Mayor, the Council shall appoint an Acting Mayor to act in the place and stead of the Mayor and while so acting, shall have all rights, powers and authority of the head of council. In circumstances where an Acting Mayor is required to serve prior to the next regular meeting of Council, the Mayor shall select an Acting Mayor for the time period for which that appointment is required. However, if the Mayor is unable, for any reason, to select an Acting Mayor, a special meeting of the Council shall be held at the earliest possible opportunity for the purpose of appointing an Acting Mayor.”; and,

- iii) in section 2.7 “Meeting Location” by renumbering it to section 2.6.

3. **Section 7.0 COMMENCEMENT OF COUNCIL MEETINGS** is amended as follows:

- i) in section 7.5 “Mayor and Deputy Mayor selected by the Mayor – absence”, by deleting section 7.5 in its entirety; and,
- ii) in section 7.6 “Mayor and Deputy Mayors – absence” by deleting section 7.6 in its entirety and by replacing it with the following new section 7.5:

“7.5 Mayor and Deputy Mayor – absence

In the absence of the Mayor and Deputy Mayor the Acting Mayor shall call the meeting to order 15 minutes after the hour appointed for the meeting.”

- iii) by adding the following new section 7.6:

“7.6 Mayor, Deputy Mayor and Acting Mayor – absence

In the absence of the Mayor, Deputy Mayor and Acting Mayor the Clerk shall call the meeting to order 15 minutes after the hour appointed for the meeting and the members shall elect a member to preside during the meeting or until the arrival of the Mayor, or Deputy Mayor, or Acting Mayor.”

4. **Section 15.0 COUNCIL – IN CAMERA** is amended as follows:

- i) by replacing any reference to the term “in camera” with the term “in closed session”;
- ii) in section 15.3 “Chair – where Mayor and Deputy Mayor selected by the Mayor absent” by deleting section 15.3 in its entirety;
- iii) in section 15.4 “Chair- appointed – where Mayor and Deputy Mayor absent” by deleting section 15.4 in its entirety and by replacing it with the following new section 15.3:

“15.3 – Chair – appointed - where Mayor and Deputy Mayor absent

In the absence of the Mayor and the Deputy Mayor, the Acting Mayor shall preside in their absence and maintain order during the in closed session portion of the Council meeting.”;

- iv) by renumbering sections 15.5 to 15.11, respectively to sections 15.4 to 15.10, respectively;
- v) in section 15.8 “Report – recommendations – adopted – confirmed” by deleting reference to section 15.8 in the body of section 15.8 and replacing it with “15.7”; and,
- vi) in 15.9 – “Request – to vote separately – requirements” by deleting reference to section 15.8 in the body of section 15.9 and replacing it with “15.7”.

5. **PART 4 – STANDING COMMITTEES – 24.0 COMPOSITION – STANDING COMMITTEES** is amended as follows:

- i) in section (c) of part 24.1 “Standing Committees – composition” by deleting section 24.1(c) in its entirety and by replacing it with the following new section 24.1 (c):

“(c) the Corporate Services Committee, which shall be composed of 5 members of Council;”;

- ii) in section 24.5 “Chairs – appointment – nomination – procedure” by deleting section 24.5 in its entirety and by replacing it with the following new section 24.5:

“24.5 – Chairs – appointment – nomination – procedure

“The Chairs of the standing committees shall be appointed by the Council upon receipt of the nominations by the Strategic Priorities and Policy Committee.”; and,

- iii) in section 24.7 – “Chair – replacement – by Council – at any time” by deleting part 24.7 in its entirety and by replacing it with the following new section 24.7:

“24.7 Chair – replacement – by Council – at any time

The Council may, at any time replace the Chair of a standing committee except where the Mayor serves as Chair.”

6. By-law A-50, as amended, is further amended by deleting any reference to the term “in camera” and by replacing it with the term “in closed session”.

7. This by-law comes into force and effect on the day it is passed.

PASSED in Open Council on November 22, 2016.

Matt Brown
Mayor

Catharine Saunders
City Clerk

First Reading – November 22, 2016
Second Reading – November 22, 2016
Third Reading – November 22, 2016