

Bill No. 476
2011

By-law No. A.-

A by-law to approve a Council Policy to establish a process for appointing a member of Council to act as Acting Mayor who shall act in the place and stead of the Mayor, when the Mayor is absent or refuses to act or the office is vacant, for the period of time for which they are appointed and with all the powers and duties of the Mayor, while so acting.

WHEREAS section 242 of the *Municipal Act, 2001*, as amended, provides that a municipality may, by by-law or resolution, appoint a member of the council to act in the 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 absent or refuses to act or the office is vacant, and while so acting have all the powers and duties of the head of council or designated member, as the case may be;

AND WHEREAS the Council of The Corporation of the City of London wishes to establish a policy for appointing a member of Council to act as Acting Mayor who shall act in the place and stead of the Mayor, when the Mayor is absent or refuses to act or the office is vacant, for the period of time for which they are appointed and with all the powers and duties of the Mayor, while so acting;

AND WHEREAS section 5(3) of the *Municipal Act, 2001*, as amended, provides that a municipal power shall be exercised by by-law;

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

1. Council Policy 5(1) is hereby repealed and replaced with the new Council Policy 5(1) attached as Schedule 'A' to this by-law to establish a process for appointing a member of Council to act as Acting Mayor who shall act in the place and stead of the Mayor, when the Mayor is absent or refuses to act or the office is vacant, for the period of time for which they are appointed and with all the powers and duties of the Mayor, while so acting.
2. This by-law comes into force and effect on December 1, 2011.

PASSED in Open Council on November 21, 2011.

Joe Fontana
Mayor

Catharine Saunders
City Clerk

First Reading – November 21, 2011
Second Reading – November 21, 2011
Third Reading – November 21, 2011

SCHEDULE "A"

5(1) Process for the Appointment of an Acting Mayor

That the following policy be established for appointing a member of Council as Acting Mayor to act in the 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 absent or refuses to act or the office is vacant, and while so acting have all the powers and duties of the head of council or designated member, as the case may be, namely:

- (a) All Ward Councillors shall be eligible to serve as Acting Mayor to act in the place of the head of Council.
- (b) Ward Councillors shall serve as Acting Mayor in an order of rotation to be determined by ward number order, commencing with Ward 1, with the rotation to continue sine die.
- (c) In the event that any Ward Councillor is unable to serve their rotation, the next Council Member in the rotation would be called upon to serve as Acting Mayor.
- (d) In the event the head of Council's seat becomes vacant, as defined in section 259 of the *Municipal Act, 2001*, that vacancy shall be filled in accordance with section 263 of the *Municipal Act, 2001*, with the Acting Mayor to act in the place of the head of council until such time as the vacant seat is otherwise filled.