

DRAFT

TOWN OF FORT FRANCES
BY-LAW NO XX/22

(BEING a by-law to delegate authority to the Chief Administrative Officer (CAO) for Certain Acts during a “Lame Duck” Period)

WHEREAS, s Section 275 of the Municipal Act S.O. 2001, c 25, as amended, restricts acts that a Council can take after Nomination Day (August 19, 2022) and after Voting Day (October 24, 2022) if the Council is in a lame duck position.

AND WHEREAS Section 275 (3) of the Municipal Act S.O. 2001, c. 25 restricts Council from taking action on the following:

- 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 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 Council deems it expedient to delegate authority to the CAO to take action, where necessary, on certain acts during the “Lame Duck” period.

NOW THEREFORE Council for the Corporation of the Town of Fort Frances **HEREBY ENACTS** as follows:

1. THAT the Council of the Corporation of the Town of Fort Frances hereby delegates authority under Section 275 (3) of the Municipal Act S.O. 2001 between Nomination Day and commencement of the Council Terms as follows:
 - a) The CAO be delegated authority as the financial signing authority for Expenditures exceeding \$50,000;
 - b) That the CAO be delegated the authority to execute agreements of Purchase and Sale, pertaining to the disposition of any real or personal property of the municipality which has a value exceeding \$50,000 at the time of disposal for the acquisition of property;
 - c) The CAO be delegated the authority to hire or dismiss any employee of the municipality of the Town of Fort Frances.
2. THAT the CAO will report to Council at the next Committee of the Whole Meeting or as soon as practicable on any actions taken under the restrictions listed in Section 275 (3) of the Municipal Act S.O. 2001
3. THAT This By-Law shall come into force and effect only if the present Council is subject to the “Lame Duck” provisions in accordance with the Section 275 (3) of the Municipal Act and shall not extend beyond the commencement of the next Council Term.

This by-law shall come into force and take effect on the final passing thereof.

Enacted and passed this 28th day of February 2022

J. Caul, Mayor

G. Lecuyer, Clerk