

The Corporation of the City of Richmond Hill

By-Law 132-21

A By-Law requiring a By-election to be held to fill the vacancy in the Office of Mayor

Whereas Mayor Dave Barrow filed a written resignation with the Clerk of the City of Richmond Hill effective on September 15, 2021 pursuant to Section 260 of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended (the "*Municipal Act, 2001*"); and

Whereas Council, at its Council meeting held on September 22, 2021, declared the Office of Mayor to be vacant pursuant to Section 262 of the *Municipal Act, 2001*; and

Whereas pursuant to Section 263 of the *Municipal Act, 2001*, Council may pass a by-law indicating that a by-election is required to fill the vacancy in the Office of a Member of Council; and

Whereas Council at its Special Council meeting on September 29, 2021, considered Staff Report SRCFS.21.055 and directed that a By-law requiring a By-election to fill the vacancy in the Office of Mayor be placed on the October 13, 2021 Council agenda for enactment.

Now Therefore The Council Of The Corporation Of The City Of Richmond Hill Enacts As Follows:

1. That a By-election shall be held to fill the vacancy in the Office of Mayor of the City of Richmond Hill (the "By-election") in accordance with the provisions of the *Municipal Elections Act, 1996*, S.O. 1996, c.32, as amended (the "*Municipal Elections Act*").
2. That any costs incurred by the City Clerk to hold the By-election, including any required post Voting Day costs incurred as a result of any provision of the *Municipal Elections Act*, be fully funded from the Tax Rate Stabilization Reserve.
3. That notwithstanding anything to the contrary in either the Procurement By-law No. 113-16, as amended, or the Financial Control By-law No. 114-16, as amended, the City Clerk be authorized to acquire any goods or services, and to enter into and execute any contracts which the City Clerk deems necessary for the purpose of conducting a By-election.
4. That notwithstanding anything in the Procedure By-law No. 74-12, as amended, to the contrary, the City Clerk be authorized to amend the Council approved 2021 and 2022 Council/Committee Meeting calendars, by cancelling or adding meetings to accommodate the By-election.
5. That if, as a result of the cancellation of meetings by the City Clerk in accordance with paragraph 4 of this By-law, no regular Council meetings shall be held for four or more consecutive weeks, the definition of "Recess Period" in By-law 86-20, a By-law to delegate certain powers and duties during a recess of Council of the Corporation of the City of Richmond Hill, as amended, is deemed to include those days between the last regular Council meeting held prior to the By-election and ending on the day prior to the first regular Council meeting following the By-election.

(continued)

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Passed this 13th day of October, 2021.

Joe DiPaola
Acting Mayor

Stephen M.A. Huycke
City Clerk