



THE CORPORATION OF THE MUNICIPALITY OF TEMAGAMI
SPECIAL COUNCIL MEETING
AGENDA

Monday, September 11, 2023, 6:30 P.M.

Main Level Chambers

An audio recording of the Open Session of this meeting is being made and will be available through the Municipal Website as a public service to further enhance access to municipal government services and to continue to promote open and transparent government. As a visitor, your presence may be recorded and your name and address may be revealed during certain parts of the Council meeting.

Pages

1. **PURPOSE OF THIS SPECIAL MEETING**

The Purpose of this Special Council Meeting is to fill the vacancy on Council.

2. **CALL TO ORDER AND ROLL CALL**

3. **ADOPTION OF THE AGENDA**

Draft Motion:

BE IT RESOLVED THAT the Special Council Meeting Agenda dated September 11, 2023 be adopted as presented.

4. **DECLARATION OF CONFLICT OR PECUNIARY INTEREST AND GENERAL NATURE THEREOF**

5. **CLOSED SESSION**

6. **DELEGATIONS/ PRESENTATIONS**

The Candidates will all address Council Individually for a period of not greater than 10 minutes. Council will then have the opportunity to ask no more than 2 questions each to each of the candidates.

The Candidates that will be addressing Council (this order does not represent the order in which they will address council) include:

Barry Graham

Brian Koski

Derek Laronde

Scott Porier

Suzanne Prefasi

Andrew Zyp

Draft Motion:

BE IT RESOLVED THAT Council Adopt the procedures to fill the vacancy of Council as

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presented at this Special Council Meeting of September 11, 2023.

Draft Motion:

BE IT RESOLVED THAT (First Name) (Last Name) be appointed as Councillor for the Municipality of Temagami for the remainder of this term of Council;

AND FURTHER THAT Staff draft a By-Law to be considered at the next regular meeting of Council.

7. **STAFF REPORTS**

8. **BY-LAWS**

9. **UNFINISHED BUSINESS**

10. **NEW BUSINESS**

11. **BY-LAW TO CONFIRM THE PROCEEDINGS OF COUNCIL**

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Draft Motion:

BE IT RESOLVED THAT By-law 23-1684, being a by-law to confirm the proceedings of Council, be taken as read a first, second and third time and finally passed this 11th day of September, 2023; AND FURTHER THAT the said by-law be signed by the Mayor and Clerk and recorded in the by-law book.

12. **ADJOURNMENT**

Draft Motion:

BE IT RESOLVED THAT this meeting adjourn at p.m.

Special Council Meeting to fill the vacancy of Councillor

The vote to appoint a candidate shall occur at an open Council meeting. The meeting shall be a Special Council meeting called for the purpose of filling the vacancy only.

No verbal delegations are permitted with the exception of the qualified candidates who are included on the candidate list.

All qualified candidates who have submitted an application for the vacant seat will be notified by the Clerk of the date and time of the Special Council meeting where they may address Council.

At the Special Council meeting, the following shall take place:

The Chair will make an opening statement and outline the order of business for the meeting.

Each candidate will be provided an opportunity to address Council for not more than ten (10) minutes.

The order of speaking will be determined by lot as drawn (names written on a piece of paper) by the clerk.

Candidates will be sequestered in another room until it is their time to address Council.

Once a candidate has addressed Council, each Council member will have an opportunity to ask two (2) questions to the candidate. Once the question period is complete, the candidate will be sequestered in a separate room.

Once all Candidates have addressed Council, they will be moved into the Council Chambers to view any discussion and voting.

Council will vote publically by show of hands and for only one candidate as follows:

The order of candidates' names for voting purposes will be determined by lot as drawn (names written on a piece of paper) by the clerk.

The Clerk will call a candidate's name.

Members of Council will vote in support of one candidate only by a show of hands.

The above process will be followed for each candidate until the list of candidates has been exhausted.

If the candidate who received the most number of votes cast did not receive a majority of votes, the candidate(s) with the least number of votes will be excluded from consideration and the vote will be taken again as outlined above.

The process will be repeated until a candidate has received a majority of votes from members of Council.

In the event of a tie vote each candidate will be provided an additional opportunity to address Council for up to 5 minutes and the vote will be retaken for the remaining candidates as outlined above.

In the event of a further tie vote:

Where there are three or more candidates remaining, the Clerk will, by lot, determine the name of one of the remaining candidates to be excluded from the subsequent voting.

Where only two candidates remain, the tie will be broken by the Clerk, who will, by lot, determine the name of the successful candidate.

Upon conclusion of the voting, the Clerk will declare the name of successful Candidate.

Council shall pass a motion appointing the successful candidate as follows:

“BE IT RESOLVED THAT (Candidate) _____ be appointed as **Councillor** for the Municipality of Temagami for the remainder of this Term of Council.”

A by-law confirming the appointment will be enacted at a meeting of Council. The Clerk will administer the Declaration of Office required by subsection 232(1) of the Municipal Act, 2001.

THE CORPORATION OF THE MUNICIPALITY OF TEMAGAMI

BY-LAW NO. 23-1684

Being a By-Law to confirm the proceedings of Council of the Corporation of the Municipality of Temagami

WHEREAS pursuant to Section 5(1) of the Municipal Act, 2001, S.O. 2001, c. 25 as amended, the powers of a municipality shall be exercised by its Council; and

WHEREAS pursuant to Section 5(3) of the Municipal Act, 2001, S.O. 2001, c. 25 as amended, a municipal power, including a municipality's capacity rights, powers and privileges under Section 8 of the Municipal Act, 2001, S.O. 2001, c. 25 as amended, shall be exercised by By-Law unless the municipality is specifically authorized to do otherwise; and

WHEREAS it is deemed expedient that the proceedings of the Council of the Corporation of the Municipality of Temagami at this Session be confirmed and adopted by By-Law.

NOW THEREFORE the Council of the Corporation of the Municipality of Temagami hereby enacts as follows:

1. **THAT** the actions of the Council of The Corporation of the Municipality of Temagami in respect of all recommendations in reports and minutes of committees, all motions and resolutions and all actions passed and taken by the Council of the Corporation of the Municipality of Temagami, documents and transactions entered into during the September 11, 2023 Special meeting of Council, are hereby adopted and confirmed, as if the same were expressly embodied in this By-Law.
2. **THAT** the Mayor and proper officials of The Corporation of the Municipality of Temagami are hereby authorized and directed to do all the things necessary to give effect to the action of the Council of The Corporation of the Municipality of Temagami during the said meetings referred to in paragraph 1 of this By-Law.
3. **THAT** the Mayor and the Treasurer/Administrator or Clerk are hereby authorized and directed to execute all documents necessary to the action taken by this Council as described in Section 1 of this By-Law and to affix the Corporate Seal of The Corporation of the Municipality of Temagami to all documents referred to in said paragraph 1.

Read a first, second and third time and finally passed this 11th day of September, 2023.

Mayor

Clerk