



City of North Bay Report to Council

Report No: CORP-2021-089

Date: August 27, 2021

Originator: Karen McIsaac, City Clerk

Business Unit:

Department:

Corporate Services

Clerks Department

Subject: Declaration of Vacancy

Closed Session: yes no

Recommendation

That Council declare the office of Councillor Tignanelli to be vacant.

Background

Pursuant to section 259.1(d) of the *Municipal Act, 2001*, SO 2001,c.25, as amended (the Act), the office of a member of council of a municipality becomes vacant if the member, "resigns from his or her office and the resignation is effective under section 260". Section 260 of the Act states as follows:

260.1 Resignation as member – A member of council of a municipality may resign from office by notice in writing filed with the clerk of the municipality.

Councillor Tignanelli has provided his notice of resignation in writing to the Clerk on August 27, 2021.

Section 262.(1) of the *Municipal Act*, states that "if the office of a member of council becomes vacant under section 259, the Council shall at its next meeting declare the office to be vacant, except if a vacancy occurs as a result of the death of a member, the declaration may be made at either of its next two meetings", therefore Council must declare the office of Councillor Tignanelli vacant at the September 7, 2021 Regular Meeting of Council.

Financial/Legal Implications

There are no financial or legal implications.

Corporate Strategic Plan

- | | |
|---|--|
| <input type="checkbox"/> Natural North and Near | <input type="checkbox"/> Economic Prosperity |
| <input type="checkbox"/> Affordable Balanced Growth | <input type="checkbox"/> Spirited Safe Community |
| <input checked="" type="checkbox"/> Responsible and Responsive Government | |

Specific Objectives

Options Analysis

Option 1: That Council declare the Office of Councillor Tignanelli to be vacant.

Pursuant to section 262(a) of the *Municipal Act*, this is the only option available to Council.

Recommended Option

That Council declare the office of Councillor Tignanelli to be vacant.

Respectfully submitted,

Name: Karen McIsaac, Dipl. M.A.

Title: City Clerk

I concur with this report and recommendation

Name David Euler, P.Eng., PMP

Title: Chief Administrative Officer