

The Corporation of the City of North Bay

By-Law No. 2020-31

**Being a By-Law to Confirm Delegated Authorities
During a Provincially Declared Emergency
(Human Emergency or Pandemic)**

WHEREAS Section 23.1 to 23.5 of the *Municipal Act, 2001*, c. 25, as amended, authorizes a municipality to delegate its powers and duties under this or any other Act to a person or body subject to restrictions under the Act;

AND WHEREAS Section 23.3 of the *Municipal Act, 2001*, c. 25 restricts Council from delegating powers and duties:

1. The power to appoint or remove from office an officer of the municipality whose appointment is required by this Act.
2. The power to pass by-laws under Parts VIII, IX and X.
3. The power to incorporate corporations in accordance with Section 203.
4. The power to adopt an official plan or an amendment to an official plan under the *Planning Act*.
5. The power to pass a zoning by-law under the *Planning Act*.
6. The power to pass a by-law under subsections 108(1) and (2), and 110 (3), (6) and (7).
7. The power to adopt a community improvement plan under section 28 of the *Planning Act*.
8. The power to adopt or amend the budget of the municipality.
9. Any other power or duty that may be prescribed.

AND WHEREAS Council deems it expedient to delegate authority to the Chief Administrative Officer or their designate to take action, where necessary, on certain acts during a Provincially declared emergency.

Now Therefore, The Council of The Corporation of the City of North Bay Hereby enacts as follows:

1. That the Chief Administrative Officer, City Solicitor and Chief Financial Officer, or their delegate, jointly, be delegated the authority to approve contracts for projects approved by the Capital Budget; and that the Chief Administrative Officer and the City Clerk be authorized to sign approved contracts, subject to the approval of the City Solicitor.
2. That Council delegates authority to the Chief Administrative Officer, or their delegate, of The Corporation of the City of North Bay to take action, where necessary, during a Provincially declared emergency.

Such action may include:

- (a) Waiving fees and penalties for Billings;
- (b) Authority to determine and/or alter the Billing due dates and methods of payment; and
- (c) Authorized spending limit for the Chief Administrative Officer shall be set for \$250,000.00.

3. That the Chief Administrative Officer will report to Council on any actions taken during a Provincially declared emergency.
4. That this By-Law shall be in effect during a Provincially declared emergency.
5. That this By-Law shall come into force and effect upon its final passage.
6. That this By-Law may be cited as the "Emergency Delegation of Powers By-Law".
7. That the Mayor and City Clerk be and hereby authorized to execute this By-Law on behalf of the Corporation and to fix the corporate seal thereto.

Read a First Time in Open Council this 20th day of March, 2020.

Read a Second Time in Open Council this 20th day of March, 2020.

Read a Third Time in Open Council and Enacted and Passed this 20th day of March, 2020.

Mayor Allan McDonald

City Clerk Karen McIsaac

Sire\C01\By-Law 2020-31EmergencyDelegationof PowersByLaw