



## The Corporation of the Town of Pelham

By-law No. 20-2026

### **Being a By-law to Delegate Authority to the Chief Administrative Officer and Certain Officers for Certain Acts During the Restricted Acts Period, pursuant to Section 275 of the *Municipal Act, 2001*.**

**WHEREAS** section 275 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, ("*Municipal Act, 2001*" or "the statute") restricts acts that a Council can take after Nomination Day (August 21, 2026) and after Voting Day (October 26, 2026) if the Council is in a lame duck position;

**AND WHEREAS** section 275(3) of the *Municipal Act, 2001*, restricts Council from taking action on the following:

- a) The appointment or removal from office of any officer of the municipality;
- b) The hiring or dismissal of any employee of the municipality;
- c) The disposal of any real or personal property of the municipality which has a value exceeding \$50,000 at the time of disposal; and
- d) The making of any expenditure or the incurring of any liability which exceeds \$50,000;

**AND WHEREAS** section 275(6) of the *Municipal Act, 2001*, states that nothing in this section prevents any person or body exercising any authority of a municipality that is delegated to the person or body prior to nomination day for election of the new council;

**AND WHEREAS** the Council of the Corporation of the Town of Pelham deems it expedient to delegate authority to the Chief Administrative Officer (CAO) and Officers to take action, where necessary, on certain acts during the restricted acts period;

**NOW THEREFORE** the Council of the Corporation of the Town of Pelham enacts as follows:

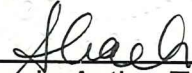
1. **THAT** where authority has been jointly delegated under this By-law and consensus cannot be reached, the authority shall rest with the CAO.
2. **THAT** the CAO is hereby delegated the authority to hire or remove any employee of the municipality, including statutory officers of the municipality.
3. **THAT** the CAO is hereby delegated the authority to appoint acting statutory officers of the municipality in the event of a departure or vacancy of such an officer's position.
4. **THAT** the CAO and the Clerk are hereby jointly delegated authority to approve and execute any agreement or other instrument respecting the disposition of personal property of the municipality having a value exceeding \$50,000 at the time of disposal.
5. **THAT** the CAO shall report to Council on any actions taken under the authority delegated by this By-law that relate to the restricted acts set out in subsection 275(3) of the *Municipal Act, 2001*, from Nomination Day until the commencement of the new Council term.
6. **Effective Date**
  - 6.1. **THAT** this By-law shall come into force only if Council becomes subject to the restricted acts provisions under section 275 of the *Municipal Act, 2001*, and shall

cease upon the swearing-in of the 2026-2030 Municipal Council for the Town of Pelham.

Read, enacted, signed and sealed this 08th day of April, 2026.



Marvin Junkin, Mayor



Sarah Leach, Acting Town Clerk