

27 August 2009



**CITY COUNCIL  
COMMITTEE REPORT**

**TO: MAYOR & COUNCIL**

**FR: Joanne L. McMillin, City Clerk**

**RE: Applications for Council Vacancy & Committee Replacements**

**BACKGROUND:**

Further to Council's direction for the Clerk's Office to advertise for interested persons to fill the vacant seat on Council, this is to confirm that as of the closing at 4:30 p.m. yesterday, nine (9) applicants submitted their name, and they are as follows (in order received):-

Glen Morrison

(eligible only if he takes an unpaid leave of absence from his job)

Sheila Shield

Charles Cadger

Michael James (Jim) Schadek-Parson

Janis (JoJo) Holiday

Laurie Cordes

Edward Charles "Ted" Burton

Darryl Price

Waylon Scott

I do not expect any further applications unless received post-marked on or before the deadline date in which case they would be accepted.

It should be noted all persons have declared they meet the required qualifications to hold Office:- *Canadian Citizen; at least Eighteen (18) years of age; and an eligible municipal elector of the City of Kenora.* However, Section 30(1) of the Municipal Elections Act applies as the only exception to Glen Morrison who is deemed to be an employee for purposes of the Act and would have to take an unpaid leave of absence to be appointed. To the best of my knowledge, none of these applicants have past experience as an elected official.

Committee will have to decide how to fill the vacancy, and since more than two names have been received the following options could be considered:-

*i) A Member brings forward a recommendation*

*ii) Members cast their choice by secret ballot conducted and tallied by the Clerk during an open meeting, or*

*iii) Members discuss until concurrence from a majority is reached.*

In the event of a tie (3 to 3), which would not be considered negative for this purpose, the appointment would be determined by draw either by the Mayor or Clerk, who will announce the result.

Once decided who will fill the vacancy, it will be necessary to determine if that person will be automatically appointed to fill the Committee vacancies left by Councillor Poirier, (which may be the most simplified way from an administrative standpoint), or if there will be a review and possible changes to the status-quo. If so this will be a subsequent discussion item at the September 14 meeting. The Committees in question are:-

**Standing Committees:**

**Chair – Utilities & Communications/Vice-Chair – Emergency Services/Member – Operations;  
Audit Committee;  
Kenora Hydro Board of Directors.**

While the various Committee appointments will be made by resolution, the appointment of the incoming Councillor will be made by by-law with my administering the required Oath of Office to them at the appropriate Council Meeting when they are formally appointed, before September 28, 2009, pursuant to the Act.

**BUDGET:**

N/A

**COMMUNICATION PLAN/Notice By-law Requirements:**

N/A

**RECOMMENDATION:**

WHEREAS pursuant to Section 263(1) of the Municipal Act, the Council of the City of Kenora has opted to appoint a new Councillor to fill the vacancy left by the July 31 resignation of Andrew Poirier; and

WHEREAS public notices were advertised in the community, seeking applications to fill this vacancy within sixty (60) days of the seat being declared vacant by Council; and

WHEREAS nine (9) qualified municipal electors responded to the advertisement, indicating their interest for the Councillor appointment;

THEREFORE BE IT RESOLVED THAT the Council of the City of Kenora hereby appoints Jim Schadek-Parson to fill the vacant Councillor seat subject to acceptance of this position, to hold office for the remainder of the current Council term pursuant to Section 264 of the Municipal Act; and

BE IT RESOLVED THAT three readings be given to a by-law for this purpose; and

BE IT RESOLVED THAT Jim Schadek-Parson shall be appointed to the following Committee positions left vacant as a result of Andrew Poirier's resignation:-

**Chair of the Utilities & Communications Committee  
Vice-Chair of the Emergency Services Committee  
Member of the Operations Committee  
Member on the Audit Committee  
Member on the Kenora Hydro Board of Directors; and further**

BE IT RESOLVED THAT the term of these appointments shall be to November 30, 2010.