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Notice of Motion – January 24, 2024

Moved by: Councillor Dipika Damerla
 Seconded by: Councillor Brad Butt

WHEREAS the resignation of the Mayor of Mississauga has created a vacancy on Regional Council that will not be filled until a new mayor is elected following the completion of a by-election;

AND WHEREAS s. 267 (2) of the *Municipal Act, 2001* ("Act") authorizes local municipalities to fill a vacancy on their upper tier council that will not be filled for a period exceeding one month, by appointing an alternate from their local council until the vacancy is filled permanently;

AND WHEREAS the current composition of the councils of the City of Brampton and the Town of Caledon permit those municipalities to appoint an alternate under s. 267 (2) of the Act as their local councils include members who are not also members of Regional Council;

AND WHEREAS the current composition of the council of the City of Mississauga does not permit it to appoint an alternate to fill a vacancy under s. 267 (2) of the Act as all members of the City of Mississauga council are already members of Regional Council;

AND WHEREAS the inability of a local council to fill a vacancy on Regional Council under s. 267(2) of the Act impacts the ability of the local municipality to maintain its collective voting weight on Regional Council pending the vacancy being filled permanently;

AND WHEREAS s. 218 (3) of the Act allows a municipality to pass a by-law to change the number of votes given to any member of council, provided that each member shall have at least one vote, and could be used as a means to enable a local municipality to maintain its collective voting weight on Regional Council in circumstances where the local municipality has no other means under the Act to fill the vacancy until the vacancy is filled permanently;

AND WHEREAS under s. 219 (1) and (2) of the Act, such a bylaw is subject to the requirement to provide public notice, the holding of at least one public meeting to consider the matter, and achieving "triple majority" support;

AND WHEREAS, under s. 219 (3) of the Act, such a bylaw, if enacted in 2024, shall not take effect until the commencement of the 2026 term of Council, making it an ineffective means to address the current vacancy arising from the resignation of the Mayor of Mississauga, but enabling Regional Council to be proactive for vacancies occurring during future terms of council;

NOW THEREFORE BE IT RESOLVED THAT

The acting Mayor on behalf of City Council, advocate to the Province of Ontario for an amendment to the Act that would immediately provide the City of Mississauga with a full complement of votes at Regional Council during the period of the Mayoral by-election, and during any future council vacancies;

A handwritten signature in blue ink, appearing to be "D. Patel", is located below the text of the resolution.