

**THE CORPORATION OF THE TOWNSHIP OF MATACHEWAN**

**BY-LAW 2019-16**

**BEING A BY-LAW TO CONFIRM, AUTHORIZE, APPROVE CERTAIN DECISIONS MADE AND ACTIONS TAKEN BY THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF MATACHEWAN BETWEEN DECEMBER 1, 2018 AND MARCH 3, 2019, NUNC PRO TUNC**

**WHEREAS PURSUANT TO THE MUNICIPAL ACT, S.O. 2001, C. 25, s. 5,** the powers of a municipality shall be exercised by its council, and a municipal power shall be exercised by by-law;

**AND WHEREAS PURSUANT TO THE MUNICIPAL ACT, S.O. 2001, C. 25, s. 8** the powers of a municipality shall be interpreted broadly, and in the event of ambiguity, the ambiguity shall be resolved so as to include, rather than exclude, powers;

**AND WHEREAS PURSUANT TO THE MUNICIPAL ACT, S.O. 2001, C. 25, s. 9** a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority;

**AND WHEREAS PURSUANT TO THE MUNICIPAL ACT, S.O. 2001, C. 25, s. 10** a municipality may provide any service that the municipality considers necessary or desirable and may pass by-laws respecting the governance structure of the municipality, as well as accountability and transparency;

**AND WHEREAS PURSUANT TO THE MUNICIPAL ACT, S.O. 2001, C. 25, s. 224** it is the role of council to consider the well-being and interests of the municipality and to ensure that administrative policies, practices and procedures are in place to implement the decisions of council and to ensure the accountability and transparency of the municipality, including the activities of the senior management of the municipality;

**AND WHEREAS PURSUANT TO THE MUNICIPAL ACT, S.O. 2001, C. 25, s. 227,** it is the role of the officers of the municipality, to implement council's decisions and establish administrative practices and procedures to carry out council's decisions and to carry out other duties assigned by the municipality; .

**AND WHEREAS PURSUANT TO THE MUNICIPAL ACT, S.O. 2001, C. 25, s. 228,** a municipality shall appoint a clerk to record decisions of council and to perform the other duties required and a municipality may appoint deputy clerks who have all the powers and duties of the clerk and the clerk may delegate in writing to any person, other than a member of council, any of the clerk's powers and duties;.

**AND WHEREAS PURSUANT TO THE MUNICIPAL ACT, S.O. 2001, C. 25, s. 229** a municipality may appoint a chief administrative officer who shall be responsible for exercising general control and management of the affairs of the municipality for the purpose of ensuring the efficient and effective operation of the municipality;

**AND WHEREAS PURSUANT TO THE MUNICIPAL ACT, S.O. 2001, C. 25, s. 232,** a person shall not take a seat on the council of a municipality, until the person takes the declaration of office in the form established by the Minister for that purpose, and no business shall be conducted at the first meeting of a council until after the declarations of office have been made by all members;

**AND WHEREAS IT IS DEEMED EXPEDIENT, DESIRABLE AND IN THE BEST INTERESTS OF THE CITIZENS OF MATACHEWAN THAT COUNCIL FOR THE CORPORATION OF THE TOWNSHIP OF MATACHEWAN CONFIRM, AUTHORIZE, APPROVE CERTAIN DECISIONS MADE AND ACTIONS TAKEN BY THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF MATACHEWAN BETWEEN DECEMBER 1, 2018 AND MARCH 3, 2019, NUNC PRO TUNC ;**

**NOW THEREFORE** we, the Council of the Corporation of the Township of Matachewan, enacts as follows:

1. All decisions made and actions taken, under resolution or by-law, by the council of the Corporation of the Township of Matachewan, between December 1, 2018 and March 3, 2019, are hereby confirmed, authorized and approved, nunc pro tunc.

**READ A FIRST AND SECOND TIME** this 16<sup>th</sup> day of MAY, 2019.

**READ A THIRD TIME AND FINALLY PASSED** this 16<sup>th</sup> DAY OF MAY, 2019.

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Mayor

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Clerk