

The Corporation of the Municipality of West Grey

By-law Number 97 - 2018

**Being a by-law to authorize a 2018 By-Election for the contest of
English Public School Board Trustee**

Whereas on August 20, 2018, Candidate, Paisley E. Cozzarin, submitted a notice to the Office of the Clerk that they are no longer an eligible candidate for the office of English Public School Board Trustee as of August 27, 2018; and

Whereas on August 21, 2018, the Office of the Clerk notified the nominated candidates that the election has been declared closed as of August 27, 2018 for said office; and

Whereas Section 39 of the Municipal Elections Act states that if a certified candidate for an office, before the close of voting on voting day, becomes ineligible to hold the office, no candidate would be elected by acclamation as a result of the ineligibility, (i) the election shall proceed as if the candidate had not been nominated, and (ii) the clerk shall omit the candidate's name from the ballots; and

Whereas Section 7 (3) (2) of the Municipal Elections Act states that despite subsection (1), the local municipality shall be reimbursed for its reasonable costs when the Clerk conducts a by-election for a local board or an upper-tier municipality or the Minister, or a recount in such a by-election; and

Whereas Section 7 (4) of the Municipal Elections Act states that the local board or upper-tier municipality or the Minister, as the case may be, shall pay the costs referred to in subsection (3) as soon as possible after receiving a certificate verifying the amount and signed by the Clerk of the local municipality; and

Whereas Section 39 of the Municipal Elections Act indicates that if another candidate would be elected by acclamation as a result of ineligibility, the election is void and a by-election shall be held to fill the office,

Therefore now therefore be it resolved that the Council of the Corporation of the Municipality of West Grey hereby enacts as follows:

1. **That** a by-election for the position of Bluewater District School Board Trustee (English Public-School Board Trustee) – Municipality of West Grey and Town of Hanover representative, be called for Friday November 23, 2018; and
2. **That** the nomination period shall be during regular business hours beginning Monday, September 10, 2018, with the last day and time for filing being Tuesday, October 9, 2018, 2:00 pm; and
3. **That** the voting period of 10:00 am on November 20th, 2018 to 8:00 pm on November 23rd, 2018 be established by the Clerk and advertised accordingly; and
4. **That** such by-election is to be conducted in accordance with Section 65 of the Municipal Elections Act; R.S.O. 1996; and
5. **That** the voting method of internet and telephone voting provided by Dominion Voting be authorized for said by-election; and

6. **That** this by-law shall take effect on the date of its final passing.

Read a first, second and third time and finally passed this 10th day of September 2018

(Signed)

Kevin Eccles, Mayor

(Signed)

Mark Turner, Clerk