

Request for Decision

Appointment of Chair and Vice-Chair - Hearing Committee

Presented To:	Hearing Committee
Presented:	Monday, Jan 30, 2012
Report Date	Wednesday, Jan 18, 2012
Type:	Appointment of Committee Chair and Vice-Chair

Recommendation

That Councillor _____ be appointed Chair and Councillor _____ be appointed Vice-Chair of the Hearing Committee for the term ending December 31, 2012 or until such time as their successors are appointed.

Background

This report sets out the procedure for the election by the Committee of the Chair and Vice-Chair of the Hearing Committee for the term ending December 31, 2012 or until their successors are appointed.

The Procedure By-law provides that a Member of the Committee shall be appointed annually by the Committee to serve as Chair of the Hearing Committee. As well, a Vice-Chair is appointed annually.

The above appointments need only be confirmed by resolution.

Selection

The selection of the Chair and Vice-Chair is to be conducted in accordance with Article 45 of the Procedure By-law (copy attached).

Council's procedure requires that in the event more than one (1) candidate is nominated for either the Chair or Vice-Chair's position, a simultaneous recorded vote shall be used to select the Chair and Vice-Chair.

It is always in order for a Member of Council to nominate themselves and to vote for themselves. Under *Robert's Rules of Order* a nomination does not need a second.

Signed By

Report Prepared By

Lisa Oldridge
Deputy City Clerk
Digitally Signed Jan 18, 12

Recommended by the Department

Caroline Hallsworth
Executive Director, Administrative
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Recommended by the C.A.O.

Doug Nadorozny
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Once the successful candidates have been selected, a resolution will be introduced confirming the appointment of the successful candidates.

ARTICLE 44. HEARING COMMITTEE**44.01 Mandate**

All matters requiring a hearing shall be presented to the Hearing Committee, except for matters that are to be heard by the Planning Committee or Council

44.02 Primary Objectives

Hearing Committee matters include, but are not limited to:

- (1) licensing under Part IV of the *Municipal Act, 2001*;
- (2) property tax issues under s. 357 of the *Municipal Act, 2001*;
- (3) issues under the *Drainage Act*, R.S.O. 1990, c. D.17;
- (4) issues under the *Development Charges Act, 1997*, S.O. 1997, c. 27, as amended;
- (5) lottery licensing for charities;
- (6) topsoil regulation;
- (7) acting as a property standards committee pursuant to section 15.6 of the *Building Code Act, 1992*, S.O. 1992, c. 23, as amended;
- (8) appeals of muzzling orders under s. 105 of the *Municipal Act, 2001*;
- (9) street re-naming;
- (10) appeals regarding the regulation of trees on municipal road rights of way; and
- (11) such other matters as set out in municipal bylaws.

ARTICLE 45. NOMINATING COMMITTEE**45.01 Mandate**

The Nominating Committee shall meet, as needed by Council, for the purpose of considering and recommending to Council citizen appointments to agencies, boards, advisory panels, and other bodies as required.

45.02 Primary Objectives

In making such appointments, the Nominating Committee shall take into consideration a balanced representation from communities of interest so as to be reflective of the geographical and demographic composition of the community.

45.03 Membership

The Nominating Committee shall be composed of all Members of Council and chaired by a Deputy Mayor.

45.04 Term

The term of the Nominating Committee shall coincide with the term of Council.

45.05 Procedure

In making such appointments, the procedure set out in this Article shall apply unless otherwise provided in a shareholders' declaration.

45.06 Number of Applicants Matches Positions - Motion

Where the number of applicants matches the positions to be filled, a motion to appoint the applicant(s) to the position(s) in question shall be presented and voted upon.

45.07 Simultaneous Recorded Vote

A simultaneous recorded vote shall be used to select the applicants to fill each position available, in accordance with Article 33.05, except that:

- (1) the Clerk need not read each ballot aloud nor record each individual vote; and
- (2) the ballots shall be retained as part of the minutes.

45.08 Number of Applicants Exceeds Positions - Simultaneous Recorded Vote

Where the number of applicants exceeds the number of positions available, a simultaneous recorded vote shall be conducted in accordance with Article 37.09.

45.09 Term of Appointment – Local Boards

The term of office of each citizen appointed to a Local Board shall be set out in the body's terms of reference and shall not exceed the term of Council, unless otherwise specified by statute. However for purposes of continuity, such citizen appointments shall remain in effect following a municipal election until their successors are appointed by the incoming Council.

45.10 Term of Appointment – Staff

Except where prohibited by statute, the Nominating Committee may recommend the appointment of a member of staff to a board or agency within its mandate in the place of a Member when no other Members are available to be appointed.