

## Special Powers and Duties of the Mayor under Part VI.1 of the *Municipal Act*

### Powers to Advance Prescribed Provincial Priorities

- Bring to Council matters that advance the prescribed provincial priorities.
- Bring to Council, and require Council to consider and vote on, Municipal Act, Development Charges, and Planning Act by-laws that advance the prescribed provincial priorities and pass if more than one-third of Members vote in favour. Power does not apply to the Procedural By-law.
- Veto (within 2 days of passing) Municipal Act, Development Charges, and Planning Act by-laws that interfere with prescribed provincial priorities. (Council can override by 2/3 vote)

**Powers cannot be delegated**

### Powers re Administrative and Political Structure of the Municipality

- Appoint and dismiss CAO.
- Hire and dismiss division heads (excluding prescribed list).
- Determine the organizational structure.
- Establish prescribed committees and assign their functions.
- Appoint chairs and vice chairs of prescribed committees.

**Powers can be delegated**

### Duty to Prepare Annual Budgets:

- Duty to prepare the budget and present it to Council before February 1.
- Duty reverts to Council if the Mayor fails to present a budget by February 1.
- Power to veto amendments made by Council (subject to Council override by 2/3 vote).
- Budget is “deemed to be adopted” based on timeframes, not “approved by Council”.
- Duty to present in-year budget amendments only if a supplementary levy is required.

**Duty cannot be delegated, only forfeited**

### **Supporting Provisions**

- Mayor is required to exercise these powers in writing and give notice to the Clerk.
- Mayor may give direction to staff, and it must be in writing and, by next business day, give notice to the Clerk and CAO.
- Mayor must declare an interest under Municipal Conflict of Interest Act when exercising these powers outside of a meeting context.
- Municipality must maintain a public registry of declared interests.
- In case of vacancy, powers transfer to a newly elected Mayor, but not to an appointed or Deputy Mayor.

### Prescribed Provincial Priorities

Building 1.5 million new residential units by December 31, 2031.

Constructing and maintaining infrastructure to support housing, including, transit, roads, utilities, and servicing.

