

THE CONSEQUENCES OF SAMPLE TIE VOTES
(All Members of Council Present -Five Nominees)

Candidate	Votes Received
A	3
B	4
C	2
D	2
E	2

Result:

1. A special roll call vote is taken to decide which of the tied Candidates (C, D, or E) shall be dropped from the list of nominees to be voted on in the next roll call vote.
2. Then a roll call vote shall be taken of the remaining four Candidates: A, B and two of C, D or E.

**THE CONSEQUENCES OF SAMPLE ZERO VOTES
(All Members of Council Present -Six Nominees)**

Candidate	Votes Received
A	4
B	4
C	2
D	3
E	0
F	0

Result:

1. Candidates E and F are dropped from the next vote.
2. Then a roll call vote shall be taken of the remaining four
Candidates: A, B, C and D.





Request for Decision City Council



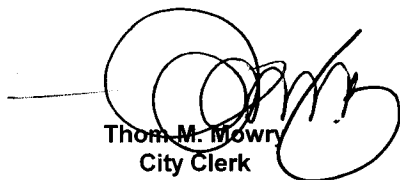
Type of Decision									
Meeting Date	Thursday, December 11, 2003				Report Date	Friday, December 5, 2003			
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title
APPOINTMENT OF FINANCE COMMITTEE CHAIR & VICE-CHAIR (2004)

Policy Implication + Budget Impact	Recommendation
<p>N/A This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.</p> <p>POLICY:</p> <p>The requirement and procedure for the appointment of the Chair and Vice-Chair of the Finance Committee are made in accordance with Council's Procedure By-law 2002-202, as amended.</p> <p>A Resolution to confirm the appointments will presented.</p> <p>BUDGET IMPACT:</p> <p>There is no budget impact associated with this Request for Decision.</p>	<p>THAT Councillor _____ be appointed as Chair of the Finance Committee to hold office for the term ending December 31, 2004 or until his/her successor is appointed;</p> <p>AND THAT Councillor _____ be appointed as Vice-Chair of the Finance Committee to hold office for the term ending December 31, 2004 or until his/her successor is appointed.</p>
<p><input checked="" type="checkbox"/> Background Attached</p>	<p>Recommendation Continued</p>

Recommended by the General Manager	Recommended by the C.A.O.
 Doug Wuksinic General Manager of Corporate Services	 Mark Mieto Chief Administrative Officer

Report Prepared By


Thom M. Mowry
City Clerk

Division Review

Ron Swiddle
Director of Legal Services and City Solicitor

Executive Summary:

The purpose of this Report is to appoint a Chair and Vice-Chair of the Finance Committee of Council.

The Chair and Vice-Chair will be eligible for reappointment.

The appointment of the Chair and Vice-Chair will be made by resolution.

Background:

Finance Committee:

Article 33 of the Procedural By-law provides for a Finance Committee to be composed of all Members of Council. The Chair and Vice-Chair of the Finance Committee are appointed annually by Council. The Chair and Vice-Chair are eligible for reappointment.

Council will appoint a Chair and then the Vice-Chair in that order.

Selection:

The selection of the Chair and Vice-Chair is conducted in accordance with Section 36 of the Procedure By-law. In the event of an equality of votes, then the successful candidate is to be determined by lot conducted by the Clerk.

Council's procedure requires that in the event more than one (1) candidate is nominated for the Chair's and Vice-Chair's positions, then a roll call vote of Members of Council shall be held.

Ballots have been prepared in anticipation of an election for the convenience of Members of Council.

Where all Members of Council are in attendance, **seven (7) votes are required to fill each vacancy**. Each Member is entitled to one (1) vote for the positions of 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.

A copy of Article 36 is attached to this report for the convenience of Members of Council.

Once the successful candidates have been selected, then a resolution will be introduced appointing the successful candidates. A by-law is not required to confirm the appointments.

SUMMARY:

1. The following appointments are to be made:

- **One (1) Chair of Finance Committee**
- **One (1) Vice-Chair of Finance Committee**

2. Where one (1) Member of Council is nominated, a motion to appoint the nominee shall be presented and voted upon;

3. If more than one (1) Member of Council is nominated, then Council shall hold an election, in accordance with Article 36 of the Procedure By-law.

4. Once the Chair has been select and confirmed by resolution of Council, then Council shall select a Vice-Chair.

5. Where all Members of Council are in attendance, seven (7) votes are required to fill the vacancy. Each Member is entitled to one (1) vote for Chair of Finance and one (1) vote for Vice-Chair of Finance.

6. 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.

7. Where no applicant receives the majority required for appointment and where two or more applicants are tied with the least number of votes, a special roll call vote shall be taken to decide which of the tied applicants with the least number of votes shall be dropped from the list of names to be voted on in the next vote.

8. In the event a Member of Council request a vote by paper ballot a supply of ballots will be available.



VOTING CHART

Majority Vote

(7 Members of Council are required for quorum)

Number of Members Present and Voting	Majority Vote
13	7
12	7
11	6
10	6
9	5
8	5
7	4



ARTICLE 36
NOMINATION COMMITTEE - CITIZEN APPOINTMENTS

36.1 Made by Committee of the Whole- Procedure

Appointments to the various local boards, Advisory Panels and corporations of the Corporation shall be recommended by the Committee of the Whole at a meeting called for that purpose. In making such appointments, the procedure set out in this article shall apply unless otherwise provided in a shareholders declaration.

36.2 Advertising - position - requirements - to local citizens

At least 30 days prior to the Committee meeting at which a Citizen appointment is scheduled to be considered the Clerk shall place an advertisement in a local newspaper to run on at least two occasions and place an advertisement on radio or television or both, as the Clerk deems advisable, on at least one occasion outlining the position to be filled and inviting applications from interested citizens. A copy of each advertisement shall be provided to each Member of Council.

36.3 Applications - in writing - time limitation

All Citizen applications for appointment must be in writing and received by the Clerk at least four clear days prior to the meeting of Council concerned.

36.4 Applications - qualifying - included - Committee of the Whole Agenda

Copies of all applications received for each position from qualifying applicants shall be included with the agenda material for the Committee of the Whole meeting concerned.

36.5 Applicants - qualified - exact number - motion

Where there are only the exact number of qualified applicants as required for any position or positions, a motion to appoint the applicants to the position or positions concerned shall be presented and voted upon.

36.6 Applicants - qualified - more than required - selection

If there are more qualified applicants than positions available, then the Committee of the Whole shall recommend from the qualified applicants the ones to fill the position or positions concerned.

36.7 Roll call vote - Council - taken - regarding applicants

A roll call vote of the Committee of the Whole shall be taken with respect to the qualified applicants for each position available.

36.8 Appointment - determined - by vote - exception

If upon the first roll call vote no applicant receives the votes of the majority of Members present, the name of the applicant receiving the least number of votes shall be dropped and the Members shall proceed to vote anew and so continue until either an applicant receives the votes of the majority of Members present, at which time such applicant shall be declared to be the recommended candidate; or, it becomes apparent by reason of an equality of votes that no applicant can be recommended by the voting process.

36.9 Voting - unsuccessful - position selected - by lot

Where by reason of an equality of votes, it becomes apparent that no applicant can be selected by the voting process, then the recommended applicant shall be the applicant selected by lot by the Clerk.

36.10 Special vote - applicants tied - least number of votes

In the case where no applicant receives the majority required for appointment on a roll call vote, and where two or more applicants are tied with the least number of votes, a special roll call vote shall be taken to decide which of the tied applicants with the least number of votes shall be dropped from the list of names to be voted on in the next roll call vote.

36.11 Staff Member - appointment - conditions

Except where prohibited by law, Committee of the Whole may recommend the appointment a Member of staff to a local board or outside agency in the place of a Member of Council when no Member of Council wishes to be appointed.

36.12 Further votes

If no person receives more than half the votes, the Clerk shall take another vote, excluding the person who received the fewest votes in the previous vote; if two or more persons received the fewest votes, the Clerk shall choose the person to be excluded by lot.

36.13 Term of Appointment - Citizens

Citizens appointed by Council to Advisory Panels, local boards and committees shall be appointed for the term of office coinciding with the term of Council, or the terms set out in such appointments, and until their successors are appointed unless otherwise provided by Council or by law.

36.14 Council Appointments - ballots

At the first regular meeting of a new Council, or as soon thereafter as is reasonable, Council shall appoint Members to Committees by way of simultaneous, written, signed ballots which will be read aloud by the Clerk and recorded in the minutes.

36.15 Council Appointments - destruction of ballots

These ballots, as well as ballots used for simultaneous roll-call votes generally, may be destroyed by the Clerk and need not be retained following the confirmation of the minutes.



EXAMPLES OF TIE VOTES
(All Members of Council Present - Four Nominees)

Candidate	Votes Received
A	6
B	4
C	3
D	0

Result: Candidate D is dropped from the next vote.

Candidate	Votes Received
A	5
B	4
C	3
D	1

Result: Candidate D is dropped from the next vote.

EXAMPLES OF VOTES
(All Members of Council Present)
(Three Nominees Remaining)

Candidate	Votes Received
A	6
B	4
C	3

Result: Candidate C is dropped from the next vote.

Candidate	Votes Received
A	5
B	3
C	3
D	1

Result:

1. Candidate D is dropped.
2. A special roll call vote is taken to decide which of the tied Candidates B or C shall be dropped from the list of names to be voted on in the next roll call vote.
3. Then a roll call vote shall be taken of the remaining two Candidates: A and one of B or C.

THE CONSEQUENCES OF SAMPLE TIE VOTES
(All Members of Council Present -Five Nominees)

Candidate	Votes Received
A	3
B	4
C	2
D	2
E	2

Result:

1. A special roll call vote is taken to decide which of the tied Candidates (C, D, or E) shall be dropped from the list of nominees to be voted on in the next roll call vote.
2. Then a roll call vote shall be taken of the remaining four Candidates: A, B and two of C, D or E.

THE CONSEQUENCES OF SAMPLE ZERO VOTES
(All Members of Council Present -Six Nominees)

Candidate	Votes Received
A	4
B	4
C	2
D	3
E	0
F	0

Result:

1. Candidates E and F are dropped from the next vote.
2. Then a roll call vote shall be taken of the remaining four
Candidates: A, B, C and D.





Request for Decision City Council



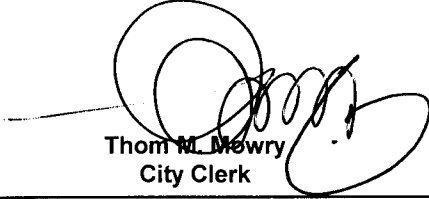
Type of Decision									
Meeting Date	Thursday, December 11, 2003				Report Date	Friday, December 5, 2003			
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	Direction Only				Type of	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title
APPOINTMENT OF PLANNING COMMITTEE -TERM ENDING NOVEMBER 30, 2006

Policy Implication + Budget Impact	Recommendation
<p>N/A This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.</p> <p>POLICY:</p> <p>The requirement and procedure for the appointment of the Members of the Planning Committee, its Chair and Vice-Chair are made in accordance with Council's Procedure By-law 2002-202, as amended.</p> <p>A by-law to confirm the appointments will be introduced for three readings.</p> <p>BUDGET IMPACT:</p> <p>There is no budget impact associated with this Request for Decision.</p>	<p>THAT the following five (5) Members of Council are hereby appointed to the Planning Committee for the term ending November 30, 2006 or until their successors are appointed:</p> <p>1. _____</p> <p>2. _____</p> <p>3. _____</p> <p>4. _____</p> <p>5. _____</p>
<p><input checked="" type="checkbox"/> Background Attached</p>	<p><input checked="" type="checkbox"/> Recommendation Continued</p>

Recommended by the General Manager	Recommended by the C.A.O.
 Doug Wuksinic General Manager of Corporate Services	 Mark Mieto Chief Administrative Officer

Report Prepared By



Thom M. Mowry
City Clerk

Division Review

Ron Swiddle
Director of Legal Services and City Solicitor

Recommendation continued:

AND THAT Councillor _____ be appointed as Chair of the Planning Committee to hold office for the term ending December 31, 2004 or until his/her successor is appointed;

AND THAT Councillor _____ be appointed as Vice-Chair of the Planning Committee to hold office for the term ending December 31, 2004 or until his/her successor is appointed.

Executive Summary:

The purpose of this Report is to appoint five (5) Members of Council to the Planning Committee, one of whom shall be selected as Chair and another as Vice-Chair.

No Member of Council shall simultaneously serve as a Deputy Mayor and Chair of Planning Committee.

The above appointments will first be made by resolution and then confirmed by by-law.

Background:

Planning Committee:

Article 33 of the Procedure By-law provides for a Planning Committee to be composed of five (5) Members of Council one (1) of whom shall be appointed as Chair and one (1) other Member who shall be appointed as Vice-Chair.

The Members of the Planning Committee shall hold office for full three year term of Office (2003 to 2006); however, both the Chair and Vice-Chair shall be appointed annually. Both the Chair and Vice-Chair are eligible for reappointment to consecutive terms.

Council will first appoint the five (5) Members of the Planning Committee and then the Chair and Vice-Chair in that order.

No Member of Council shall simultaneously serve as a Deputy Mayor and Chair of the Planning Committee (Article 33.4).

Selection:

The selection of the five (5) Members of the Planning Committee, its Chair and Vice-Chair are conducted in accordance with Section 36 of the Procedure By-law. In the event of an equality of votes, then the successful candidate is to be determined by lot conducted by the Clerk.

Council's procedure requires that in the event more than five (5) candidates are nominated for Membership or more than one (1) candidate each for the Chair's and Vice-Chair's positions, then a roll call vote of Members of Council shall be held.

Ballots have been prepared in anticipation of an election for the convenience of Members of Council.

Where all Members of Council are in attendance, seven (7) votes are required to fill the vacancies. Each Member is entitled to five (5) votes for the Members of the Planning Committee and one (1) vote each for the positions of 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.

A copy of Article 36 is attached to this report for the convenience of Members of Council.

Once the successful candidates have been selected, then a resolution will first be introduced appointing the successful candidates. Once this resolution has been passed then the following by-law will be introduced for three readings confirming the appointments.

By-Law:

**3 readings BEING A BY-LAW OF THE CITY OF GREATER SUDBURY TO APPOINT A
PLANNING COMMITTEE FOR THE TERM 2003 - 2006.**

SUMMARY:

1. The following appointments are to be made:
 - Five (5) Members of Planning Committee
 - One (1) Chair of Planning Committee
 - One (1) Vice-Chair of Planning Committee
2. Where five (5) Members of Council are nominated, a motion to appoint the nominees shall be presented and voted upon;
3. If more than five (5) Members of Council are nominated, then Council shall hold an election, in accordance with Article 36 of the Procedure By-law.
4. Once the five (5) Members have been selected, then Council will first select a Chair from amongst the five (5) Members of the Planning Committee, and then secondly, a Vice-Chair.
5. Where all Members of Council are in attendance, seven (7) votes are required to fill the vacancy. Each Member is entitled to five (5) votes for the Members of the Planning Committee; one (1) vote for Chair of Planning and one (1) vote for Vice-Chair of Planning.
6. 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.

7. Where no applicant receives the majority required for appointment and where two or more applicants are tied with the least number of votes, a special roll call vote shall be taken to decide which of the tied applicants with the least number of votes shall be dropped from the list of names to be voted on in the next vote.
8. In the event a Member of Council request a vote by paper ballot a supply of ballots will be available.



VOTING CHART

Majority Vote

(7 Members of Council are required for quorum)

Number of Members Present and Voting	Majority Vote
13	7
12	7
11	6
10	6
9	5
8	5
7	4



ARTICLE 36
NOMINATION COMMITTEE - CITIZEN APPOINTMENTS

36.1 Made by Committee of the Whole- Procedure

Appointments to the various local boards, Advisory Panels and corporations of the Corporation shall be recommended by the Committee of the Whole at a meeting called for that purpose. In making such appointments, the procedure set out in this article shall apply unless otherwise provided in a shareholders declaration.

36.2 Advertising - position - requirements - to local citizens

At least 30 days prior to the Committee meeting at which a Citizen appointment is scheduled to be considered the Clerk shall place an advertisement in a local newspaper to run on at least two occasions and place an advertisement on radio or television or both, as the Clerk deems advisable, on at least one occasion outlining the position to be filled and inviting applications from interested citizens. A copy of each advertisement shall be provided to each Member of Council.

36.3 Applications - in writing - time limitation

All Citizen applications for appointment must be in writing and received by the Clerk at least four clear days prior to the meeting of Council concerned.

36.4 Applications - qualifying - included - Committee of the Whole Agenda

Copies of all applications received for each position from qualifying applicants shall be included with the agenda material for the Committee of the Whole meeting concerned.

36.5 Applicants - qualified - exact number - motion

Where there are only the exact number of qualified applicants as required for any position or positions, a motion to appoint the applicants to the position or positions concerned shall be presented and voted upon.

36.6 Applicants - qualified - more than required - selection

If there are more qualified applicants than positions available, then the Committee of the Whole shall recommend from the qualified applicants the ones to fill the position or positions concerned.

36.7 Roll call vote - Council - taken - regarding applicants

A roll call vote of the Committee of the Whole shall be taken with respect to the qualified applicants for each position available.

36.8 Appointment - determined - by vote - exception

If upon the first roll call vote no applicant receives the votes of the majority of Members present, the name of the applicant receiving the least number of votes shall be dropped and the Members shall proceed to vote anew and so continue until either an applicant receives the votes of the majority of Members present, at which time such applicant shall be declared to be the recommended candidate; or, it becomes apparent by reason of an equality of votes that no applicant can be recommended by the voting process.

36.9 Voting - unsuccessful - position selected - by lot

Where by reason of an equality of votes, it becomes apparent that no applicant can be selected by the voting process, then the recommended applicant shall be the applicant selected by lot by the Clerk.

36.10 Special vote - applicants tied - least number of votes

In the case where no applicant receives the majority required for appointment on a roll call vote, and where two or more applicants are tied with the least number of votes, a special roll call vote shall be taken to decide which of the tied applicants with the least number of votes shall be dropped from the list of names to be voted on in the next roll call vote.

36.11 Staff Member - appointment - conditions

Except where prohibited by law, Committee of the Whole may recommend the appointment a Member of staff to a local board or outside agency in the place of a Member of Council when no Member of Council wishes to be appointed.

36.12 Further votes

If no person receives more than half the votes, the Clerk shall take another vote, excluding the person who received the fewest votes in the previous vote; if two or more persons received the fewest votes, the Clerk shall choose the person to be excluded by lot.

36.13 Term of Appointment - Citizens

Citizens appointed by Council to Advisory Panels, local boards and committees shall be appointed for the term of office coinciding with the term of Council, or the terms set out in such appointments, and until their successors are appointed unless otherwise provided by Council or by law.

36.14 Council Appointments - ballots

At the first regular meeting of a new Council, or as soon thereafter as is reasonable, Council shall appoint Members to Committees by way of simultaneous, written, signed ballots which will be read aloud by the Clerk and recorded in the minutes.

36.15 Council Appointments - destruction of ballots

These ballots, as well as ballots used for simultaneous roll-call votes generally, may be destroyed by the Clerk and need not be retained following the confirmation of the minutes.



EXAMPLES OF TIE VOTES
(All Members of Council Present - Four Nominees)

Candidat e	Votes Received
A	6
B	4
C	3
D	0

Result: Candidate D is dropped from the next vote.

Candidat e	Votes Received
A	5
B	4
C	3
D	1

Result: Candidate D is dropped from the next vote.

EXAMPLES OF VOTES
(All Members of Council Present)
(Three Nominees Remaining)

Candidat e	Votes Received
A	6
B	4
C	3

Result: Candidate C is dropped from the next vote.

Candidat e	Votes Received
A	5
B	3
C	3
D	1

Result:

- 1. Candidate D is dropped.**
- 2. A special roll call vote is taken to decide which of the tied Candidates B or C shall be dropped from the list of names to be voted on in the next roll call vote.**
- 3. Then a roll call vote shall be taken of the remaining two Candidates: A and one of B or C.**

THE CONSEQUENCES OF SAMPLE TIE VOTES
(All Members of Council Present -Five Nominees)

Candidat e	Votes Received
A	3
B	4
C	2
D	2
E	2

Result:

- 1. A special roll call vote is taken to decide which of the tied Candidates (C, D, or E) shall be dropped from the list of nominees to be voted on in the next roll call vote.**
- 2. Then a roll call vote shall be taken of the remaining four Candidates: A, B and two of C, D or E.**

THE CONSEQUENCES OF SAMPLE ZERO VOTES
(All Members of Council Present -Six Nominees)

Candidat e	Votes Received
A	4
B	4
C	2
D	3
E	0
F	0

Result:

- 1. Candidates E and F are dropped from the next vote.**
- 2. Then a roll call vote shall be taken of the remaining four
Candidates: A, B, C and D.**

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Request for Decision City Council



Type of Decision									
Meeting Date	Thursday, December 11, 2003				Report Date	Friday, December 5, 2003			
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title
AD HOC COMMITTEE & ADVISORY PANEL APPOINTMENTS (TERM 2003 - 2006)

Policy Implication + Budget Impact		Recommendation
N/A	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.	<p>A Resolution to confirm the appointments will be presented immediately following the selection of Members of Council for each Ad Hoc Committee of Council and Advisory Panel.</p>
<p><u>POLICY:</u></p> <p>The procedure for the appointment of the Members of Council to various Ad Hoc Committees of Council and Advisory Panels will be made in accordance with Council's Procedural By-law 2002-202, as amended.</p> <p><u>BUDGET IMPACT:</u></p> <p>There is no budget impact associated with this Request for Decision.</p>		
<input checked="" type="checkbox"/>	Background Attached	
		Recommendation Continued

Recommended by the General Manager	Recommended by the C.A.O.
 Doug Wuksinic General Manager of Corporate Services	 Mark Mieto Chief Administrative Officer

Report Prepared By


Thom M. Mowry
City Clerk

Division Review

Ron Swiddle
Director of Legal Services and City Solicitor

Executive Summary:

The purpose of this Report is to appoint Members of Council to various Council Ad Hoc Committees and Advisory Panels.

All appointments will be for the term of Council (2003 - 2006).

All appointments will be confirmed by resolution of Council.

Background:

Council Committees and Advisory Panel Appointments:

The following chart sets out the list of Ad Hoc Council Committees and Advisory Panels requiring Council appointments for the Council term 2003 to 2006 and the number of Members of Council to be appointed.

Citizen appointments to the various Committees and Advisory Panels will be considered by the Nomination Committee of Council in January and February, 2004. Advertising for Citizen appointments is currently underway. The deadline for the first round of Citizen applications is Friday, January 2, 2004.

It is recommended that Council proceed with the appointments in the same order as set out in the following chart:

Ad Hoc Council Committees and Advisory Panel Appointments

BOARD		MEMBERS OF COUNCIL	MAYOR OR DESIGNATE	TOTAL
1.	Management Committee for Pioneer Manor	3		3
2.	Street Naming Project	2		2
3.	Licensing Task Force	2		2
4.	Parking Advisory Panel	1		1
5.	Animal Control Advisory Panel	1		1
6.	Civic Arts and Culture Advisory Panel	1		1
7.	Citizen's Advisory Panel on Volunteerism and Civic Awards	1		1
8.	Citizen Advisory Panel on Agriculture	2		2
9.	Greater Sudbury Lake Improvement Advisory Panel	2		2
10.	The Lake Ramsey Advisory Panel	2		2
11.	Earthcare Sudbury (Council Liaison)	2		2
12.	Accessibility Advisory Committee	2		2
13.	Health Research Study Advisory Panel	2		2
14.	Technical Steering Committee - Waste Optimization Study (Advisory Panel)	2		2

Selection:

Each appointment will be conducted in accordance with Section 36 of the Procedure By-law. In the event of an equality of votes, then the successful candidate is to be determined by lot conducted by the Clerk.

Council's procedure requires that in the event more than one (1) candidate is nominated for the Chair's and Vice-Chair's positions, then a roll call vote of Members of Council shall be held.

Ballots have been prepared in anticipation of an election for the convenience of Members of Council.

Where all Members of Council are in attendance, **seven (7) votes are required to fill each vacancy.**

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.

A copy of Article 36 is attached to this report for the convenience of Members of Council.

Once the successful candidates have been selected, then a resolution will be introduced appointing the successful candidates. A by-law is not required to confirm the appointments.

SUMMARY:

- 1. Where the number of Members of Council required to fill the appointment(s) are nominated, then, a motion to appoint the nominee(s) shall be presented and voted upon;**
- 2. If more than the number required to fill the appointment(s) are nominated, then Council shall hold an election, in accordance with Article 36 of the Procedure By-law.**
- 3. Once the position(s) for each Committee or Advisory Panel has been selected by Council, then the appointment(s) will be confirmed by resolution of Council.**
- 4. Where all Members of Council are in attendance, seven (7) votes are required to fill each vacancy.**

SUMMARY continued:

5. 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.

6. Where no applicant receives the majority required for appointment and where two or more applicants are tied with the **least number of votes**, a special roll call vote shall be taken to decide which of the tied applicants with the least number of votes **shall be dropped from the list of names to be voted on in the next vote**.
7. In the event a Member of Council request a vote by paper ballot a supply of ballots will be available.



VOTING CHART

Majority Vote

(7 Members of Council are required for quorum)

Number of Members Present and Voting	Majority Vote
13	7
12	7
11	6
10	6
9	5
8	5
7	4



ARTICLE 36
NOMINATION COMMITTEE - CITIZEN APPOINTMENTS

36.1 Made by Committee of the Whole- Procedure

Appointments to the various local boards, Advisory Panels and corporations of the Corporation shall be recommended by the Committee of the Whole at a meeting called for that purpose. In making such appointments, the procedure set out in this article shall apply unless otherwise provided in a shareholders declaration.

36.2 Advertising - position - requirements - to local citizens

At least 30 days prior to the Committee meeting at which a Citizen appointment is scheduled to be considered the Clerk shall place an advertisement in a local newspaper to run on at least two occasions and place an advertisement on radio or television or both, as the Clerk deems advisable, on at least one occasion outlining the position to be filled and inviting applications from interested citizens. A copy of each advertisement shall be provided to each Member of Council.

36.3 Applications - in writing - time limitation

All Citizen applications for appointment must be in writing and received by the Clerk at least four clear days prior to the meeting of Council concerned.

36.4 Applications - qualifying - included - Committee of the Whole Agenda

Copies of all applications received for each position from qualifying applicants shall be included with the agenda material for the Committee of the Whole meeting concerned.

36.5 Applicants - qualified - exact number - motion

Where there are only the exact number of qualified applicants as required for any position or positions, a motion to appoint the applicants to the position or positions concerned shall be presented and voted upon.

36.6 Applicants - qualified - more than required - selection

If there are more qualified applicants than positions available, then the Committee of the Whole shall recommend from the qualified applicants the ones to fill the position or positions concerned.

36.7 Roll call vote - Council - taken - regarding applicants

A roll call vote of the Committee of the Whole shall be taken with respect to the qualified applicants for each position available.

36.8 Appointment - determined - by vote - exception

If upon the first roll call vote no applicant receives the votes of the majority of Members present, the name of the applicant receiving the least number of votes shall be dropped and the Members shall proceed to vote anew and so continue until either an applicant receives the votes of the majority of Members present, at which time such applicant shall be declared to be the recommended candidate; or, it becomes apparent by reason of an equality of votes that no applicant can be recommended by the voting process.

36.9 Voting - unsuccessful - position selected - by lot

Where by reason of an equality of votes, it becomes apparent that no applicant can be selected by the voting process, then the recommended applicant shall be the applicant selected by lot by the Clerk.

36.10 Special vote - applicants tied - least number of votes

In the case where no applicant receives the majority required for appointment on a roll call vote, and where two or more applicants are tied with the least number of votes, a special roll call vote shall be taken to decide which of the tied applicants with the least number of votes shall be dropped from the list of names to be voted on in the next roll call vote.

36.11 Staff Member - appointment - conditions

Except where prohibited by law, Committee of the Whole may recommend the appointment a Member of staff to a local board or outside agency in the place of a Member of Council when no Member of Council wishes to be appointed.

36.12 Further votes

If no person receives more than half the votes, the Clerk shall take another vote, excluding the person who received the fewest votes in the previous vote; if two or more persons received the fewest votes, the Clerk shall choose the person to be excluded by lot.

36.13 Term of Appointment - Citizens

Citizens appointed by Council to Advisory Panels, local boards and committees shall be appointed for the term of office coinciding with the term of Council, or the terms set out in such appointments, and until their successors are appointed unless otherwise provided by Council or by law.

36.14 Council Appointments - ballots

At the first regular meeting of a new Council, or as soon thereafter as is reasonable, Council shall appoint Members to Committees by way of simultaneous, written, signed ballots which will be read aloud by the Clerk and recorded in the minutes.

36.15 Council Appointments - destruction of ballots

These ballots, as well as ballots used for simultaneous roll-call votes generally, may be destroyed by the Clerk and need not be retained following the confirmation of the minutes.



EXAMPLES OF TIE VOTES
(All Members of Council Present - Four Nominees)

Candidate	Votes Received
A	6
B	4
C	3
D	0

Result: Candidate D is dropped from the next vote.

Candidate	Votes Received
A	5
B	4
C	3
D	1

Result: Candidate D is dropped from the next vote.

EXAMPLES OF VOTES
(All Members of Council Present)
(Three Nominees Remaining)

Candidate	Votes Received
A	6
B	4
C	3

Result: Candidate C is dropped from the next vote.

Candidate	Votes Received
A	5
B	3
C	3
D	1

Result:

1. Candidate D is dropped.
2. A special roll call vote is taken to decide which of the tied Candidates B or C shall be dropped from the list of names to be voted on in the next roll call vote.
3. Then a roll call vote shall be taken of the remaining two Candidates: A and one of B or C.

THE CONSEQUENCES OF SAMPLE TIE VOTES
(All Members of Council Present -Five Nominees)

Candidate	Votes Received
A	3
B	4
C	2
D	2
E	2

Result:

1. A special roll call vote is taken to decide which of the tied Candidates (C, D, or E) shall be dropped from the list of nominees to be voted on in the next roll call vote.
2. Then a roll call vote shall be taken of the remaining four Candidates: A, B and two of C, D or E.

**THE CONSEQUENCES OF SAMPLE ZERO VOTES
(All Members of Council Present -Six Nominees)**

Candidate	Votes Received
A	4
B	4
C	2
D	3
E	0
F	0

Result:

1. Candidates E and F are dropped from the next vote.
2. Then a roll call vote shall be taken of the remaining four
Candidates: A, B, C and D.

✱

Request for Decision City Council



Type of Decision

Meeting Date	Thursday, December 11, 2003				Report Date	Friday, December 5, 2003			
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title

APPOINTMENTS FOR LOCAL BOARDS & CORPORATIONS (TERM 2003 - 2006)

Policy Implication + Budget Impact

N/A

This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.

POLICY:

The procedure for the appointment of the Members of Council to various Local Boards and Corporations will be made in accordance with Council's Procedural By-law 2002-202, as amended.

BUDGET IMPACT:

There is no budget impact associated with this Request for Decision.

☒

Background Attached

Recommendation

A Resolution to confirm the appointments will be presented immediately following the selection of Members for each Local Board or Corporation.

Recommendation Continued

Recommended by the General Manager

Doug Wuksinic
General Manager of Corporate Services

Recommended by the C.A.O.

Mark Mieto
Chief Administrative Officer

Report Prepared By


Thom M. Mowry
City Clerk

Division Review

Ron Swiddle
Director of Legal Services and City Solicitor

Executive Summary:

The purpose of this Report is to appoint Members of Council to various Local Boards and Corporations.

All appointments will be for the term of Council (2003 - 2006).

All appointments will be confirmed by resolution of Council.

Background:

Boards:

The following chart sets out the list of various Local Boards, etc., requiring Council appointments for the Council term 2003 to 2006 and the number of Members of Council to be appointed to these various bodies.

Mayor Courtemanche has the option of designating a Member of Council to sit on the Greater Sudbury Police Services Board and the Board of Directors of Greater Sudbury Hydro Inc., and its subsidiary corporations.

With respect to the appointment of Members of Council to the Sudbury and District Health Unit, Council has the option of appointing only (1) Member of Council and six (6) Citizens, or any mix thereof. However, at least one of the seven must be a Member of Council.

Similarly, with the Court of Revision under the *Drainage Act*, Council has the option of appointing three (3) or five (5) Members of Council. The current Court of Revision consists of three (3) Members of Council.

It is recommended that Council proceed with the appointments in the same order as set out in the following chart.

Council Appointments to Local Boards & Corporations

	BOARD	MEMBERS OF COUNCIL	MAYOR OR DESIGNATE	TOTAL
1.	Greater Sudbury Police Services Board	1	✓	2
2.	Sudbury and District Health Unit	1 to 6		6
3.	Nickel District Conservation Authority	4		4
4.	Greater Sudbury Hydro Inc. (and subsidiaries)	3	✓	4
5.	City of Greater Sudbury Community Development Corporation <i>(The Board by Resolution has requested that the number of Council representatives be reduced from 6 to 3.)</i>	3 (Council has option of appointing 6)		3
6.	Greater Sudbury Public Library Board and Greater Sudbury Heritage Museum Advisory Board	2		2
7.	Greater Sudbury Housing Corporation	2		2
8.	Court of Revision, Drainage Act <i>(The current Membership is three (3) Councillors.)</i>	3 or 5		5
9.	Algoma, Cochrane, Manitoulin and Sudbury District Health Council	1		1
10.	Board of Management for Sudbury Metro Centre <i>(Council has the option of appointing one (1) Member only but a maximum of two (2).)</i>	2		2
11.	Board of Management for the Flour Mill BIA	1		1
12.	One-Eleven Senior Citizens' Centre Inc.	2		2
13.	Older Adult Centre Sudbury	1		1
14.	Sudbury Theatre Centre	1		1
15.	Northern Centre for Advanced Technology Inc. (NORCAT)	1		1

Selection:

Each appointment will be conducted in accordance with Section 36 of the Procedure By-law. In the event of an equality of votes, then the successful candidate is to be determined by lot conducted by the Clerk.

Council's procedure requires that in the event more than one (1) candidate is nominated for the Chair's and Vice-Chair's positions, then a roll call vote of Members of Council shall be held.

Ballots have been prepared in anticipation of an election for the convenience of Members of Council.

Where all Members of Council are in attendance, **seven (7) votes are required to fill each vacancy.**

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.

A copy of Article 36 is attached to this report for the convenience of Members of Council.

Once the successful candidates have been selected, then a resolution will be introduced appointing the successful candidates. A by-law is not required to confirm the appointments.

SUMMARY:

- 1. Where the number of Member(s) of Council required to fill the appointment(s) are nominated, then, a motion to appoint the nominee(s) shall be presented and voted upon;**
- 2. If more than the number required to fill the appointment(s) are nominated, then Council shall hold an election, in accordance with Article 36 of the Procedure By-law.**
- 3. Once the position(s) for each Board has been selected by Council, then the appointment(s) will be confirmed by resolution of Council.**
- 4. Where all Members of Council are in attendance, seven (7) votes are required to fill each vacancy.**

SUMMARY continued:

5. 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.

6. Where no applicant receives the majority required for appointment and where two or more applicants are tied with the **least number of votes**, a special roll call vote shall be taken to decide which of the tied applicants with the least number of votes **shall be dropped from the list of names to be voted on in the next vote.**
7. In the event a Member of Council request a vote by paper ballot a supply of ballots will be available.



VOTING CHART

Majority Vote

(7 Members of Council are required for quorum)

Number of Members Present and Voting	Majority Vote
13	7
12	7
11	6
10	6
9	5
8	5
7	4

*

ARTICLE 36
NOMINATION COMMITTEE - CITIZEN APPOINTMENTS

36.1 Made by Committee of the Whole- Procedure

Appointments to the various local boards, Advisory Panels and corporations of the Corporation shall be recommended by the Committee of the Whole at a meeting called for that purpose. In making such appointments, the procedure set out in this article shall apply unless otherwise provided in a shareholders declaration.

36.2 Advertising - position - requirements - to local citizens

At least 30 days prior to the Committee meeting at which a Citizen appointment is scheduled to be considered the Clerk shall place an advertisement in a local newspaper to run on at least two occasions and place an advertisement on radio or television or both, as the Clerk deems advisable, on at least one occasion outlining the position to be filled and inviting applications from interested citizens. A copy of each advertisement shall be provided to each Member of Council.

36.3 Applications - in writing - time limitation

All Citizen applications for appointment must be in writing and received by the Clerk at least four clear days prior to the meeting of Council concerned.

36.4 Applications - qualifying - included - Committee of the Whole Agenda

Copies of all applications received for each position from qualifying applicants shall be included with the agenda material for the Committee of the Whole meeting concerned.

36.5 Applicants - qualified - exact number - motion

Where there are only the exact number of qualified applicants as required for any position or positions, a motion to appoint the applicants to the position or positions concerned shall be presented and voted upon.

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36.15 Council Appointments - destruction of ballots

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A	6
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C	3
D	0

Result: Candidate D is dropped from the next vote.

Candidate	Votes Received
A	5
B	4
C	3
D	1

Result: Candidate D is dropped from the next vote.

EXAMPLES OF VOTES
(All Members of Council Present)
(Three Nominees Remaining)

Candidate	Votes Received
A	6
B	4
C	3

Result: Candidate C is dropped from the next vote.

Candidate	Votes Received
A	5
B	3
C	3
D	1

Result:

1. Candidate D is dropped.
2. A special roll call vote is taken to decide which of the tied Candidates B or C shall be dropped from the list of names to be voted on in the next roll call vote.
3. Then a roll call vote shall be taken of the remaining two Candidates: A and one of B or C.