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# HALDIMAND COUNTY

## Report CLE-20-2024 Declaration of Vacant Council Seat For Consideration by Council on December 5, 2024

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### **OBJECTIVE:**

To declare the seat of the Ward 1 Councillor vacant.

### **RECOMMENDATIONS:**

1. THAT Report CLE-20-2024 Declaration of Vacant Council Seat be received;
2. AND THAT Council declare a vacancy of the Council seat for Ward 1.

**Prepared and respectfully submitted by:** Chad Curtis, Municipal Clerk

**Approved:** Cathy Case, Chief Administrative Officer

### **EXECUTIVE SUMMARY:**

In accordance with section 262(1) of the Municipal Act, 2001 (the Act), when the office of a member of Council becomes vacant, Council is required to declare the seat vacant. Due to the death of the Councillor for Ward 1 on November 26, 2024, Council is now required to declare the seat vacant.

### **BACKGROUND:**

Councillor Stewart Patterson was a member of Haldimand County Council from 2018 until his death on November 26, 2024. After being elected to the Ward 1 Council seat in 2018, he retained his seat for a second term through acclamation in the 2022 municipal election. In November of 2024, Councillor Patterson was appointed to the position of Deputy Mayor for Haldimand County.

Per Section 259(1)(h) of the Act, a Council seat becomes vacant as the result of a death of the member of Council. Section 262(1) of the Act requires that, in the event of the death of a member of Council, the seat must be declared vacant by Council at either of the subsequent two Council meetings (Special Council December 5, 2024 or Regular Council December 16, 2024).

### **ANALYSIS:**

A report outlining the requirements and options to fill the vacancy will be presented to Committee at the December 10, 2024 Council in Committee meeting.

### **FINANCIAL/LEGAL IMPLICATIONS:**

Per Section 262(1) of the Act, if the office of a member of council becomes vacant under Section 259, as a result of a death of a member, Council shall declare the office to be vacant at either of its next two meetings.

## **STAKEHOLDER IMPACTS:**

Not applicable.

## **REPORT IMPACTS:**

Agreement: No

By-law: No

Budget Amendment: No

Policy: No

## **REFERENCES:**

1. [Municipal Act, 2001](#)
2. [Municipal Elections Act, 1996](#)
3. [Haldimand County Ward Map](#)

## **ATTACHMENTS:**

None.