

## COUNCIL REPORT

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| M&C No.      | 2018-317           |
| Report Date  | November 13, 2018  |
| Meeting Date | November 19, 2018  |
| Service Area | Corporate Services |

His Worship Mayor Don Darling and Members of Common Council

***SUBJECT: Councillor Vacancy for Ward 3***

### ***OPEN OR CLOSED SESSION***

This matter is to be discussed in open session of Common Council.

### ***AUTHORIZATION***

|                               |                               |                             |
|-------------------------------|-------------------------------|-----------------------------|
| Primary Author                | Commissioner/Dept. Head       | City Manager                |
| <b><i>Jonathan Taylor</i></b> | <b><i>Jonathan Taylor</i></b> | <b><i>Neil Jacobsen</i></b> |

### ***RECOMMENDATION***

It is recommended that Council adopt the following resolution:

“RESOLVED that, having received Councillor Gerry Lowe's submitted resignation as Ward 3 Councillor, Common Council declare a Councillor vacancy in Ward 3 of the City of Saint John effective November 19, 2018; and further, that the Common Clerk be directed to provide a certified copy of this resolution to the Municipal Electoral Officer of the Province of New Brunswick.”

### ***PREVIOUS RESOLUTION***

October 22, 2018 Council resolution:

“RESOLVED that Saint John Common Council not declare a vacancy in the office of Councillor in Ward 3 at this time, and that the Common Clerk be directed to add the matter to the November 19<sup>th</sup> agenda.”

### ***REPORT***

At its meeting of October 22, 2018, Common Council received a resignation letter from Ward 3 Councillor Gerry Lowe. Council directed the Common Clerk to add the matter to the November 19<sup>th</sup> agenda for a formal resolution of Council declaring the vacancy.

As outlined in section 51(1) of the Local Governance Act, the Council

shall by resolution declare a vacancy within two months after the date that a vacancy arises. The clerk must forward a certified copy of the Council resolution to the Municipal Electoral Officer, who shall hold a by-election to fill the vacancy. The by-election for Saint John's Ward 3 vacancy would take place on May 6th, 2019 by-election.

Individuals interested in running for Council are encouraged to visit the Elections NB website ([www.electionsnb.ca](http://www.electionsnb.ca)) and download the Candidate Nominating Kit.

### ***ATTACHMENTS***

Resignation letter from Councillor Lowe