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Cc: Thomson, Christine <christine.thomson@peelregion.ca>; Tufail, Saima <saima.tufail@peelregion.ca>

Subject: [EXTERNAL]Requesting Consent to By-law 18-2025, A by-law to designate members entitled to cast additional votes during certain vacancies on Regional Council

Importance: High

Dear Colleagues,

I am writing to inform you that Regional Council, at its meeting held on April 10, 2025, passed By-law 18-2025, under Section 218 (3) of the *Municipal Act, 2001*, as amended, to designate members entitled to cast additional votes during certain vacancies on Regional Council. A copy of By-law 18-2025 is attached.

In order to be valid, the by-law is required to have what is referred to colloquially as a “triple majority”:

- There must be a majority of all votes on Regional Council cast in its favour;
- A majority of the 3 local municipal Councils must pass resolutions consenting to the By-law;
- The total number of electors in the local municipalities-that have passed resolutions consenting to the by-law must form a majority of all electors in the Region of Peel.

Regional Council's passing of By-law 18-2025 fulfills the first requirement of a triple majority. Accordingly, the Councils of the local municipalities are requested to pass resolutions consenting, or declining to consent, to the By-law. Proposed wording for these resolutions is provided below for your consideration. I respectfully suggest that the local municipal council have the text of the by-law presented to them at the time that they consider their decision regarding the proposed resolutions.

Please note that pursuant to the Act, the by-law does not come into effect until the day the new council is organized following the next regular election following enactment of the By-law.

Proposed Resolution Wording:

Consent:

That the Council of the City of Brampton/City of Mississauga/Town of Caledon consents to Region of Peel By-law 18-2025, to designate members entitled to cast additional votes during certain vacancies on Regional Council.

And further, that a copy of this resolution be sent to the Region of Peel.

Non-Consent

That the Council of the Region of Peel be advised that the Council of the City of Brampton/City of Mississauga/Town of Caledon declines to consent to Region of Peel By-law 18-2025, being a by-law to designate members entitled to cast additional votes during certain vacancies on Regional Council.

Please reach out with any questions.

With thanks,



Aretha A. Adams

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THE REGIONAL MUNICIPALITY OF PEEL

BY-LAW NUMBER 18-2025

**A by-law pursuant to Section 218 (3) of the
Municipal Act, 2001 to designate members
entitled to cast additional votes during certain
vacancies on Regional Council.**

WHEREAS s. 267(2) of the *Municipal Act, 2001* ("Act") provides that if the offices of a person who is a member of council of both a local municipality and its upper-tier municipality become vacant and the vacancies will not be filled for a period exceeding one month, the local council may appoint one of its members as an alternate member of the upper-tier council until the vacancies are filled;

AND WHEREAS, a local municipality is unable to appoint one of its members as an alternate member of Regional Council where all members of the local municipal council are already members of Regional Council;

AND WHEREAS, it is the intention of Regional Council to enable its local municipalities to maintain their collective voting weight during periods when there is a vacant seat on Regional Council;

AND WHEREAS, s. 218(3) of the Act authorizes an upper-tier municipality to change the number of votes given to any member, provided that each member shall have at least one vote;

AND WHEREAS, designating certain members who shall be entitled to cast an additional vote in circumstances where there is a vacant seat on Regional Council and the local municipal council is unable to appoint an alternate under s. 267(2) of the Act would enable the local municipality to maintain its collective voting weight pending the filling of the vacancy;

AND WHEREAS, the Council of The Regional Municipality of Peel has, by Resolution 2025-120 passed on the 27 day of February, 2025, authorized commencement of the process for passing a by-law to designate certain members who shall be entitled to cast an additional vote at Regional Council meetings where there is a vacant seat on Regional Council and the local municipality is unable to appoint an alternate to fill the vacancy temporarily under section 267 (2) of the Act because all members of its local municipal council are already members of Regional Council;

AND WHEREAS, public notice of the intention to pass this by-law was given on the 7th day of March, 2025;

AND WHEREAS, a public meeting to consider the matter of this by-law was held on the 20th day of March, 2025;

AND WHEREAS, pursuant to section 219(3) of the Act, a by-law to implement such changes must be enacted before the end of the 2025 calendar year in order to be effective immediately following the 2026 municipal election;

NOW THEREFORE, the Council of the Regional Municipality of Peel enacts as follows:

1. Pursuant to s. 218(3) of the Act, a local municipality with a vacant seat on Regional Council shall be entitled to appoint, by resolution, a member of its local council to act as a designated enhanced voting member who shall be entitled to cast two votes (their own vote and one additional vote) at Regional Council meetings until the vacancy is filled (the "Designated Enhanced Voting Member"), where all of the following circumstances exist:
 - (i) the offices of a person who is a member of council of both The Regional Municipality of Peel ("Region of Peel") and the local municipality become vacant and the vacancies will not be filled for a period exceeding one month; and,
 - (ii) the local municipal council to which the vacancy relates is unable to appoint one of its members as an alternate member of Regional Council under s. 267(2) of the Act until the vacancies are filled permanently because all members of the local municipal council are already members of Regional Council; and,
 - (iii) there are no other provisions of the Act that may be utilized by the local municipality to fill the vacancy temporarily or maintain its voting weight on Regional Council during the period of the vacancy.
2. Where a local municipality appoints a Designated Enhanced Voting Member pursuant to the provisions of this By-law, the Designated Enhanced Voting Member shall be entitled to cast two votes (their own vote and one additional vote) at Regional Council meetings until the vacancy is filled, provided all circumstances identified in subsection 1 (i), (ii) and (iii) of this by-law exist.
3. Notwithstanding subsection 263(5) of the Act, a local municipality may appoint a Designated Enhanced Voting Member where a vacancy occurs within 90 days before voting day of a regular election.
4. Should additional vacancies arise on Regional Council during the period of an existing vacancy for the same local municipality, the local municipality with the additional vacant seat may appoint, by resolution, another member of its local council to act as a Designated Enhanced Voting Member, provided that the circumstances identified in subsections 1 (i), (ii) and (iii) exist.
5. A member may not be designated a Designated Enhanced Voting Member for more than one vacancy during the same period.
6. Where the Designated Enhanced Voting Member is absent from a Regional Council meeting at which they are entitled to cast two votes under this By-law, they may appoint a proxy under the provisions of the Region of Peel Procedure By-law. A proxy properly appointed under this paragraph pursuant to the provisions of the Region of Peel Procedure By-law shall be entitled to cast a vote for themselves and the two votes for the Designated Enhanced Voting Member for whom they are exercising the proxy.

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7. For the purpose of determining quorum, a Designated Enhanced Voting Member shall be counted as one member.
8. The Designated Enhanced Voting Member will not receive additional remuneration from the Region of Peel.
9. The composition of Regional Council shall remain in all respects as it was the day before the coming into force of this By-law, except as specifically provided for in this By-law.
10. This By-law shall come into force on the day the new Council is organized following the first regular election following the passing of this By-law.
11. A by-law to amend the Region of Peel Procedure By-law necessary to give effect to this By-law shall be presented for enactment at the appropriate time.
12. This By-law may be referred to as the "Designated Enhanced Voting Member By-law".

READ THREE TIMES AND PASSED IN OPEN COUNCIL this 10th day of April, 2025.



Regional Clerk



Regional Chair