

DISTRICT OF WELLS

DELEGATION BYLAW NO. 99, 2009

A Bylaw to delegate defined authorities to officers of the District of Wells as provided in the Community Charter.

WHEREAS Section 154 of the Community Charter empowers a municipal council to delegate its powers, duties and functions, including those specifically established by an enactment, to its officers and employees, or to other bodies established by Council;

AND WHEREAS Council considers that there are a number of circumstances where such delegation would foster good and efficient government;

NOW THEREFORE the Council of the District of Wells, in open meeting assembled, enacts as follows:

Title

1. This Bylaw may be cited as "District of Wells Delegation Bylaw No. 99, 2009".

Definitions

2. In this Bylaw:

“Act” means the Community Charter;

“Chief Administrative Officer” means the person appointed by Council as the Chief Administrative Officer or his/her designate;

“Council” means the elected council of the District of Wells;

“District” means the District of Wells.

Delegation of Purchasing Power

3. Council hereby delegates to the District's Chief Administrative Officer all of the powers, duties and functions of Council to make purchases and payments for goods and services respecting the District's activities, works or services, but subject to the limitations on that delegated authority as set out in the District's policies as established by Council from time-to-time and the approved financial plan.

Delegation to Enter Into Contracts and Agreements

4. Council hereby delegates to the District's Chief Administrative Officer all of the powers, duties and functions of Council to enter into applications, contracts and agreements respecting the District's activities, works or services, but

subject to the limitations on that delegated authority as set out in the District's policies as established by Council from time-to-time.

Delegation of Authority in Relation to Land and Land Use Agreements

5. (a) The Council hereby delegates to the Chief Administrative Officer all of the powers, duties and functions of Council to acquire, hold, manage and dispose of land or improvements or any interest or right in or with respect to that property in connection with the District's activities, works or services, but subject to the approved annual financial plan and the District's purchasing policies and procedures.
- (b) The power delegated under section 5 (a) includes the power to execute Land and Land Use Agreements on behalf of the District and all agreements, instruments and documents, including amendments.
- (c) The power delegated in section 5 (a) includes the power to agree on behalf of the District to the creation of covenants registrable under s.219 of the *Land Title Act*.

Delegation to Persons Holding Position

6. Where this Bylaw delegates a power, duty or function to the Chief Administrative Officer, the delegation of the power, duty or function is to the person who from time to time holds the position and to any person who from time to time is the deputy of that person so appointed by Council.

READ A FIRST TIME this 3rd day of March, 2009

READ A SECOND TIME this 3rd day of March, 2009

READ A THIRD TIME this 3rd day of March, 2009

FINALLY ADOPTED by Council this 17th day of March, 2009

Mayor John P.S. Vermette

Gary Champagne, Chief Administrative Officer