

Municipality of Lakeshore

By-law 16-2024

Being a By-law to Authorize an Extension to the Temporary Fire Chief Shared Services Agreement with The Corporation of the Municipality of Leamington

Whereas subsection 5(3) of the *Municipal Act, 2001*, S.O. 2001, c. 25, provides that a municipal power shall be exercised by by-law unless the municipality is specifically authorized to do otherwise;

And whereas section 23.1 of the *Municipal Act, 2001* authorizes Council to delegate its powers and duties;

And whereas subsection 6(1) of the *Fire Protection and Prevention Act* mandates the appointment of a fire chief for a fire department and The Corporation of the Municipality of Leamington requires a fire chief for its established fire department;

And whereas subsection 2(6) of the *Fire Protection and Prevention Act*, authorizes a municipality to enter into agreements with other municipalities to provide and/or receive fire protection services;

And whereas on May 2, 2023, Council approved By-law 38-2023 authorizing the temporarily supply of fire chief services to The Corporation of the Municipality of Leamington subject to a shared services agreement;

And whereas it is deemed necessary to extend the supply of fire chief services to The Corporation of the Municipality of Leamington as recommended by the Acting Corporate Leader – Community Health and Safety at the January 30, 2024 Council meeting;

Now therefore the Council of the Municipality of Lakeshore enacts as follows:

1. The Mayor and the Clerk are delegated the authority to execute an agreement with the Municipality of Leamington with form and content approved by the Corporate Leader – General Counsel and Chief Administrative Officer.
2. The Chief Administrative Officer is delegated the authority to make decisions regarding the extension of this agreement.
3. The delegated authority described in section 1 includes the authority to execute any related amendments or agreements in furtherance of this agreement.

4. In the event of a conflict between this by-law and another Lakeshore by-law, this by-law prevails.
5. The delegation in this by-law is subject to any restrictions on such delegation under the *Municipal Act, 2001*, S.O. 2001, c.25 or any other Act.
6. This By-law comes into force and effect upon passage.

Read and passed in open session on January 30, 2024.

**Mayor
Tracey Bailey**

**Clerk
Brianna Coughlin**