

CITY OF NANAIMO

BYLAW NO. 7031.07

A BYLAW TO AMEND THE PROVISIONS OF
"OFFICERS APPOINTMENT AND DELEGATION BYLAW, 2006 NO. 7031"

The Council of the City of Nanaimo enacts as follows:

Title:

1. This Bylaw shall be cited for all purposes as "OFFICERS APPOINTMENT AND DELEGATION BYLAW AMENDMENT BYLAW 2020 NO. 7031.07".

Amendments

2. "OFFICERS APPOINTMENT AND DELEGATION BYLAW 2006 NO. 7031" is hereby amended as follows:
 - (a) By deleting reference to "Chief Financial Officer" in section 3.1(b), 3.4 and 12.1 and replacing it with "Director of Finance".
 - (b) By deleting "Chief Operating Officer" in sections 3.1(c) and 12.1.
 - (c) By deleting "Director of Parks, Recreation and Environment" in section 3.1(d)
 - (d) By deleting "Director of Human Resources" in section 3.1(e)
 - (e) By deleting reference to "City Clerk" in sections 3.1(f), 3.3, 6, 12.1, 13, and 13(a) and replacing it with "Director of Legislative Services."
 - (f) By renumbering section 3.1.
 - (g) By adding the following:

"3.5 Notwithstanding any other section of this Bylaw, only the persons holding positions set out in s 3.1 are considered "Officers" for the purposes of s.152 of the *Community Charter*. A person appointed as an officer's deputy or appointed to act in the place of an officer from time to time is not considered an "Officer" for the purposes of s.152 of the *Community Charter*.
 - (h) By deleting the words "from time to time" in section 4.1 and adding the words "or who has been appointed to act in the delegate's place from time to time" after the word delegate.
 - (i) By deleting section 4.1.1 in its entirety.

- (j) By deleting section 5.2 and replacing it with the following:

“5.2 Council delegates to the Chief Administrative Officer the authority to appoint, promote, discipline, suspend and terminate its employees, subject to the terms of a contract of employment or a collective agreement. This authority excludes the authority to terminate those employees who are Officers as set out in s. 3.1 of this bylaw, in accordance with sections 152 and 154(2)(e) of the *Community Charter*.”
- (k) By deleting reference to “Director of Community Development” in sections 6, 7.1, 7.3(f), 8, 8.5, 12.1, and 13(c) and replacing it with “General Manager, Development Services”
- (l) By deleting reference to “Assistant Chief Administrative Officer” in section 12.1.
- (m) By deleting reference to “Director of Parks, Recreation and Environment” in sections 10 and 12.1 and replacing it with “General Manager, Parks, Recreation & Culture”.

PASSED FIRST READING: 2020-SEP-28
PASSED SECOND READING: 2020-SEP-28
PASSED THIRD READING: 2020-SEP-28
ADOPTED:

MAYOR

CORPORATE OFFICER