



To: Mayor and Councillors
From: David Weber
Manager, Legislative Services
Date: April 4, 2002
File: 0105-01
Re: **Notice of Motion Regarding Casino Revenue**

This is to advise you that Councillor McNulty has served a Notice of Motion to reconsider the defeated motion (part 2(h) of Resolution No. R02/6-5 from the regular Council meeting of March 25, 2002) that \$500,000 of estimated "Quarter 2 Revenue" of 2002 Casino Revenue funds be incorporated into the 2002 Operating Budget. Because this Notice of Motion was received in accordance with the Council Procedure Bylaw, this matter will be on the agenda of the regular Council Meeting of April 8, 2002.

The procedure to reconsider a defeated motion is a two-step process and is somewhat different from the procedure to rescind a resolution. **First**, Council considers a motion to reconsider the defeated motion. The motion to reconsider is debatable, but only as to the merits of reconsideration. The motion is not delegable and may not be tabled, amended, or referred. After the motion to reconsider is seconded, the Mayor must ask the server of the Notice of Motion (Councillor McNulty) to state his reasons for serving the Notice of Motion. Reasons must be provided by the server or the Notice of Motion is deemed to have been withdrawn. The motion to reconsider is debated and then the question on the motion is called. If the motion to reconsider is defeated, the result of the original resolution stands.

Second, and only if a resolution to reconsider the defeated motion is adopted, Council immediately reconsiders the original motion. You will notice that the original motion is not included on the agenda cover sheet a second time. This is because the outcome of the first motion to reconsider is not known in advance and consideration of the original motion is contingent upon the adoption of the first motion. Again, the motion is not delegable. However, the original motion may be tabled, amended or referred. This motion may not be withdrawn. If this motion is adopted in its current form, then Council will have resolved to include the \$500,000 of 2002 Casino Revenue funds in the 2002 Operating Budget.

David Weber
Manager, Legislative Services

DW:dw