



To: Mayor and Councillors
From: David Weber
Director, City Clerk's Office
Date: January 20, 2010
File: 01-0105-01/2010-Vol 01

Re: **Notice of Motion to Reconsider a Defeated Motion**

This memo is to provide procedural guidance regarding the Notice of Motion served by Mayor Brodie to reconsider 2 defeated motions from the January 18, 2010 Special Council Meeting.

In essence, the procedure can be broken into **two** steps:

1. Council must first decide whether it *should* set aside the vote on the defeated motion; and,
2. if the answer is "yes," then Council votes on the motion again.

The detailed procedure is as follows:

Step 1 – Council considers the motion to reconsider the defeated motion

- The member who served the Notice of Motion (Mayor Brodie) must move the motion to reconsider, otherwise the Notice of Motion is deemed to be withdrawn.
- Upon being seconded, the mover must provide their reasons for serving the Notice of Motion. If none are provided, or if the member is not present, then the Notice of Motion is deemed to be withdrawn.
- The motion to reconsider is not delegable; and may not be referred or amended.
- The motion to reconsider is debatable by Council, but only as to the merits of reconsideration.
- The motion to reconsider may be tabled or withdrawn in accordance with the Council Procedure Bylaw.
- If the motion to reconsider is defeated, then the original vote on the resolution stands and no further action is taken.

Step 2 – Council votes on the motion again

- Where a resolution to reconsider a defeated motion is adopted, the original motion is deemed to be on the floor without the need for a further mover and seconder.
- The original motion is debatable by Council, and may be referred, tabled, amended or withdrawn in accordance with the Council Procedure Bylaw.
- The original motion is not delegable.
- Following Council debate, if any, Council votes on the original motion again.

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