

THE CORPORATION OF THE TOWNSHIP OF MCKELLAR

BY-LAW NO. 2020-17

Being a By-law to amend the Procedure By-law to permit electronic Council Meetings pursuant to the Municipal Emergency Act, 2020.

WHEREAS Subsection 238(3.1) of the Municipal Act, 2001, S.O. 2001, c.25 allows that a municipality's procedure by-law (for governing the calling, place and proceedings of meetings) may also provide that a member of council, of a local board or of a committee of either of them, can participate electronically in a meeting which is open to the public to the extent and in the manner set out in the by-law;

AND WHEREAS the Municipal Emergency Act, 2020 amends the Municipal Act, 2001 by adding subsection 3.3 and 3.4 to the Municipal Act, 2001, which sections expand on the ability of municipal councils to conduct electronic meetings in the wake of declared emergency under Sections 4 or 7.0.1 of the Emergency Management and Civil Protection Act;

AND WHEREAS the Council of the Corporation of the Township of McKellar hereby deems it expedient to amend its procedure By-law 2019-54, for the purpose of electronic participation during an emergency;

NOW THEREFORE the Corporation of the Township of McKellar hereby enacts as follows:

1. THAT By-law 2019-54 is hereby amended per the following:
  - 1.1 Section 1 – Definitions is amended to add:
    - 1.38 Declared Emergency – during any period where an emergency has been declared to exist in all or part of the Municipality under Section 4 or 7.0.1 of the Emergency Management and Civil Protection Act.
  - 1.2 Section 2 – General Meeting Rules is amended to add:
    - 2.19 During a Declared Emergency, Members of Council may participate electronically in a meeting, subject to the following:
      - a) Notification verbally and/or by electronic means that the meeting will be held electronically will be provided by the Clerk at least 48 hours in advance or as soon as practical under the circumstances.
      - b) Members participating electronically shall be counted in determining quorum;
      - c) Members may participate electronically in a Closed Meeting.
      - d) Members participating electronically in a Closed Meeting shall ensure that they are participating from a location that ensures the privacy and confidentiality of the closed meeting discussion.
      - e) Members shall be permitted to vote verbally when participating electronically. When the question is called on a motion, a Member or Members participating electronically shall be individually asked by the Chair to state verbally whether they are for or against the motion.
      - f) The Clerk shall record the names of the Members and the position in favour or against a Motion in the minutes.
- 2.. THAT this By-law shall come into force and take effect on the date of enactment.

READ a FIRST and SECOND time this 20th day of April, 2020

  
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Mayor

  
\_\_\_\_\_  
Clerk

READ a THIRD time and PASSED in OPEN COUNCIL this 20th day of April, 2020.

  
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Mayor

  
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Clerk