

A BY-LAW TO AMEND BY-LAW NO. 01-19, BEING A BY-LAW TO GOVERN THE PROCEEDINGS OF COUNCIL AND ITS COMMITTEES, THE CONDUCT OF ITS MEMBERS AND CALLING OF MEETINGS

WHEREAS Section 238(2) of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended, requires every municipality to pass a procedure by-law for governing the calling, place and proceedings of meetings;

WHEREAS the Council of the Corporation of the Township of Front of Yonge enacted By-Law 01-19, being a by-law to govern the proceedings of Council and its Committees on January 7, 2019;

WHEREAS the Province of Ontario enacted the *Municipal Emergency Act, 2020*, on March 19, 2020, which amended the *Municipal Act, 2001*, to provide that during emergencies, should they choose to, members of councils, local boards and committees who participate electronically in open and closed meetings may be counted for the purposes of quorum; and

WHEREAS the Council of the Corporation of the Township of Front of Yonge deems it advisable to amend By-Law No. 01-19 to permit Council to meet via electronic means during periods 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*.

NOW THEREFORE the Council of the Corporation of the Township of Front of Yonge enacts as follows:

1. That Procedural By-law #01-19, Section 12 be amended by adding to this section with the following text:
 12. b) The requirements in 12 a) above, do not apply 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*.

As per Section 238 (3.3) of the *Municipal Act, 2001*, a member of Council, of a local board or of a committee or either of them who is participating electronically in a meeting may be counted in determining whether or not quorum of members is present at any point in time; and

A member of council, of a local board or of a committee or either of them can participate electronically in a meeting that is closed to the public. Members will be responsible to take all reasonable measures to ensure security in the event that a closed meeting is held electronically.

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* and as a result Township Hall and Council Chambers has been closed to the public in order to protect the health and/or safety of residents and employees, electronic meetings of council that are not closed to the public under Section 239(2) of the *Municipal Act, 2001*, will be open to the public via technological means, when physical attendance is not possible. All other applicable meeting notice provisions will remain for the electronic meetings.

Motions shall not be required to be made in writing during an electronic meeting.

All votes shall be recorded during an electronic meeting. Each member present, including the presiding officer, except a member who is disqualified from voting by any Act, shall announce his/her vote verbally when called in alphabetical order by the Mayor, or by raising of hand, and the clerk shall record each member's name and vote.

2. All other applicable provisions of By-law 01-19 shall continue to apply.
3. This by-law shall come into force and take effect upon final passage.
4. That any other By-Laws, resolutions or actions of the Council of the Corporation of the Township of Front of Yonge that are inconsistent with the provisions of this By-Law are hereby rescinded.

READ a first and second time this 6th day of April, 2020.

READ a third and final time this 6th day of April, 2020.

Signature on file

Roger Haley, Mayor

Signature on file

Jennifer Ault, Clerk