

CORPORATION OF THE MUNICIPALITY OF SOUTH BRUCE BY LAW 2020-77

BEING A BY-LAW TO AMEND BY-LAW NUMBER 2017-98 and 2020-30, A BY LAW TO GOVERN THE CALLING, PLACE AND PROCEEDINGS OF MEETINGS

WHEREAS pursuant to Subsection 238 (2) of the Municipal Act, 2001, S.O. 2001, c.25 as amended states that every Municipality and local board shall pass a procedure by-law for governing the calling, place and proceedings of meetings;

AND WHEREAS pursuant to Subsection 238 (2.1) of the Municipal Act, 2001, S.O. 2001, c.25, as amended requires that the procedure by-law shall provide for public notice of meetings;

AND WHEREAS the Council of the Corporation of the Municipality of South Bruce deems it necessary to pass a by-law to amend By-law 2017-98 and 2020-30 to allow for participation by electronic meetings for both open and closed session.

AND WHEREAS Section 238 (3.1) to 238 (3.3) of the Municipal Act, 2001 permits meetings to be held electronically at any time to the extent and in the manner set out in the applicable procedure by-law.

NOW THEREFORE the Council of the Corporation of the Municipality of South Bruce enacts as follows:

THAT By-law #2017-98 and By-law 2020-30 be amended by amending the following Sections:

A24 Electronic Participation

That members of council, of a local board or of a committee may participate electronically in a meeting which is open or closed to the public at any time when the Mayor/CAO/Clerk determines it is required and subject to the following:

- (a) Members who participate electronically have all the rights and powers as a member attending in person, including moving/seconding a motion, participating in debate and voting privileges.
- (b) Members participating electronically shall be responsible for conducting themselves with decorum, appropriate meeting attire and shall ensure that no background noise at their location interferes with the meeting.
- (c) The method of electronic participation will be decided upon by mutual consent of the participant and municipal staff member serving the committee. Any cost incurred by the member to use electronic participation shall be at the expense of the member with the exception of other by-laws.
Members participating electronically will be required to connect to the meeting in an acceptable period prior to the commencement of the meeting, to avoid interruption and delay of the meeting. If an electronic connection fails prior to the meeting, attempts to connect the member shall not delay the commencement of the meeting. If the connection fails during the meeting, attempt to reconnect will only be made if staff resources are available and at no time shall the reconnection delay the flow of the meeting, or a vote on a motion. If the connection fails, the member is deemed to be absent from the meeting.
- (d) Meeting procedures are not required to be changed solely for the purpose of accommodating a member who participates electronically. The Chair may determine the procedure for facilitating debate among the members present and members participating

- electronically.
- (e) Members of council, of a local board or of a committee who are participating electronically in a meeting may be counted in determining whether or not a quorum of members is present at any point in time.
 - (f) Members of council, of a local board or of a committee of either of them can participate electronically in a meeting that is closed to the public.

A14.9 Delegations may be scheduled to address via video-conferencing or in-person. In the event that a connection is dropped when a delegation is appearing via video-conferencing or telephone, the Clerk shall attempt to re-connect the delegation once, after which time if a successful connection is not available, the next delegation shall present. Delegations that do have the capacity to connect by electronic means shall submit the delegation in writing for Council's consideration.

Effective Date

That By-law 2017-98 and By-law 2020-30 are hereby amended.

This amending By-law shall come into full force and effect upon date of passing.

THAT THIS BY-LAW BE READ, ENACTED, SIGNED AND SEALED THIS 27th DAY OF October, 2020.

Robert Buckle, Mayor

Leanne Martin, Clerk