

# **The Corporation of The Township of East Garafraxa**

## **By-law Number 21- 2020**

### **Being a By-Law to amend By-Law 5-2019, as amended by By-Law 11-2020, to govern the proceedings of the Council of The Corporation of The Township of East Garafraxa**

WHEREAS Section 238 (3.1) of the Municipal Act provides that a member of council, and/or local board and/or committee, can participate electronically in a meeting which is open to the public to the extent and in the manner set out in the municipality's procedure By-Law provided that any such member shall not be counted in determining whether or not a quorum of members is present at any point in time;

AND WHEREAS it is necessary to amend By-Law 5-2019, as amended, being a by-law to regulate the proceedings of the Municipal Council of the Township of East Garafraxa and Boards and Committees thereof;

#### **NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF EAST GARAFRAXA ENACTS AS FOLLOWS:**

1. The Township of East Garafraxa Procedural By-Law No. 5-2019, as amended, is hereby further amended by adding the following Section:

##### **Section 16. Electronic Participation at a Meeting**

- a) Electronic Participation at a Meeting shall mean the participation of a Council, and/or Board and/or Committee Member remotely, via electronic means, who shall have the same rights and responsibilities as if the Member was in physical attendance, pursuant to the Municipal Act requirements.
  - b) Electronic Participation at a Meeting is available only for meetings of Council, and/or Board and/or Committee that take place in the Township of East Garafraxa Council Chambers, 065371 Dufferin County Road 3, Unit 2, East Garafraxa, Ontario, L9W 7J8 or other location as determined by Council.
  - c) The administration of Electronic Participation at a Meeting shall be at the discretion of the Clerk, recognizing that technology and requirements will vary from time-to-time.
  - d) Requests for Electronic Participation at a Meeting must be made to the Clerk in writing at least two (2) business days before the meeting.
  - e) Council Members may participate in the same Council meeting by Electronic Means as long as there is a quorum in the room of a majority of Members. Where more Members than quorum requests to participate in the same meeting by Electronic Means, the request will be granted to the Member(s) that made the request in writing on a first received basis.
  - f) Members may not participate electronically in any meeting that is closed to the public.
  - g) A Member participating in a meeting by Electronic Means shall be considered to be present at such meeting but shall not be counted towards quorum.
  - h) The Chair must be present in person at a meeting.
  - i) Electronic Participation at a Meeting shall be in accordance with Municipal Act, 2001, S.O. 2001, provisions, as amended from time to time.
2. That Section 18. Special/Emergency Meetings subsections b), c) and d) be replaced with the following:

b) Electronic Council and/or Board and/or Committee meetings shall be held in full or in part by electronic means including, but not limited to, audio teleconference, video teleconference, or other electronic means, and with or without in person attendance.

c) Council and/or Board and/or Committee members participating electronically in such meeting shall be counted in determining whether a quorum exists at the commencement and at any point in time during the meeting.

d) Council and/or Board and/or Committee members may participate electronically in such meeting, including voting.

3. That Sections 16 to 24 of By-Law 5-2019, as amended, be renumbered accordingly.
4. In all other respects the provisions of By-Law 5-2019, as amended, shall remain in effect.
5. That this By-Law shall take effect and come into force on the date of passing.

**BY-LAW READ A FIRST AND SECOND TIME THIS 9th DAY OF MAY 2020**

**BY-LAW READ A THIRD TIME AND PASSED THIS 9th DAY OF MAY 2020**

Susan Stone (Original Signed)  
Clerk

Guy Gardhouse (Original Signed)  
Head of Council