

# THE CORPORATION OF THE TOWN OF KINGSVILLE

## BY-LAW 54 - 2020

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### **Being a By-law to amend By-law 55-2016, being a By-law to Govern the Calling, Place and Proceedings of Council and Committees**

**WHEREAS** Subsection 238 (3.1) of the *Municipal Act, 2001* 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* (the "Act") amends the *Municipal Act, 2001* by adding subsections 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 a declared emergency under sections 4 or 7.0.1 of the *Emergency Management and Civil Protection Act*;

**AND WHEREAS** by Amending By-law 36-2020 the Council of The Corporation of the Town of Kingsville (the "Council") amended its procedure By-law 55-2016, to so permit electronic participation during an emergency in accordance with the Act;

**AND WHEREAS** the Council hereby deems it expedient to further amend By-law 55-2016, as amended, to allow for votes to be cast by Members participating in a Meeting electronically either verbally or by a show of hands, depending upon the type of electronic method used to conduct the meeting.

### **NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF KINGSVILLE ENACTS AS FOLLOWS:**

1. **THAT** By-law 55-2016, as amended by By-law 36-2020, is hereby further amended as follows:

To delete Section 50.1.d) and to replace with the following:

"50.1.d) After a motion is put to a vote and at the discretion of the Chair, Members will be required to identify how he or she wishes to vote either verbally or by a show of hands."

2. **THAT** all other terms set out in said By-law 55-2016, as amended, shall remain in full force and effect.
3. **THAT** this By-Law shall come into effect upon third reading and being finally passed.

**READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED this 11th day of May, 2020.**

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**MAYOR, Nelson Santos**

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**CLERK, Jennifer Astrologo**