

THE CORPORATION OF THE  
TOWN OF PELHAM  
BY-LAW ##### (2021)

Being a by-law to amend By-law No. #4107(2019), as amended, and By-law No. 4107(2019, as amended, being by-laws to govern the proceedings of the Town of Pelham Council, its Committees, the conduct of its members and the calling of meetings, to provide for Electronic Meeting Participation for the Council of the Town of Pelham, the Committee of Adjustment and Advisory Committees.

**WHEREAS** the *Municipal Act, 2001*, S.O. 2001, c. 25, section 238 provides that a municipality shall establish a procedure by-law to govern meetings;

**AND WHEREAS** The Corporation of the Town of Pelham has enacted Procedure By-law #4107(2019), as amended;

**AND WHEREAS** on July 21, 2020, *Bill 197, COVID-19 Economic Recovery Act*, received royal assent and includes provisions to amend the *Municipal Act 2001*, to allow members of municipal councils to continue to participate electronically in both open and closed meetings and be counted toward quorum, even in the absence of an emergency;

**AND WHEREAS** Section 239(3.1) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that the applicable procedure by-law may provide that a member of council, of a local board or of a committee of either of them, can participate electronically in a meeting to the extent and in the manner set out in the by-law;

**AND WHEREAS** The Corporation of the Town of Pelham considers it desirable to be able to continue to hold Council meetings electronically for the foreseeable future;

**NOW THEREFORE** the Council of The Corporation of the Town of Pelham **ENACTS** as follows:

1. THAT Procedure By-law #4107(2019), as amended, be and is hereby amended, as follows:

**Section 13 (vi) repealed and replaced with the following:**

- vi) Electronic participation by more than one Member/member shall only be permitted **until March 31, 2022** in consideration of the public health advice to limit the spread of COVID-19;
2. THAT By-law No. 4217(2020) be and is hereby amended as follows:

**Section 7 repealed and replaced with the following:**

- 7) Notwithstanding Section 11, that Section 8(iv) of By-law 4107(2019) is amended to provide that the Agenda and supporting material for any meeting convened up to and including **March 31, 2022** be provided no later than 4:30 p.m. five (5) business days prior to the Meeting, including the date of the meeting (e.g. for a Monday meeting, agenda released on the Tuesday prior); and that the agenda be limited to a 300 maximum page capacity, save and except instances where a single report or attachment exceeds 200 pages.
3. THAT By-law #4107(2020), as amended, be amended to repeal and replace all reference to August 31, 2021, with "**March 31, 2022**" with respect to electronic meetings;

4. This By-law is enacted accordance with section 238(3.4) of the *Municipal Act, 2001*, as amended, and shall hereby come into effect as of the date and time of its passing, and shall be deemed repealed and no longer in force at 12:01 a.m. on **April 1, 2022**, unless otherwise extended or repealed by Council.

Enacted, signed and sealed this 26<sup>th</sup> day of July, 2021 A.D.

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MAYOR MARVIN JUNKIN

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CLERK HOLLY WILLFORD

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