



The Corporation of the Town of Pelham

By-law No. 4505(2022)

Being a By-law to amend By-law No. #4107(2019), as amended by By-laws 4296(2020), 4362(2021) and 4422(2022), 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 section 238 of the *Municipal Act, 2001*, S.O. 2001, c. 25 ("*Municipal Act, 2001*" or "the statute") provides that a municipality shall establish a procedure by-law to govern meetings;

AND WHEREAS The Corporation of the Town of Pelham has enacted Procedural By-law No. 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*, 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 Council of 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Section 13 (vi) repealed and replaced with the following: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, 2023** in consideration of the public health advice to limit the spread of COVID-19;

- 2. THAT** By-law #4107(2020), as amended by By-law 4296(2020) and By-law 4362(2021) and amended by By-Law 4422(2022), be amended to repeal and replace all reference to December 31, 2022, with "**March 31, 2023**" with respect to electronic meetings;
- 3. THAT** 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the date and time of its passing, and shall be deemed repealed and no longer in force at 12:01 a.m. on April 1, 2023, unless otherwise extended or repealed by Council.

Read, enacted, signed and sealed this 19th day of December, 2022.

Marvin Junkin, Mayor

Holly Willford, Town Clerk