

# Municipality of Lakeshore

## By-law 70-2021

### **Being a By-law to Amend By-law 97-2017 being a Comprehensive By-law to Provide Rules Governing the Proceedings of the Council of the Municipality of Lakeshore and the Conduct of its Members**

**Whereas** By-law 94-2017 was passed on December 12, 2017 pursuant to the *Municipal Act, 2001* for governing the calling, place and proceedings of meetings;

**And whereas** By-law 94-2017 was amended on March 19, 2020 to allow for the electronic participation of members in meetings during times of emergency;

**And whereas** section 238(3.3) of the *Municipal Act, 2001* was adopted on July 21, 2020 to allow for the electronic participation of a member of council, a local board or committee, to the extent and in the manner set out in the procedure by-law;

**And whereas** on August 12, 2021, the Council of the Municipality of Lakeshore approved resolution #265-08-2021 directing Administration to prepare the necessary amendments to the Procedural By-law to allow for virtual Council meetings;

**Now therefore the Council of the Municipality of Lakeshore enacts as follows:**

1. By-law 94-2017 shall be amended as follows:
  - a. Section 1.1n.1) of By-law 94-2017 is repealed and replaced with the following:

“ **“Electronic Attendance”** means attendance at a meeting by use of video-enabled technology that:

    - i. enables all of the meeting’s participants to see, hear and speak with each other; and
    - ii. enables the public to hear the statements and votes of the Council Members during the part of the meeting that is open to the public.”
  - b. Section 3.2(a) of By-law 94-2017 is repealed and replaced with the following:

“a) All Regular and Special meetings of Council shall be held virtually in a manner that permits Electronic Attendance by all Council Members.”
  - c. Section 3.6.1 of By-law 94-2017 is repealed and replaced with the following:

**“3.6.1** a) In the event that a Member is disconnected from a meeting held virtually, the Chair shall announce a recess until it is determined whether or not the virtual connection can be re-established, at which time the Clerk shall attempt to contact the Member by an alternative method of communication and permit the Member time to re-establish the connection.

b) In the event that a disconnection impacts more than one Council Member, the meeting shall be deemed recessed until such time as the connections are re-established.

c) In the event that the Chair is disconnected from a meeting held virtually, the Vice-Chair shall act in the place of the Chair.

d) In the event that a Member has been disconnected and confirms with the Clerk that the connection cannot be re-established, the Chair shall:

- i. Continue the meeting and treat the interruption in the same manner as if a Member who is physically present leaves the meeting room; or
- ii. Recess the meeting until such time as the Member is able to establish a different connection, including connection by audio only, to continue attendance at the meeting; or
- iii. Adjourn the meeting; or
- iv. Any combination of i, ii or iii.”

d. Section 7.2 of By-law 94-2017 is repealed and replaced with the following:

**“7.2** The Chair may curtail, mute or disconnect any presenter, any questions of a presenter or debate during a public presentation, for disorder or any other breach of this by-law and, if the Chair rules that the presentation is not in compliance with section 7.3 of this by-law, the person or persons appearing shall withdraw from the table, and the decision of the Chair shall not be subject to challenge.”

e. Section 7.3 of By-law 94-2017 is repealed and replaced with the following:

“Rules for Presenters

7.3.1 Members of the public shall attend the meeting virtually by use of telephone, video or a combination of both.

7.3.2 Members of the public shall:

- a) Respect the decorum of Council;
- b) Where possible, mute their microphones while not speaking; and
- c) Refrain from public outbursts, shouting, or behaviour intended to disrupt the debate, discussion and/or general proceedings of the meeting.

7.3.3 Members of the public shall not:

- a) Speak disrespectfully of any person and any member of Council;
- b) Use offensive words;
- c) Speak on any subject other than the subject for which they have received approval to address Council;
- d) Disobey a decision of the Chair or Council;
- e) Enter into a cross-debate with other members of the members of the public, Administration, Council Members or the Chair; or
- f) Appear for the sole purpose of publicly announcing a local event.”

2. This By-law comes into force and effect upon passage.

Read and passed in an open session on November 9, 2021.

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**Mayor  
Tom Bain**

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**Clerk  
Kristen Newman**