

# The Corporation of the Township of North Kawartha

## By-law 2019-035

**Being a by-law of the Corporation of the Township of North Kawartha to amend Procedural By-Law 2017-092, being a by-law to Govern the Calling, Place and Proceedings of meetings of Council and Committees of the Township of North Kawartha.**

**Whereas** Section 238 of the Municipal Act, 2001, as amended, requires that every municipal council and local board pass a procedural by-law for governing the calling, place and proceedings of meetings;

**And Whereas** Bill 68 amended various sections of the Municipal Act and the Municipal Conflict of Interest Act;

**And Whereas** Council deems it expedient to amend By-Law 2017-092 in accordance with Bill 68;

**Now Therefore** the Council of the Corporation of the Township of North Kawartha hereby enacts as follows:

1. That Procedural By-Law 2017-092 be hereby amended as follows:

1.1 That the definition of "Meeting" provided in Section 1, 1.1 12) be hereby deleted and replaced with the following:

**"Meeting"** means any regular, special or other meeting of a council, of a local board or of a committee of either of them, where,

(a) A quorum of members is present, and

(b) Members discuss or otherwise deal with any matter in a way that materially advances the business or decision-making of the council, local board or committee."

1.2 That **Appendix "B"** to By-Law 2017-092 be hereby amended by adding the following as matters that may be considered in a Closed Session Meeting:

h) information explicitly supplied in confidence to the municipality or local board by Canada, a province or territory or a Crown agency of any of them;

i) a trade secret or scientific, technical, commercial, financial or labour relations information, supplied in confidence to the municipality or local board, which, if disclosed, could reasonably be expected to prejudice significantly the competitive position or interfere significantly with the contractual or other negotiations of a person, group of persons, or organization;

j) a trade secret or scientific, technical, commercial or financial information that belongs to the municipality or local board and has monetary value or potential monetary value; or

k) a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board.

1.3 That Section 6.3 **Disclosure of Pecuniary Interest in Open Meetings** be deleted and replaced with the following:

- 1) Any Member who has a pecuniary interest pertaining to any item listed on a meeting agenda shall provide such declaration in writing, prior to or as soon as possible after the meeting to the Clerk or secretary of the committee, as the case may be, in accordance with section 5.1 and 5.2 (1) of the MCI, as amended.
- 2) Despite Section 1) above, and in accordance with Section 5 (2.1) of the MCI, as amended, the member may take part in the discussion, including making submissions to council or local board, as the case may be, and may attempt to influence the voting on any question in respect of the matter, but may not vote, whether before, during or after the meeting if the matter is to consider whether to suspend the remuneration paid to the member under subsection 223.4 (5) or (6) of the Municipal Act, 2001.
- 3) Members shall disclose any pecuniary interest with respect to any item discussed at a meeting or at a previous meeting at which the Member was absent and the Clerk shall record the disclosure in the minutes.
- 4) During a meeting, should a matter be raised that is not listed on the meeting agenda for which a Member has a pecuniary interest, the Member shall so declare such interest and the general nature thereof at that time, and the Clerk shall record the declaration in the minutes.
- 5) A registry of disclosures shall be kept and made available for public inspection on the Township of North Kawartha official website.

That this by-law comes into force and effect on the 1<sup>st</sup> day of March, 2019.

Read a first, second and third time and passed in open Council on the 19<sup>th</sup> day of March, 2019.

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Carolyn Amyotte, Mayor

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Connie Parent, Clerk