

THE CORPORATION OF THE
T O W N O F P E L H A M
BY-LAW #382 (1976)

Being a by-law to amend Procedure
By-law #5 (1970) of the Town of
Pelham.

WHEREAS Council of the Town of Pelham feel it is necessary and expedient to amend By-law #5 (1970), being a by-law governing the proceedings of Council, the conduct of its members and the calling of meetings;

NOW THEREFORE COUNCIL OF THE CORPORATION OF THE
TOWN OF PELHAM ENACTS AS FOLLOWS:

(1) FIRST MEETING OF COUNCIL: -

Section (4) of By-law #5 is hereby repealed and replaced with the following:

"4(a) - Subject to the provisions of the Municipal Act, the hour, date and place of the inaugural meeting of Council in ^{every} year shall be fixed by Council at its last meeting in the next preceding year."

"4(b) - No business shall be proceeded with at the first meeting until after the declarations of office have been made by all members who present themselves for that purpose."

"4(c) - A Council shall be deemed to be organized when the declarations of office have been made by a majority of the members, and it may be organized and business may be proceeded with notwithstanding the failure of any of the other members to make such declarations."

(2) OPEN MEETINGS:-

The following new section will be added to By-law #5 (1970) and known as Section (5). The present Section (5) shall be renumbered as Section 6(a) and the present Section 6 shall be renumbered as Section 6(b):

"5(a) - Regular meetings of Council, Special Meetings of Council, meetings of Committees except Committee of the Whole, shall be open to the public, subject to other provisions of the Procedure By-law."

"5(b) - A special meeting of Council or meetings of a Committee of Council may be either open or closed as in the opinion of the Council or the Committee expressed by resolution in writing, the public interest requires."

"5(c) - Council whether in regular meetings, special meetings and Committee may at any time move into Committee of the Whole either on its own discretion or upon the request of a delegation."

con't.....

"5(d) - The following matters shall be decided in closed Council session or Committee session:

- (i) personnel
- (ii) property acquisition
- (iii) items pertaining to court act or litigation
- (iv) committee appointments."
- (v) or any other matter at the discretion of Council or at the discretion of the Committee

(3) PROCEDURE AT MEETINGS:-

Section 24(a) shall be rescinded and replaced by the following:

"24(a) - The business of the Council intended to be taken up shall be stated in "The Order of Business" in the following order: (i) adoption of the minutes in accordance with paragraph 23 hereof

- (ii) business arising from minutes
- (iii) hearing of delegations
- (iv) presentation and reading (if requested) of the correspondence, petitions and memorials addressed to Council

(v) presentation and consideration of reports from standing Committees and special Committees

(vi) unfinished business

(vii) new business

(viii) by-laws - (a) first, second or third readings of by-laws and their consideration in Committee of the Whole.

(ix) Third reading of the by-law to be introduced and passed at the same meeting if such third reading is consented to by two-thirds of the members present.

(x) notices of motion and consideration of business which notice was given at last meeting.

(xi) committee of the whole

(xii) adjournment."

(4) MEETINGS OF COMMITTEES:-

The following is to be added to Section 43 and shown as 43(e):

"43(e) - Each Committee shall at its first meeting establish a pro-form of agenda."

(5) DELEGATIONS:-

The present Section 52 shall be repealed and replaced with the following:

"52(a) - No delegation shall be received by Council without the necessary notice being given as required under Paragraph 51(a) and (b) unless consented to by two-thirds of the members present."

"52(b) - No delegation will be received by a Committee without an appointment being arranged with the Secretary of the Committee unless consented to by two-thirds of the Committee members." con't.....

(6) THIS BY-LAW SHALL COME INTO FORCE ON THE DATE OF THE FINAL PASSING THEREOF.

READ A FIRST, SECOND AND THIRD TIME
AND FINALLY PASSED BY COUNCIL THIS
13th. DAY OF September, 1976 A.D.

Richard C. Cady, Mayor
MAYOR

H. Cheney, Deputy
CLERK