



Special City Council Meeting 08-2021

Thursday, March 18, 2021 at 6:00 pm
in a virtual electronic format, hosted at City Hall.

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(City Hall)

Call Meeting to Order

Roll Call

Approval of Addeds

Disclosure of Potential Pecuniary Interest

Delegations

Committee of the Whole

Note 1: At the November 17, 2020 Council Meeting, Report Number 20-249 was deferred to the Administrative Policies Committee for review and to make recommendations to Council, particularly but not exclusively, regarding the provisions on Electronic Meetings and the provision determining the location of Council meeting; it being understood the Administrative Policies Committee report back to Council no later than the second meeting in February 2021.

Note 2: At the December 10, 2020 Administrative Polices Committee Meeting Exhibit A (A By-Law to Provide Rules for Governing the Order and Procedures of the Council of The Corporation of the City of Kingston, and to Repeal By-Law Number 2010-1, Council Procedural By-Law, as Amended, in its Entirety), was amended with respect to changes to Section 6.19 (Electronic Meetings). Following approval of the amendment, the Committee deferred consideration of the matter, as amended, to a future meeting, which took place on February 8, 2021.

Note 3: At the February 8, 2021 Special Administrative Policies Committee the Committee recommended to Council that prior to presentation of the by-laws attached to Report Number 20-249 for Council consideration, Council resolve itself into Committee of the Whole Council to further consider the matter.

Note 4: At the February 16, 2021 Council Meeting, Council referred 'A By-Law to Provide Rules for Governing the Order and Procedures of the Council of The Corporation of the City of Kingston, and to Repeal By-Law Number 2010-1, Council Procedural By-Law, as Amended, in its Entirety and Corresponding Amendment to Committee By-Law Number 2010-205' to a Special meeting of the Committee of the Whole in order to consider following:

1. The rules around a Motion to Reconsider;
2. Rules for debate on Deferral Motions;
3. Amending the Committee Bylaw to require all Committee deferrals to automatically go up to the Committee's governing body for a decision;
4. The posting of communications from Members of Council on the public agenda;
5. Rules around electronic meetings, and the six-month extension for virtual meetings past a State of Emergency;
6. The new option for attending in-person meetings electronically; and
7. Any other aspect as determined by a Member of Council that has not already been examined.

Motion to Resolve into Committee of the Whole

That Council resolve itself into Committee of the Whole to consider 'A By-Law to Provide Rules for Governing the order and Procedures of the Council of The Corporation of the City of Kingston, and to Repeal By-Law Number 2010-1, Council Procedural By-Law, as Amended, in its Entirety and Corresponding Amendment to Committee By-Law Number 2010-205'.

Motion to be Considered

That the By-Law attached to [Report Number 20-249](#) as Exhibit A (A By-Law to Provide Rules for Governing the Order and Procedures of the Council of The Corporation of the City of Kingston, and to Repeal By-Law Number 2010-1, Council Procedural By-Law, as Amended, in its Entirety) as amended to delete Section 6.19 (Electronic Meetings) and replace with the following:

“Electronic Meetings during an Emergency

6.19 For purposes of Sections 6.19 to 6.25 of this By-Law:

- a. **“Electronic Meeting”** means a Meeting called and held in full or in part via electronic means (including, but not limited to, audio teleconference, video teleconference, or via means of the internet), and with or without in person attendance;

- b. **“Emergency”** means any period of time during which an emergency has been declared to exist in all or part of the City of Kingston under Sections 4 or 7.0.1 of the Emergency Management Act; and
 - c. **“Emergency Management Act”** means the Emergency Management and Civil Protection Act, R.S.O. 1990, Chapter E. 9, as amended or re-enacted from time to time.
- 6.20 A Regular Meeting or special Meeting, including a Closed Session, may be conducted by Electronic Meeting during an Emergency, in accordance with the following provisions and any Emergency Electronic Meeting Guide prepared by the Clerk.
- 6.21 Members participating in an Electronic Meeting have the same rights and responsibilities as if the Member was in physical attendance at the Meeting, including the right to vote.
- 6.22 A public notice of an Electronic Meeting shall include sufficient information as to provide the public with a means to electronically access the open session of such Electronic Meeting.
- 6.23 The terms of this By-Law shall continue to apply to an Electronic Meeting, except that Sections 6.19 to 6.25 hereof, any Emergency Electronic Meeting Guide, and any provincial legislation or order shall prevail to the extent of any conflict.

Electronic Meetings Following an Emergency

- 6.24 The provisions of Sections 6.19 to 6.23 of this By-Law shall remain in effect for a period of six (6) months following the later of:
- a. the termination of the Emergency pursuant to Section 4 of the Emergency Management Act; and
 - b. the termination of the Emergency pursuant to Section 7.0.1 of the Emergency Management Act.

Electronic Participation in a Meeting by Staff, the Public

- 6.25 Notwithstanding anything to the contrary contained in this By-Law, during an in-person Meeting at which Members are required to be physically present, City staff and members of the public entitled to

attend at the Meeting (including, without limitation, Delegations and presenters) shall have the right to participate in the Meeting via electronic means, subject to applicable laws and available technology."; and

be presented to Council for all three readings; and

That the By-Law attached to Report Number 20-249 as Exhibit B (A By-Law to amend By-Law Number 2010-205 "A By-Law to Define the Mandate and Meeting Procedures for Committees established by The Corporation of the City of Kingston") be presented to Council for all three readings

(See By-Law Number (1), 2021-041 attached to the agenda as schedule pages 1-53)

(See By-Law Number (2), 2021-042 attached to the agenda as schedule page 54)

Motion to rise from the Committee of the Whole

That Council rise from the Committee of the Whole and the City Clerk report.

Communications

Other Business

By-Laws

- a) **That** By-Laws (1) through (3) be given their first and second reading.
- b) **That** Clause 11.36 of By-Law Number 2010-1, as amended, be suspended for the purpose of giving By-Laws (1) and (2) three readings.
- c) **That** By-Laws (1) through (3) be given their third reading.
- 1) A By-Law to Provide Rules for Governing the Order and Procedures of the Council of The Corporation of the City of Kingston, and to Repeal By-Law Number 2010-1, Council Procedural By-Law, as Amended, in its Entirety

Three Readings
(Committee of the Whole)

Proposed Number 2021-041

- 2) A By-Law to Amend By-Law Number 2010-205, "A By-Law to Define the Mandate and Meeting Procedures for Committees Established by The Corporation of the City of Kingston", as Amended

Three Readings

Proposed Number 2021-042

(Committee of the Whole)

- 3) A By-Law to confirm the proceedings of Council at its Special meeting held on Thursday, March 18, 2021

Three Readings

Proposed Number 2021-043

(City Council Meeting Number 08-2021)

Adjournment