

**By-law 2020-107**

**A By-law of the City of Greater Sudbury  
to Amend By-law 2019-50 being a By-law of the City of Greater  
Sudbury to Establish Procedures for the City of Greater Sudbury**

**Whereas** the Council of the City of Greater Sudbury passed By-law 2019-50 which By-law governs the process for the calling, place and proceedings of meetings pursuant to section 238 of the *Municipal Act, 2001* (the "Procedure By-law);

**And Whereas** the Council of the City of Greater Sudbury wishes to amend its Procedure By-law to permit the use of electronic participation by members of Council for meetings of Council and Committees of Council;

**And Whereas** subsections 238(3.1) and (3.2) of the *Municipal Act, 2001*, permit municipalities to amend their Procedure By-laws to provide for electronic participation by members for meetings of Council or Committees of Council that are open to the public;

**And Whereas** the Council of the City of Greater Sudbury further wishes to amend its Procedure By-law to permit the preparation and submission of electronic petitions;

**Now therefore the Council of the City of Greater Sudbury hereby enacts as follows:**

Add Article 5B – Electronic Participation (Non Emergency)

1. By-law 2019-50 being a By-law of the City of Greater Sudbury to Establish Procedures for the City of Greater Sudbury, as amended, is hereby further amended by enacting the following Article 5B immediately after Article 5A and before Article 6:

**"ARTICLE 5B. ELECTRONIC PARTICIPATION (NON EMERGENCY)**

**5B.01 Participating Electronically**

A Member may Participate Electronically in a Meeting of Council or a Committee that is open to the public subject to the limitations set out in this Article.

**5B.02 Notification of Electronic Participation**

Members wishing to Participate Electronically in a Meeting shall advise the Clerk and the Chair of Council or the respective Committee of their intention to do so at least twenty-four (24) hours prior to the Meeting.

### **5B.03 Electronic Participation and Quorum**

Members Participating Electronically shall not be counted for establishing the quorum for commencing or continuing a Meeting.

### **5B.04 Authorization to Participate Electronically**

Where, based on notifications received from Members pursuant to paragraph 5B.02, it appears that there may not be a sufficient number of Members physically present to establish quorum for a Meeting, the Chair shall determine which Members, if any, are permitted to Participate Electronically, with priority to be given to Members with medical or health issues. The Chair shall advise Members whether they can Participate Electronically in writing at the earliest opportunity and in any event no later than four (4) hours prior to the commencement of the Meeting.

### **5B.05 Chair**

The Member chairing a Meeting with Electronic Participation shall not be permitted to Participate Electronically while exercising the role of Chair.

### **5B.06 Meeting Processes**

The Chair, in consultation with the Clerk, shall rule on and determine the applicable meeting processes as may be required to be adapted for Meetings conducted with partial Electronic Participation which processes shall be consistent with this By-law and at all times in compliance with the requirements of the *Municipal Act, 2001*."

2. By-law 2019-50 being a By-law of the City of Greater Sudbury to Establish Procedures for the City of Greater Sudbury, as amended, is hereby further amended by replacing the definition of "Civic Petition" in Article 1 with the following:

" "Civic Petition" means a petition which meets the requirements of Article 17."

3. By-law 2019-50 being a By-law of the City of Greater Sudbury to Establish Procedures for the City of Greater Sudbury, as amended, is hereby further amended by repealing paragraph 17.02 and enacting the following paragraph 17.02 in its place and stead:

#### **"17.02 Required Elements**

The civic petition must be in writing and:

- (1) be signed by at least two residents of the municipality;
- (2) set out the residential address of each petitioner;
- (3) indicate the name of one contact person and contact information for staff follow-up;
- (4) state the purpose of the petition which purpose shall be within the jurisdiction of the Municipality; and,

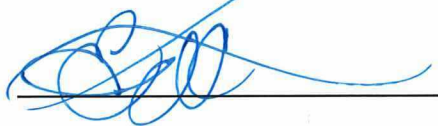
- (5) for electronic petitions, the requirement for signatures shall be replaced with electronic signatures or a valid e-mail address for each petitioner.”

Effective

4. This By-law shall come into full force and effect upon passage.

**Read and Passed in Open Council** this 23rd day of June, 2020

  
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Mayor

  
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Clerk