

Appendix 'A' to Report FCS23031
Authority: Item #, Audit, Finance and
Administration Committee Report
23-005 (Governance Review Sub-
Committee Report 23-001)
CM: April 12, 2022
Ward: City Wide
Bill No.

CITY OF HAMILTON
BY-LAW NO. 23-

**To Amend By-law No. 21-021, A By-law to Govern the Proceedings of Council
and Committees of Council**

WHEREAS Council enacted a Council Procedural By-law being City of Hamilton By-law No. 21-021;

AND WHEREAS it is necessary to amend By-law 21-021.

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. That By-law 21-021, A By-Law To Govern The Proceedings of Council and Committees of Council, as Amended, be **amended** to reflect the Board of Health Standing Committee's name change to the Public Health Committee, as follows:
 - (i) the Board of Health Terms of Reference (Appendix 'B' to By-law 21-021, as amended), be **amended**, as follows:
 - (a) Title: Public Health Committee
 - (b) Composition: The Public Health Committee shall be comprised of all 16 members of Council
 - (c) Specific duties shall include:
 - To consider recommendations of any Sub-Committees and/or Task Forces which report directly to the Public Health Committee
 - To consider Citizen Committee Report recommendations of any Advisory Committee which reports directly to the Public Health Committee
 - (ii) Section 5.1 "Standing Committees" be **amended**, as follows:

5.1 Standing Committees

The Standing Committees that report directly to Council shall be as follows:

- (b) Public Health Committee

- (iii) Section 5.2 “Appointment of Committee Chairs and Vice Chairs” be **amended**, as follows:

5.2 Appointment of Committee Chairs and Vice Chairs

- (2) Despite subsections 5.2(1)(a) and (b):
- (a) the Mayor shall stand as Chair for the term of Council for the Public Health Committee; and
- (3) The Public Health Committee shall recommend to Council the appointment of a Vice Chair in accordance with 5.2(1). Despite subsection 5.2(1)(a) and (b), the Vice Chair shall stand as Vice Chair for the term of Council for the Public Health Committee.

- (iv) Section 5.3 “Standing Committee Membership” be **amended**, as follows:

5.3 Standing Committee Membership

- (1) General Issues Committee and Public Health Committee shall be comprised of all Members of Council.
- (6) Each Member of Council shall sit on a minimum of 2 Standing Committees, in addition to the Public Health Committee and General Issues Committee.

- (v) Section 5.6 “Standing Committee Meeting Times” be **amended**, as follows:

5.6 Standing Committee Meeting Times

- (1) Unless otherwise decided by Council, scheduled meetings of the Standing Committees will be as follows:
- (a) (ii) Public Health Committee shall meet at least once per month commencing at 9:30 a.m.;

2. That By-law 21-021, A By-Law To Govern The Proceedings of Council and Committees of Council, as Amended, be **amended** to confirm applicability of the Procedure By-law when Council operates and functions as the Board of Health for the City of Hamilton, as follows:

- (i) Section 3 “Council Meetings” be **amended** by adding the following new sub-section 3.15 “Board of Health Meetings” and renumbering the remaining sub-sections accordingly:

3.15 Board of Health Meetings

Where Council is exercising the jurisdiction of a Board of Health under the *Health Protection and Promotion Act, 1990*:

- (a) Council shall meet as necessary to complete such business as would normally be completed by a Board of Health and as required pursuant to the *Health Protection and Promotion Act, 1990* and its Regulations, any Public Health Standards published by the Minister, and any other applicable law including municipal by-laws and policies governing a Board or Health; and
 - (b) the Mayor and Clerk are authorized, upon approval by Council operating as a Board of Health, to sign any necessary resolutions.
- 3. The amendments in this By-law include any necessary indexing, grammatical, numbering and lettering changes.
 - 4. This By-law come into force on the day it is passed.

PASSED this 12th day of April, 2023.

A. Horwath
Mayor

A. Holland
City Clerk