

**CITY OF YELLOWKNIFE
BY-LAW NO. 4498**

A BY-LAW of the Council of the Municipal Corporation of the City of Yellowknife in the Northwest Territories, to amend Council Procedures By-law No. 4250.

PURSUANT TO Sections 21-40 inclusive, and Section 129 of the *Cities, Towns and Villages Act*, S.N.W.T., 2003, c. 22.

WHEREAS Council shall, by by-law, make rules respecting procedures for Council.

NOW, THEREFORE, THE COUNCIL OF THE MUNICIPAL CORPORATION OF THE CITY OF YELLOWKNIFE, in regular sessions duly assembled, enacts as follows:

APPLICATION

1. By-law No. 4250, the Council Procedures By-law, is hereby amended by deleting s.23 and replacing therewith:
 23. (1) Subject to this section, all meetings of Council and its Committees must be held in public.
 - (2) A member of the public may only be excluded from a meeting of Council or one of its Committees for improper conduct.
 - (3) Council or a Committee of Council may, by resolution approved by at least 2/3 of the Council Members present, authorize its meeting to be closed to the public if it decides to discuss any of the following:
 - (a) commercial information that, if disclosed, would likely be prejudicial to the municipal corporation or the persons involved;
 - (b) information received in confidence that, if disclosed, would be prejudicial to the municipal corporation or the persons involved;
 - (c) personal information, including personal information about employees;

- (d) the salary, benefits or performance record of an employee;
 - (e) a matter still under consideration and on which Council has not yet publicly announced a decision, if discussion in public would likely prejudice the municipal corporation's ability to carry out its activities or negotiations;
 - (f) the acquisition or disposition of property by or on behalf of the municipal corporation;
 - (g) the setting of minimum tax sale prices under the *Property Assessment and Taxation Act*;
 - (h) the conduct of existing or anticipated legal proceedings;
 - (i) the conduct of an investigation under, or enforcement of, an enactment or by-law;
 - (j) information, the disclosure of which could prejudice public security or the maintenance of law and order;
 - (k) the security of documents or premises.
- (4) Council has no power to make a by-law or a resolution at a meeting that is closed to the public, other than a resolution to:
- (a) give instructions to the municipal corporation's lawyers or to any persons negotiating a contract on behalf of the municipal corporation;
 - (b) give directions to staff on confidential personnel issues; or
 - (c) adjourn the closed meeting or to revert to a public meeting.
- (5) Council shall make a public record of any meeting that is closed to the public, specifying at a minimum:
- (a) that Council met in private;
 - (b) the date of the meeting; and

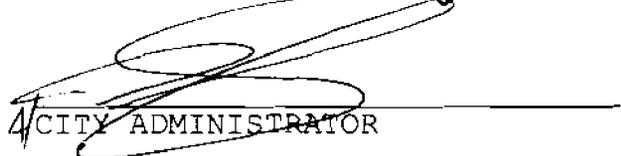
- (c) the general nature of the issues discussed.
- (6) Following an in camera session a motion may be made to place on the agenda any recommendations arising from the in camera session. Once placed on the agenda, the normal rules of procedure shall apply.
- 2. That s. 116(3) be deleted and replaced with the following:
 - (3) in the absence of the Chairperson, the Deputy Mayor shall discharge the duties of the Chairperson;
- 3. That s. 119(4) be deleted and replaced with the following:
 - (4) Unless otherwise decided by Council, a subcommittee shall select any one or more of its members to preside and discharge the duties of the Chairperson.

EFFECT

- 4. That this by-law shall come into effect upon receiving Third Reading and otherwise meeting the requirements of Section 75 of the *Cities, Towns and Villages Act*.

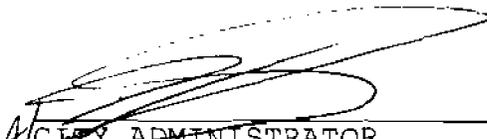
READ a First Time this 22 day of SEPTEMBER, A.D. 2008.


MAYOR


CITY ADMINISTRATOR

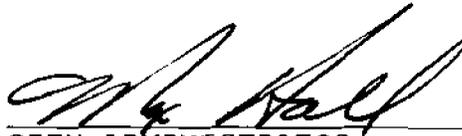
READ a Second Time this 22 day of SEPTEMBER, A.D. 2008.


MAYOR


CITY ADMINISTRATOR

READ a Third Time and Finally Passed this 14 day of OCTOBER, A.D. 2008.


MAYOR


CITY ADMINISTRATOR

I hereby certify that this by-law has been made in accordance with the requirements of the *Cities, Towns and Villages Act* and the by-laws of the Municipal Corporation of the City of Yellowknife.


CITY ADMINISTRATOR

