



10

October 9 2008

ACTION REQUIRED

To: The Board of Governors of Exhibition Place

From: Dianne Young
Chief Executive Officer

Subject: **Notice of Proposed Amendments to Procedural By-Law 1-08**

Summary:

This report has been prepared to provide notice to the Board of Governors of a proposed amendment to Procedural By-Law 1-08 proposed by the Board of Governors at its meeting of September meeting. This amendment will clarify the existing practice and intent of the by-law with respect to the timing of the election of Chair and Vice-Chair on an annual basis.

Recommendation:

It is recommended that the Board receive this report as notice regarding a proposed amendment to Procedural By-Law No. 1-08 as described in this report.

Financial Implications and Impact Statement:

There are no financial implications resulting from the adoption of this report.

Decision Background:

At its meeting of September 19, 2008, the Board, in its consideration of certain proposed amendments to By-law 1-08, also discussed and proposed a further amendment to the Procedural By-Law to clarify the existing practice and intent of the by-law with respect to Section 9. (2) related to the election of the Chair and Vice-Chair being elected following the municipal election and again eighteen months thereafter, be reviewed given that municipal elections are now every 4 years (not 3 years) and City Councillor appointments to the Board are for a two-year term, and if required a notice of motion be considered by the Board.

Issue Background:

In May 2005 City Council made its Councillor appointments to the Board for the second half of Council's term which term commenced in June and ended November 2006. Following the municipal election, City Council again made its Councillor appointments to the Board for a term ending December 31, 2008, and until successors are appointed,

Comments:

Subsection 38(2) of By-Law No. 1-08 provides that notice of a proposed amendment to the By-Law must be given at a previous regular meeting of the Board and a copy of the notice of motion to amend the by-law provided to the Members by the Corporate Secretary by regular mail, fax or electronic mail at least forty-eight (48) hours prior to the meeting at which it is to be considered.

The existing provision reads as follows:

9. (1) The Board of Governors shall elect a Chair and a Vice-Chair from among its Members who shall hold office for the term of his or her appointment or membership on the Board of Governors.
- (2) Such elections shall take place at the first meeting of the Board of Governors (or as soon thereafter as possible) after the appointment by the Council of the City of the members of Council to the Board of Governors which generally occurs in January of each year following the municipal election and again eighteen months thereafter during the term of that Council.

The proposed revision would read as follows:

9. (1) The Board of Governors shall elect a Chair and a Vice-Chair from among its Members who shall hold office for the term of his or her appointment or membership on the Board of Governors.
- (2) Such elections shall take place at the first meeting of the Board of Governors (or as soon thereafter as possible) after each appointment by the Council of the City of the members of Council to the Board of Governors.

The proposed amendment would remove any reference to the term of Council's appointment of Councillors as this is not necessary for the purposes of the provision. If received by the Board, this report will allow staff to bring these amendments back to the Board for enactment at its next meeting

Contact:

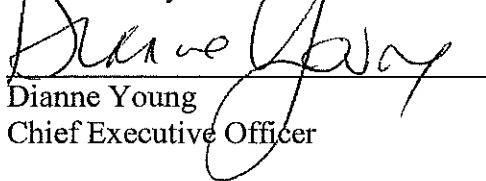
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Submitted by:



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