

THE CORPORATION OF THE VILLAGE OF MERRICKVILLE-WOLFORD
BY-LAW 21-2025

Being a By-law to Establish a Recycling, Waste and Environmental Advisory Committee

WHEREAS Section 5(3) of the *Municipal Act, 2001*, as amended, states that municipal power, including a municipality's capacity, rights, powers and privileges, shall be exercised by by-law, unless the municipality is specifically authorized to do otherwise;

AND WHEREAS Section 11(1) of the *Municipal Act, 2001*, as amended, provides that a lower-tier municipality may provide any service or thing that the municipality considers necessary or desirable for the public;

AND WHEREAS Section 11(2) of the *Municipal Act, 2001*, as amended, provides that a lower-tier municipality may pass by-laws regarding the health, safety and well-being of persons and Section 11(3) of the *Municipal Act, 2001*, as amended, provides that a lower-tier municipality may pass by-laws respecting culture, parks, recreation and heritage;

AND WHEREAS the Council of the Corporation of the Village of Merrickville-Wolford deems it appropriate to establish a Recycling, Waste & Environmental Advisory Committee;

NOW THEREFORE the Council of the Corporation of the Village of Merrickville-Wolford hereby enacts as follows:

1. A Recycling, Waste & Environmental Advisory Committee is hereby established and the attached Terms of Reference are hereby adopted and form part of this by-law as Schedule "A" as if fully recited herein.
2. By-law 39-2019 and any by-laws that do not conform with this by-law are hereby repealed.
3. This by-law shall come into force and take effect immediately upon the final passing thereof.

Read a first and second time on the 24th day of March, 2025.

Read a second and third time on the 24th day of March, 2025.

Michael Cameron, Mayor

Julia McCaugherty-Jansman, Clerk



Schedule "A" to By-law 21-2025
Recycling, Waste & Environmental Advisory Committee
Terms of Reference

1. Purpose

- 1.1 The purpose of the Committee is to provide waste diversion and efficiency advice, recommendations, and information to Council concerning waste issues related specifically to the Waste Management programs and projects that affect the Municipality's waste and recycling component.
- 1.2 The goal and intent of the Committee is to assist the Municipality by recommending to Council implementation of various methods related to waste management operations, increased efficiency, and waste diversion.

2. Objectives

- 2.1 Under the direction of the Village of Merrickville-Wolford Council, the Committee may address matters related to:
- Compiling data to assist with a Waste Master Plan.
 - Developing programs identified by Council or the Committee.
 - Training or educational sessions, with Council endorsement and approval.
 - Promoting resident awareness of recycling and composting initiatives within the Municipality.
 - Assist with issues requiring public consultation, advocacy or public notification.

3. Committee Composition

- 3.1 The composition of the Committee is the following:
- One (1) Member of Council
 - Four (4) public members from Merrickville-Wolford

It is preferred that there are public members from both the Merrickville Ward and Wolford Ward, if possible, to ensure consistency and fair representation from both Wards.

- 3.2 The Committee shall be made up of members who are individuals with a connection and have a committed interest in environmental activities in the Municipality.

4. Terms of Office

- 4.1 Membership of the Committee shall align with regular municipal elections (every four years) and the Members will be appointed to serve on the Committee until the end of the term of Council. Members on the Committee will remain Members until new Members are appointed via resolution when a new term commences.
- 4.2 If there are vacant positions on the Committee, Council may appoint new Members via resolution of Council throughout the term.

5. Quorum

- 5.1 A quorum will consist of a majority of the Committee. With a composition of five (5) members, quorum is three (3) voting members.
- 5.2 No meeting shall proceed without quorum present. If the Committee cannot achieve quorum for a meeting, then no business shall be conducted, and the meeting shall be cancelled.

6. Motions

- 6.1 All decisions made during Recycling, Waste & Environmental Advisory Committee meetings will follow the process of making a motion, having it moved and seconded and voted on and passed by the majority of the Committee Members present.
- 6.2 All motions and decisions shall be captured in the meeting minutes by the Secretary.

7. Meetings

- 7.1 Meetings of the Committee shall be governed by Council's Procedural By-law and applicable legislation.
- 7.2 The Committee shall meet once a month, with the authority to call a special meeting at the call of the Chair if necessary to conduct business.
- 7.3 All meetings are mandated to be open to the public.
- 7.4 All meetings may be conducted either virtually, in-person, or a hybrid format.

8. Role of the Chair

- 8.1 The Council Member appointed to the Committee shall be the Chairperson of the Committee.

8.2 The Chair shall:

- Facilitate meetings;
- Ensure that procedure is followed during meetings;
- Provide all necessary documentation and/or recommendation reports to Council in conjunction with the staff liaison;
- Ensure completion of tasks and objectives by Committee Members.
- Participate and provide insight and discussion at Meetings;
- Respect Council's authority as the ultimate decision-maker of the Municipality;
- Act in good faith in preserving the integrity of the Committee's advisory role.

9. Role of the Staff Liaison

9.1 The staff liaison shall be the Secretary of the Committee.

9.2 The staff liaison shall:

- Record the mover, seconder and vote for any motion before the Committee;
- Keep record of any recorded votes;
- Take accurate Minutes of a Committee Meeting that capture decisions and actions of the Committee and key discussion points;
- Forward recommendation reports and Minutes from the Committee to the Clerk for inclusion on Council Agendas.
- Prepare the Agendas for Committee Meetings and distribute to Committee Members and the public in accordance with the Public Notice requirements as set out in the Village's Procedure By-law.
- Book the Council Chambers for Committee Meetings.

10. Role of Committee Members

10.1 The role of the Committee Members include, but are not limited to:

- Attending regular Committee Meetings as scheduled and additional meetings when necessary;
- Participating in discussions and planning and sharing the workload of the Committee;
- Participating respectfully with other Committee Members, and following the procedural conduct in accordance with the Village's Procedure By-law.
- Providing regrets to the staff liaison as soon as possible if unable to attend a scheduled meeting;
- Declaring conflicts of interest as defined in the *Municipal Conflict of Interest Act* and excluding themselves from any discussion and/or voting where such conflict exists or may exist.

- Respecting Council's authority as the ultimate decision-maker for the Municipality.
- Act in good faith in preserving the integrity of the Committee's advisory role.

11. Reporting to Council

11.1 The Committee shall report to Council:

- a) Via Committee Reports to Council with the recommendation template as provided by the Municipality;
- b) Through the Minutes of the Meetings that are to be submitted to Council to receive for information once they have been confirmed and approved by the Committee; and/or
- c) As requested by Council.

12. Scope of Communication

12.1 The Committee shall communicate through Village staff to ensure that all information and communications are delivered on behalf of and by the Village. The Committee, via the Committee Chair, is granted authority by Council to provide staff with information and promotional materials to post on the municipal website, social media, and public bulletin boards when necessary. Staff have the right to forward any communication materials to Council for further review and approval, if necessary. Promotional materials or information for posting may include, but are not limited to, initiatives or projects that the Committee is working on, events, and resource materials pertaining to the scope of the Committee.

13. Conflicts of Interest

13.1 All members shall familiarize themselves with the definitions of conflict of interest as outlined in the *Municipal Conflict of Interest Act* and shall disclose any conflict of interest to the Chair and absent themselves from meetings for the duration of the discussion and voting (if any) with respect to that matter.

14. Code of Conduct

14.1 The Council of the Corporation of the Village of Merrickville-Wolford established a Code of Conduct for Members of Council and its Local Boards and Committees (By-law 73-2024). The Code aims to ensure that elected officials and members of Boards and Committees share a common basis of acceptable conduct. These standards are designed to supplement the legislative parameters governing conduct and to enhance public confidence that the Village of Merrickville-Wolford's elected and appointed officials operate on a basis of integrity, justice, and courtesy.

14.2 All Members of the Recycling, Waste & Environmental Advisory Committee shall abide by the established Code of Conduct By-law 73-2024.

15. Budget

15.1 All annual monies/budget required for any reason pertaining to the Committee carrying out its duties must be approved by Council. All requests for budget allocations must be submitted by September 30th of the preceding year for Council consideration.

15.2 All approved budget items shall be administered by the Municipality, through direction of Council.

15.3 Any one-time costs that are required pertaining to events, promotions, or tasks undertaken by the Committee shall be included in a recommendation report to Council for final approval.

15.4 Positions on the Committee are all volunteer, and no Committee Member shall receive compensation, per diem, or other form of remuneration. Reasonable out-of-pocket expenses may be reimbursed with prior approval by the Committee and provided a budget has been adopted and approved for the expense.