

Authority: Policy and Finance Committee Report No. 4, Clause 15, adopted as amended, by
City of Toronto Council on April 11, 12 and 13, 2000
Enacted by Council: July 6, 2000

CITY OF TORONTO

BY-LAW No. 486-2000

**To increase the membership of the Board of Directors of
the Toronto Atmospheric Fund Foundation and to
make certain changes to the membership term.**

WHEREAS the Toronto Atmospheric Fund Act, 1992 (the "Act") creates a board of directors of the Toronto Atmospheric Fund Foundation ("TAFF Board") comprised of five members appointed by the Toronto Atmospheric Fund Board ("TAF Board"); and

WHEREAS section 210.4 of the Municipal Act provides that the council of a municipality may by by-law dissolve or make prescribed changes to a local board and further that the Minister may make regulations prescribing changes that may be made to a local board; and

WHEREAS Ontario Regulation 214/96 provides that the Toronto Atmospheric Fund Foundation is a local board for the purposes of the regulation and that council may by by-law make changes to the local board with respect to membership on the board, including changes related to the number of members, their terms, their remuneration and the manner in which they become members; and

WHEREAS Ontario Regulation 214/96 provides that a municipality may by by-law assume one or more of the powers of the board except those powers of a public utility commission related to the distribution and supply of electrical power or energy; and

WHEREAS section 14 of the Act provides that four of the five TAFF Board members are to be appointed for a term of three years and one of the five TAFF Board members is to be appointed for a term of one year, that the term of the TAFF Board members shall not extend beyond the term of office of members of the TAF Board appointed by City Council, and that TAFF Board members are not eligible for reappointment until one year after that member ceases to hold office; and

WHEREAS subsection 16(1) of the Act allows the TAFF Board to make by-laws governing the procedures of the board of directors, including fixing the quorum; and

WHEREAS Council at its meeting of April 11, 12 and 13, 2000 determined that the TAFF Board should be increased from five members to eleven members, six of whom are to be appointed by the TAF Board and the remaining five to be appointed by the TAFF Board; and

WHEREAS Council at its meeting of April 11, 12 and 13, 2000 also determined that section 14 of the Act should be amended to establish a three-year term for TAFF Board members from the date of their appointment, to allow for the reappointment of TAFF Board members to a maximum cumulative term of six consecutive years, and to allow for the establishment of a rotating board, with approximately one-third of the Board members being elected each year;

The Council of the City of Toronto HEREBY ENACTS as follows:

1. Despite subsection 14(1) of the Act, the TAFF Board is increased by six, for a total of eleven members; six of whom are to be appointed by the TAF Board and the remaining five to be appointed by the TAFF Board.
2. Despite subsections 14(2) and (3) of the Act, the term of TAFF Board members shall be three years from their respective dates of appointment, subject to section 4 of this By-law.
3. Despite subsection 14(5) of the Act, TAFF Board members are eligible for reappointment to a maximum cumulative term of six consecutive years.
4. Despite subsections 14(2) and (6) of the Act, the TAFF Board is a rotating board and approximately one-third of its members will be appointed each year.

ENACTED AND PASSED this 6th day of July, A.D. 2000.

CASE OOTES,
Deputy Mayor

NOVINA WONG,
City Clerk

(Corporate Seal)