

Resolution

Whereas the current and future operation of The Association of Professional Engineers and Geoscientists of Manitoba (Engineers Geoscientists Manitoba) depends on adherence to its Act and by-laws in all its undertakings;

And whereas the application of by-laws which have not been approved by the membership in accordance with existing by-laws exposes Engineers Geoscientists Manitoba to future legal action;

And whereas the Engineering and Geoscientific Professions Act, clause 12(5) requires by-law amendments to be "in compliance with the procedures set out in the association's by-laws";

And whereas the procedures for adoption of new or amended by-laws are contained in existing bylaw 17;

And whereas Council chose to call a special meeting on September 19, 2019 in accordance with by-laws 17.6.2 to discuss a set of amendments to the existing by-laws;

And whereas the quorum for such a meeting is 40, as specified in by-law 5.3.3;

And whereas evidence provided by the Secretary indicated that such quorum was not met;

And whereas by-law 5.3.3 requires the president to cancel or postpone the special meeting in the event that quorum was not obtained within an hour of the stated start time of the meeting;

And whereas voting on the by-law amendments may have taken place without the special meeting referred to in by-law 17.6.6 being properly constituted, having not achieved quorum;

And whereas such a vote would not be valid if the special meeting did not reach quorum;

Be it hereby resolved that:

- (a) Council, through the sign-in records for the meeting which took place on September 19, 2019, demonstrate to the scrutineers of the 2019 election for council on or before October 21, 2019 that attendance at the special meeting met the quorum requirements and;
- (b) if such records show that quorum was not obtained, then it is recommended that Council immediately annul the results of the recent vote on by-law amendments and that the association then proceed with a vote on such amendments after the 2019 Annual General Meeting, in accordance with by-law 17.6.6.

Moved by:



D.G. Chapman, P.Eng. FEC

Seconded by:



D.A. Ennis, P.Eng, FEC

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