

# NEWMARKET MINOR HOCKEY ASSOCIATION

## NOTICE OF MOTION FORM:

**Reference No:** 2022-01

**Date Submitted:** March 10, 2022

**Amendment to:** Bylaw Section: Definitions  
Regulation No: 1.1 (f)

**Submitted by:** Name (Mover): Izak Westgate  
Position with NMHA: Rep Alternate  
Name (Seconder): Matt Fisher  
Position with NMHA: VP, Rep

### **Current Wording:**

“Director/Executive Member” means an individual who has been elected to the Board of Directors/Executive of the Association;

### **Proposed Wording:**

“Director/Executive/Member” means an individual who has been elected **or appointed** to the Board of Directors/Executive of the Association;

### **Rationale for Change:**

**This reflects the nature of Board appointments when a position is left vacant due to a Board member leaving the Executive group and/or no members running for election at the AGM.**

# NEWMARKET MINOR HOCKEY ASSOCIATION

## NOTICE OF MOTION FORM:

**Reference No.:** 2022-02

**Date Submitted:** March 10, 2022

**Amendment to:** Bylaw Section: Definitions  
Regulation No.: 1.1 (o), (s), and (v)

**Submitted by:** Name (Mover): Patricia Thibault  
Position with NMHA: Office Administrator  
Name (Seconder): Izak Westgate  
Position with NMHA: Rep Alternate

### Current Wording:

- (o) “OHA” means the Ontario Hockey Association (or such other name as the OHA may in the future legally adopt);
- (s) REP” means representative hockey, competitive level;
- (v) “CHIP Program” is the foundation of skills development for hockey in Canada

### Proposed Wording:

- (o) *Remove*
- (s) “REP” means representative hockey, competitive level, which players must be eligible by age and residency;
- (v) *Remove*

### Rationale for Change:

- (o) OHA not mentioned in NMHA By-Laws
- (s) To align with OHF/OMHA wording
- (v) CHIP program is now referred to U7 Program as per definition (u)

# NEWMARKET MINOR HOCKEY ASSOCIATION

## NOTICE OF MOTION FORM:

**Reference No:** 2022-03

**Date Submitted:** March 10, 2022

**Amendment to:** Bylaw Section: Affiliations  
Regulation No. 4.1 (c)

**Submitted by:** Name (Mover): Izak Westgate  
Position with NMHA: Rep Alternate  
Name (Seconder): Matt Fisher  
Position with NMHA: VP, Rep

### **Current Wording:**

The Association shall operate in cooperation with the Recreation, Parks and Culture Department of the Town of Newmarket.

### **Proposed Wording:**

The Association shall operate in cooperation with the **Recreation and Culture Department** of the Town of Newmarket.

### **Rationale for Change:**

Updated to reflect current name of Town's department.

# NEWMARKET MINOR HOCKEY ASSOCIATION

## NOTICE OF MOTION FORM:

<b>Reference No:</b>	<b>2022-04</b>	
<b>Date Submitted:</b>	<b>March 10, 2022</b>	
<b>Amendment to:</b>	<b>Bylaw Section Regulation No.</b>	<b>Lifetime Membership 6.1 (c) (i - iv)</b>
<b>Submitted by:</b>	<b>Name:</b>	<b>Izak Westgate</b>
	<b>Position with NMHA:</b>	<b>Rep Alternate</b>
	<b>Name (Seconder):</b>	<b>Todd Eves</b>
	<b>Position with NMHA:</b>	<b>Sponsorship</b>

### Current Wording:

- (i) Any person serving for four (4) or more years on the Executive of the Association, or its affiliate, the Auxiliary, will be appointed, at the discretion of the Executive, an honorary non-voting life member of the Executive of the Association.
- (ii) The appointments will be made at the end of the fourth year at the Annual General Meeting. Further, this honorary appointment will not preclude the individual's continued active participation in the Association.
- (iii) The Association will institute a "Lifetime Membership Card." This card will be a compliment to the Association's "Executive Gold Card." Whereby any person who has completed five (5) years of continued official service, in good standing, shall receive a "Lifetime Membership Card." Official service shall be defined as service as a Convenor, Coach, Assistant Coach, Manager, Trainer or any non-voting member of the Executive such as Statistician or Referee-in-Chief. The service must be able to be verified as served in order to be considered.

- (iv) The appointment will be made at the end of the fifth year at the Annual General Meeting. Further, this honorary appointment will not preclude the individual's continued active participation in the Association.

**Proposed Wording:**

**“Lifetime Membership” shall be deemed to be the highest honour bestowed upon a member of the Association, as follows:**

- (i) To be eligible, a member must have served six (6) or more years (does not have to be consecutively) on the Executive of the Association, or, who has completed twelve (12) years of continued official service, in good standing, with the Association;
- (ii) To be considered for “Lifetime Membership,” the member must have been deemed to have made significant contributions and a positive long-term impact on the Association as a whole;
- (iii) Official service shall be defined as service including, but not limited to, Convenor, Coach, Assistant Coach, Manager, Trainer or any non-voting member of the Executive such as Statistician, Coach Mentor or Referee-in-Chief;
- (iv) Nominations can be made by any Member of the Association and any annual appointment of “Lifetime Membership” shall be voted on by the Executive prior to the AGM and announced at the AGM;

**Rationale for Change:**

**This is intended to clarify (no one has been named since 2002) and put greater meaning into being named a “Lifetime Member” of the NMHA by making it the Association’s highest honour.**

# NEWMARKET MINOR HOCKEY ASSOCIATION

## NOTICE OF MOTION FORM:

Reference No:	2022-05	
Date Submitted:	March 10, 2022	
Amendment to:	Bylaw Section Regulation No.	Executive Eligibility 8.1 (a) (v)
Submitted by:	Name: Position with NMHA:	Izak Westgate Rep Alternate
	Name (Seconder): Position with NMHA:	Todd Eves Sponsorship

### Current Wording:

to be eligible to run for President, the individual must have served at least one full term on the Executive in the immediate past two terms;

### Proposed Wording:

to be eligible to run for President, the individual must have served **at least one full calendar year (12 month) consecutively** on the Executive in the immediate past **4 year (48 month) period**.

### Rationale for Change:

The current eligibility for the President's position is too limiting and discludes qualified candidates from potentially running. This now takes into account that a member spends time on the Executive first, while allowing wiggle room for mid-term appointments and opening up the position to more possible candidates moving forward.

# NEWMARKET MINOR HOCKEY ASSOCIATION

## NOTICE OF MOTION FORM:

**Reference No:** 2022-06

**Date Submitted:** March 10, 2022

**Amendment to:** Bylaw Section: Executive Eligibility  
Regulation No: 8.1 (b) (ii)

**Submitted by:** Name (Mover): **Matt Fisher**  
Position with NMHA: VP, Rep

Name (Seconder): **Izak Westgate**  
Position with NMHA: Rep Alternate

### **Current Wording:**

At least 75% of the Executive shall be a resident of the Town of Newmarket. Residency is deemed at the time a member joins the Executive and that residency does not change until that member is no longer a member of the Executive.

### **Proposed Wording:**

**At least 8 of the 13 members** of the Executive shall be a resident of the Town of Newmarket. Residency is deemed at the time a member joins the Executive and that residency does not change until that member is no longer a member of the Executive.

**Should the Executive Member move out of the Town of Newmarket during their term, their residency at that time shall be counted towards the 75% rule and no new out-of-area residents shall be permitted to run or be appointed to the Executive Board until such time as when the 75% rule is below the required limit.**

**Notwithstanding this above-mentioned By-Law, any Executive Member currently on the Board, on or before April 30, 2022, shall be grandfathered in until such time as they are no longer part of the NMHA Executive Board.**

**Rationale for Change:**

**Updated to further clarify the intent of the article in terms of Executive composition.**



# NEWMARKET MINOR HOCKEY ASSOCIATION

## NOTICE OF MOTION FORM:

**Reference No:** 2022-07

**Date Submitted:** March 10, 2022

**Amendment to:** Bylaw Section: Executive Members  
Regulation No: 8.1 (b) (iii)

**Submitted by:** Name (Mover): **Matt Fisher**  
Position with NMHA: VP, Rep

Name (Seconder): **Izak Westgate**  
Position with NMHA: Rep Alternate

### Current Wording:

New article.

### Proposed Wording:

The Executive Committee will not have more than four members from their child's age group/division. Occupancy within the board is deemed at the time a member joins the Executive and that does not change until that member is no longer a member of the Executive.

Notwithstanding this above-mentioned By-Law, any Executive Member currently on the Board, on or before April 30, 2022, shall be grandfathered in until such time as they are no longer part of the NMHA Executive Board.

### Rationale for Change:

A conflict may occur when the interests of the executive committee is not appropriately balanced. It is deemed unfair to a member to have the Executive Board predominantly occupied with executives that have a child in the same birth year/age group.

# NEWMARKET MINOR HOCKEY ASSOCIATION

## NOTICE OF MOTION FORM:

**Reference No:** 2022-08

**Date Submitted:** March 10, 2022

**Amendment to:** Bylaw Section: Nominations  
Regulation No: 9.1

**Submitted by:** Name (Mover): Joey Wilson  
Position with NMHA: VP, House League

Name (Seconder): Chris Neale  
Position with NMHA: Director Communications

### **Current Wording:**

The Nominations and Elections Committee shall invite nominations to the Executive from the Members of the Association on or before March 15th in each year and shall supply and make available a nomination form to be completed by all nominees and two nominators who are Members of the Association, and such completed nomination form shall be delivered to the Secretary of the Association. The Nominations and Elections Committee shall put forth the name of all nominees seeking election for each of the Executive positions up for election that year at the Annual General Meeting. Nominations will also be accepted from the floor at the Annual General Meeting. Each nominee must have a mover and seconder.

If there is more than one nominee for a position, each nominee will be given the opportunity to speak to the Membership at the Annual General Meeting. Each nominee will be provided no more than (5) minutes to speak and questions from the floor will be allowed, with no more than three (3) questions per nominee being asked.

Nominees may not be elected to more than one position on the Board of Directors/Executive in the same election.

### **Proposed Wording:**

The Nominations and Elections Committee shall invite, **by member email and post to association website**, nominations to the Executive from the Members of the Association on or before **March 1<sup>st</sup>** in each year and shall supply and make available a nomination form to be completed by all nominees and two nominators who are Members of the Association. **The fully completed nomination form shall be delivered to the Association Secretary and the Chair of the Nominations and Elections Committee by March 20<sup>th</sup> in each year. All nominees seeking election will be posted to the association website a minimum of 7 days prior to the Annual General Meeting in each year and shall be put forth that year at the Annual General Meeting.**

**Nominations WILL NOT be accepted from the floor at the Annual General Meeting if two or more nominations are received for an open position by the March 20<sup>th</sup> deadline.**

If there is more than one nominee for a position, each nominee will be given the opportunity to speak to the Membership at the Annual General Meeting. Each nominee will be provided no more than (5) minutes to speak and questions from the floor will be allowed, with no more than three (3) questions per nominee being asked.

Nominees may not be elected to more than one position on the Board of Directors/Executive in the same election.

### **Rationale for Change:**

**To allow NMHA membership to understand and review all nominees in advance of the Annual General Meeting and to further, make a more informed voting decision.**

# NEWMARKET MINOR HOCKEY ASSOCIATION

## NOTICE OF MOTION FORM:

**Reference No:** 2022-09

**Date Submitted:** March 9, 2022

**Amendment to:** Bylaw Section: Conflict of Interest  
Regulation No. 10.11 (a) to (c)

**Submitted by:** Name (Mover): **Lynda Carusi**  
Position with NMHA: Past President

Name (Seconder): **Victoria Amor Steinberg**  
Position with NMHA: Secretary

### Current Wording:

(a) A conflict of interest arises when:

- (i) the issue before the Board directly impacts or is about an immediate disciplinary issue regarding the Executive member's child, spouse, team or child's age group/division;
- (ii) a Director directly or indirectly has an interest in a proposed or existing contract or transaction or other matter relating to the Association;
- (iii) any person entrusted to purchase or tender on any item for the Association is employed by or has been employed by anyone wishing to submit tenders in the previous six (6) months.

(b) A Director shall immediately make a full and fair declaration of the nature and extent of the interest at an Executive meeting or at the start of any topic.

(c) Should any Director remove themselves from any issue before the Board, it will be deemed as a conflict of interest.

**Proposed Wording:**

- (a) No Board member shall participate in any activity related to the Association or its members for which he or she receives, or has the potential to receive, a financial benefit without first disclosing to the Board the nature of such activity and secondly receiving approval from the Board to engage or continue to engage in such activity.**
- (b) No member of the Board shall participate in any Board discussions or vote on any matter before the Board where he or she has a conflict of interest.**
- (c) Instances in which a conflict of interest will be deemed to exist for a Board member include, but are not limited to, the following:**

  - (i) The matter under discussion directly involves a member of his or her immediate family.**
  - (ii) The matter under discussion involves an entity in which he/she or a member of his immediate family has a financial interest.**
  - (iii) The matter under discussion involves a team/division in which he/she is a member of the coaching staff and/or one of his children is a player.**
  - (iv) The coach selection process for any rep team/division for which one of his children is eligible to play by virtue of age.**
- (d) Should a Board member recognize or suspect that he or she has a possible conflict of interest on a matter before the Board, he or she shall immediately advise the Chair of the potential conflict and excuse themselves from the meeting until the matter in question has been dealt with.**
- (e) It is the duty of every Board member to advise the Chair if they believe that a member of the Board has a conflict of interest on a matter before the Board. Such advice shall be without prejudice.**
- (f) Depending on the circumstances, the NMHA Board may choose to approve the transaction or relationship giving rise to the conflict if it**

**determines that such approval would be in the NMHA's best interest. Such approval may require that appropriate steps be taken, under the supervision of colleagues without a conflict, to counter any perception of conflict or bias and ensure that the arrangement is in the NMHA's best interest.**

**(g) Violations - Failure by a Board member to disclose a conflict of interest, or to comply with a directive from the Board (re: conflict of interest) could result in disciplinary action, including expulsion from the Board. The NMHA will have no tolerance for compliance violations. Any violation will be treated as a serious matter and will be sanctioned with disciplinary action, up to and including, immediate termination of employment and/or placement on the Executive Board.**

**Rationale for Change:**

**To update and be clearer as to when a conflict of interest arises, as well as being good corporate governance.**

# NEWMARKET MINOR HOCKEY ASSOCIATION

## NOTICE OF MOTION FORM:

**Reference No.:** 2022-10

**Date Submitted:** March 10 2022

**Amendment to:** Bylaw Section: BY-LAWS 11 & 22  
Regulation No.: 11.1 (c), 11.3 (a), 22.1 (a)

**Submitted by:** Name (Mover): Patricia Thibault  
Position with NMHA: Office Administrator  
Name (Seconder): Chris Neale  
Position with NMHA: Communications/Marketing

### Current Wording:

11.1 (c) The President and the two Vice-Presidents of the Association may not be carded to any Newmarket OMHA Rep, MD and/or **Rostered** Select team, nor may they act as an on-ice official, off-ice official or timekeeper for games within their home centre. The exception may be if a carded Executive member is required to fill-in on an emergency basis.

11.3 (a) The NMHA shall have two Vice Presidents, one Vice President responsible for the operation of Rep and/or MD and one Vice President responsible for the operation of House League and/or **Rostered** Select. In the absence for any reason of the President, the Senior Vice President will assume the duties of the President and carry out such other duties as are assigned by the Executive.

22.1 (a) be refused admission to any Association sponsored game, House League or Rep or MD or **Rostered** Select game for a period of time set by the Executive.

### Proposed Wording:

**Remove the word Rostered, these teams now referred as Select**

### Rationale for Change:

Housekeeping

# NEWMARKET MINOR HOCKEY ASSOCIATION

## NOTICE OF MOTION FORM:

**Reference No.:** 2022-11

**Date Submitted:** March 10 2022

**Amendment to:** Bylaw Section: Committees of the Executive  
Regulation No.: 12.6 (a)

**Submitted by:** Name (Mover): **Patricia Thibault**  
Position with NMHA: Office Administrator  
Name (Seconder): **Todd Eves**  
Position with NMHA: Sponsorship

### **Current Wording:**

The Chair of the Nominations and Elections Committee shall be chaired by an Executive member and will be appointed by the Executive at the May Executive meeting. It will consist of at least two other members of the Executive, but who are not nominees for election to the Board of Directors.

### **Proposed Wording:**

The Nominations and Elections Committee shall be chaired by the **Past President or designate**. It will consist of at least two other members of the Executive, but who are not nominees for election to the Board of Directors.

### **Rationale for Change:**

**As this Executive position is not up for election, the Past President is usually the Chair for this committee.**



# NEWMARKET MINOR HOCKEY ASSOCIATION

## NOTICE OF MOTION FORM:

**Reference No:** 2022-12

**Date Submitted:** March 10, 2022

**Amendment to:** Bylaw Section: Rules  
Regulation No: 21.1 (c)

**Submitted by:** Name (Mover): Izak Westgate  
Position with NMHA: Rep Alternate  
Name (Seconder): Matt Fisher  
Position with NMHA: VP, Rep

### **Current Wording:**

The Association's rules will be developed, changed or rescinded on the basis of recommendations by the Rules Committee to the Executive and ratified by the Executive.

### **Proposed Wording:**

The Association's rules/**discipline** will be developed, changed or rescinded on the basis of recommendations by the **Risk Management** Committee to the Executive and ratified by the Executive.

### **Rationale for Change:**

Updated to reflect that the Rules Committee no longer exists in name.

