

CORPORATION OF THE TOWNSHIP OF WESTMEATH

BY-LAW 86-18

A By-Law to enter into an agreement regarding the Beachburg Medical Centre.

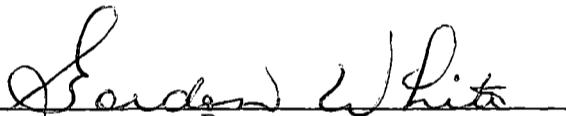
WHEREAS according to Section 208 SS 57 and 59 of the Municipal Act RSO 1980 a Municipality may enter into agreements for the operation of health and medical centres; and

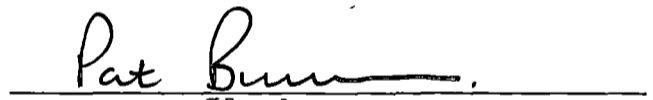
WHEREAS the Corporation of the Township of Westmeath wishes to enter into an agreement to provide for the management and future operation of the Beachburg Medical Centre, in order to provide a substantial benefit to the Community.

NOW THEREFORE the Corporation of the Township of Westmeath ENACTS AS FOLLOWS:

- 1) The Corporation of the Township of Westmeath hereby enters into an agreement, referred to as schedule "A", attached to and forming part of this by-law, with the Corporation of the Village of Beachburg and the Beachburg Lions Club Incorporated, regarding the operation of the Beachburg Medical Centre.
- 2) The Reeve and the Clerk are hereby authorised to sign the agreement referred to in Section 1 on behalf of the Municipality.

ENACTED and PASSED this 8^m day of October, 1986


Reeve


Clerk

CORPORATION OF THE TOWNSHIP OF WESTMEATH

SCHEDULE "A" TO BY-LAW 86-18

THIS AGREEMENT made this 20th day of October
1986.

BETWEEN

THE CORPORATION OF THE TOWNSHIP OF
WESTMEATH

(hereinafter called "Westmeath")

PARTY OF THE FIRST PART

AND

THE CORPORATION OF THE VILLAGE OF
BEACHBURG

(hereinafter called "Beachburg")

PARTY OF THE SECOND PART

AND

THE BEACHBURG LIONS CLUB INCORPORATED

(hereinafter called "the Lions Club")

PARTY OF THE THIRD PART

WHEREAS the above mentioned parties wish to enter into an agreement to provide for the management and future operation of the Beachburg Medical Centre.

AND WHEREAS the above mentioned parties have contributed from time to time funds for the operation and development of the abovementioned Medical Centre and have from time to time solicited funds from the public at large in the respective communities for the purpose of supporting the activities of the Beachburg Medical Centre.

AND WHEREAS the above mentioned parties agree that the continued operation of the Beachburg Medical Centre and all related facilities are in the public interest and provide a substantial benefit to the community.

WITNESSETH that in consideration of the mutual covenants hereinafter agreed to the parties hereto covenant and agree as follows:

1. The Beachburg Medical Centre shall be managed by a Board of Directors consisting of four (4) members, one of whom shall be

elected Chairman by the remaining members in the terms so stated: one for three years, two for two years, one for one year. One member of the Board of Directors shall be appointed by the Corporation of the Township of Westmeath, one member shall be appointed by the Corporation of the Village of Beachburg and two members of the Board of Directors shall be appointed by the Lions Club of Beachburg.

2a. The Board of Directors shall be empowered to conduct all the affairs of the Beachburg Medical Centre and shall have the authority to purchase, to sell and to borrow such funds that are required and may pledge the property owned by the Beachburg Medical Centre as security against such borrowing.

2b. The Board of Directors does not have the responsibility with the provision and maintenance of medical and dental equipment.

2c. The Board of Directors shall have the authority to refuse or accept a doctor or dentist from coming.

3. In the event that the Beachburg Medical Centre discontinues operation or for any reason terminates its function, all property shall immediately revert in equal shares to the two municipal corporations, namely the Corporation of the Township of Westmeath and the Corporation of the Village of Beachburg.

4. It is agreed between the parties hereto that the Board of Directors of the Beachburg Medical Centre shall not engage in any activity other than the operation and development of the medical facilities owned by the said Beachburg Medical Centre, and shall at all times pursue the public interest without a view to individual or personal gain.

5. The Board of Directors shall maintain records of all receipts and disbursements and shall provide an annual statement of accounts to the Corporation of the Township of Westmeath, the Corporation of the Village of Beachburg and the Beachburg Lions Club.

6. The Board of Directors shall be saved harmless and indemnified by the Beachburg Medical Centre with respect to any action, claim or suit brought against them personally for any matter arising out of their duties performed on behalf of the Beachburg Medical Centre.

7. The Board of Directors undertakes to maintain liability insurance in the minimum amount approved by the two Municipalities involved. Certificates proving such insurance will be filed annually with the Clerks of the Municipalities. Further it is agreed that all practising medical professionals operating in the Beachburg Medical Centre will provide proof of adequate insurance in an amount satisfactory to the two Municipalities. Such proof shall be provided annually.

8. It is agreed that all property owned by the Beachburg Medical Centre shall be held in the names of the current members of the Board of Directors as Trustees and all property shall accordingly vest in the Trustees, their successors in office as Trustees for the Beachburg Medical Centre.

IN WITNESS WHEREOF the corporations have hereunto affixed their corporate seals attested by the hands of their proper signing officers in that behalf.

THE CORPORATION OF THE TOWNSHIP OF WESTMEATH

Per Baron Albert Reue

Per Pat Burns Clerk. 20/10/86

THE CORPORATION OF THE VILLAGE OF BEACHBURG

Per Art Jamieson Reue.

Per Phyllis M. Elise, Clerk.

THE BEACHBURG LIONS CLUB INCORPORATED

Per Jack Johnson (Secretary)

Per Wayne Coffin (President)