

**THE CORPORATION OF THE TOWNSHIP OF WHITEWATER  
REGION**

**By-Law 11-02-475**

**Being a By-Law to establish and appoint a Municipal Service  
Board known as the "TOWNSHIP OF WHITEWATER REGION  
MEDICAL CENTRE BOARD"**

WHEREAS the Township of Whitewater Region, in the best interest of the residents of the Municipality, deem it appropriate to create a Board responsible for the operation and maintenance of a municipal facility located at 20 Robertson Drive in the Village of Beachburg;

WHEREAS this Board will be known as "TOWNSHIP OF WHITEWATER REGION MEDICAL CENTRE BOARD"

THEREFORE BE IT RESOLVED that pursuant to Sec.194 (2) of the 2001 Municipal Act, the Council of the Township of Whitewater Region attach Schedule "A " cited as the 'CONSTITUTION' and shall form part of this By-law and all of its terms and conditions are hereby adopted as if fully recited herein.

BE IT FURTHER RESOLVED that pursuant to Sec.195 (3) of the 2001 Municipal Act, the following are hereby appointed to the Township of Whitewater Region Medical Centre Board:

**TOWNSHIP OF WHITEWATER REGION MEDICAL  
CENTRE BOARD MEMBERS**

<b>Name</b>	<b>Representation</b>
Tony Mercier	At Large
Wendy Johnson	At Large
Bev Buchanan	At Large
Mackenzie Buchanan	At Large
Peter Sattleberger	At Large
Richard Yokale	Lions Member
Daryl McLaughlin	Civitan Member
Allen Dick	Council Representative
Brenda Powers Ross	Advisor

Bylaw known as Bylaw 03-02-104 is hereby repealed and this by-law shall come into force and take effect on the day of final passing thereof.

Read a First, Second and Finally Passed on the Third Reading, this <sup>16<sup>th</sup></sup>  
day of February, 2011

\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
CAO/Clerk

**Schedule "A"**  
**"Township of Whitewater Region Medical  
Centre Board"**  
**Constitution**

WHEREAS the Township of Whitewater Region wish to enter into an agreement to provide for the management and future operation of the Whitewater Township Medical Centre in Beachburg.

And WHEREAS the Township of Whitewater Region has contributed, from time to time, funds for the operation and development of the Whitewater Township Medical Centre.

AND WHEREAS the Township of Whitewater Region agrees that the continued operation of the Whitewater Township Medical Centre and all related facilities are in the public interest and provide a substantial benefit to the community.

**Definition**

"Township of Whitewater Region Medical Centre Board" shall in this document be known as "Board of Council".

**Membership of Board and Term of Office**

The Whitewater Township Medical Centre shall be managed by a Board of Council, consisting of at least 5 members, one of whom will be elected Chairperson, one Vice Chairperson, one Secretary and one Treasurer, and will be elected annually by the voting members, in the terms so stated:

- ⇒ 1 council member appointed by the Township of Whitewater Region
- ⇒ 1 member of the Lions Club for the period of 1 year
- ⇒ 1 member of the Civitan Club for the period of 1 year
- ⇒ Maximum 5 members from the community at large, with at least 2 members at any one time, from the Township of Whitewater Region for the period of 2 years with possible re-appointment by council. These positions will be advertised.
- ⇒ Plus 2 advisers (non-voting) members), 1 from the Whitewater Bromley CHC, a part of Lanark Health & Community Services (LHCS) and 1 from the Whitewater Bromley Advisory Board.

**Quorum**

- ⇒ A Quorum shall consist of four voting members. The decisions of the voting members present will be by majority.

**Meetings**

- ⇒ Meetings will be held quarterly, with additional meetings if deemed necessary, at the call of the Chairperson with an annual meeting when the unaudited statement will be presented and new members will be appointed.

**Removal of Members**

- ⇒ All members, in the absence of agreement to the contrary, shall be subject to removal by resolution of at least four fifths of the full Board of Council. Notice must be given to the Board at least ten (10) days before the meeting of the Board of any proposal to remove a member of the Board.

By-law to be presented to Council January of every year to appoint members for                    coming year.

### **Board Responsibilities**

- ⇒ The Board of Council shall be empowered to conduct all the affairs of the Whitewater Township Medical Centre Board and shall have the authority to purchase and sell. To borrow such funds that are required the Board may with the permission of Council, pledge the property owned by the Township of Whitewater Region, as security against such borrowing.
- ⇒ The Board of Council does not have the responsibility with the provision and maintenance of medical equipment.
- ⇒ The Board of Council, in consultation with the LHCS shall have the authority and discretion to accept or refuse a tenant.
- ⇒ The Board of Council shall not engage in any activity other than the operation and development of the medical facilities, failing that it would be in the interest of the community, owned by the said Township of Whitewater Region, and shall at all times pursue the public interest without a view to individual or personal gain.

### **Financial Statement**

- ⇒ The Board of Council shall maintain records of all receipts and disbursements and shall provide an annual unaudited statement of accounts to the Corporation of the Township of Whitewater Region.

### **Operate and Maintain**

- ⇒ The Board of Council is responsible to operate and maintain the facility, including Health and Safety and all financial responsibilities including lease negotiations with the tenants.

### **Indemnified**

- ⇒ The Board of Council shall be saved harmless and indemnified by the Township of Whitewater 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 Whitewater Township Medical Centre Board.

### **Insurance**

- ⇒ The Township of Whitewater Region undertakes to maintain liability and property insurance in the minimum amount approved. Further it is agreed that all practicing medical professionals operating in the Whitewater Township Medical Centre will provide proof of adequate insurance in an amount satisfactory to the Municipality. Such proof shall be provided annually.