1974

c 145 The Town of Ingersoll Act, 1974

Ontario
CHAPTER 145

An Act respecting the Town of Ingersoll

Assented to April 26th, 1974

WHEREAS The Corporation of the Town of Ingersoll hereby represents that it is desirous of establishing The Ingersoll Recreational Services Board for the better development and supervision of its public parks, its recreation facilities and its community centre or centres and for such purposes to charge the Board with the duties and responsibilities and give to it the powers and privileges of the Ingersoll Parks Board, established under The Public Parks Act, of The Ingersoll and District Memorial Centre Board established under The Community Centres Act, and of the Ingersoll Recreation Committee, established under The Department of Education Act; and whereas the applicant hereby applies for special legislation in respect of such matters; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

   (a) “Board” means The Ingersoll Recreational Services Board;

   (b) “council” means the council of the Town;

   (c) “Town” means The Corporation of the Town of Ingersoll.

2.—(1) Notwithstanding The Ministry of Community and Social Services Act, The Public Parks Act and The Community Centres Act, there shall be a Board that shall be known as The Ingersoll Recreational Services Board and shall be composed of,

   (a) the head of the council;
(b) two members of council to be appointed by the council; and

(c) six other persons appointed by the council who shall be qualified electors of the Town but not members of council.

(2) The head of the council, with the approval of council, may annually appoint a substitute, who is a member of the council, to act for him.

(3) The members of the Board who are not members of the council shall hold office for three years, provided that, on the first appointment, the council shall designate which member shall hold office,

(a) until the 1st day of January of the year next following the date of his appointment;

(b) until the 1st day of January of the second year next following the date of his appointment; and

(c) until the 1st day of January of the third year next following the date of his appointment,

respectively, so that one-third of such members shall retire each year.

(4) The members of the Board who are members of council shall be appointed to correspond with their term of office.

(5) The members of the Board shall hold office until their successors are appointed, and are eligible for reappointment.

(6) Where a member ceases to be a member of the Board before the expiration of his term of office, the council shall appoint another eligible person for the unexpired portion of that term.

(7) The first appointments of members of the Board shall be made by the council immediately upon the coming into force of this Act, and thereafter the appointments shall be made annually at the first meeting of the council in any year, and any vacancy arising from any cause other than the expiration of the term for which the member was appointed shall be filled at the first meeting of the council held after the vacancy occurs.
(8) A majority of the members of the Board constitutes a quorum.

(9) At its first meeting in every year, the Board shall elect a chairman and a vice-chairman from among the members of the Board, and in the absence of the chairman, the vice-chairman shall preside and the Board shall appoint a secretary, who may, but need not, be a member of the Board.

(10) The chairman, vice-chairman and secretary shall hold office at the pleasure of the Board or for such a period as the Board may prescribe.

(11) When the chairman, vice-chairman or secretary is absent or unable to act, the Board may appoint a chairman or secretary pro tempore.

(12) The Board may engage such employees and consultants as it considers expedient.

(13) The Treasurer of the Town shall be the treasurer of the Board.

3. Except as otherwise provided in this Act, The Ministry of Community and Social Services Act and the regulations made thereunder, The Community Centres Act and the regulations made thereunder and The Public Parks Act, except the provisions constituting a Board of Park Management as a corporation and authorizing such a Board to acquire and hold land, apply to the Board as if it had been established in accordance with such Acts and regulations.

4.-(1) When the first members of the Board have been appointed, The Ingersoll Recreation Committee, The Ingersoll Parks Board, and The Ingersoll and District Memorial Centre Board are dissolved, and the assets and liabilities thereof become the assets and liabilities of the Town.

(2) All by-laws heretofore passed in so far as they are inconsistent with the provisions of this Act are hereby repealed or amended so as to give full force and effect to this Act.

5. The Board may contract and may sue and be sued in its own name, and the members thereof are not personally liable for torts committed by other members of the Board or its servants or agents or on any contract made by the Board.
6. (1) The Board shall, on or before the 15th day of February in each year, submit to the council an itemized estimate of its financial requirements for the year, and, subject to the provisions of *The Public Parks Act*, the council may amend such estimate and shall pay out of the moneys appropriated for the Board such amounts as may be requisitioned from time to time by the Board.

(2) Where any moneys have been included in the estimates of the Board for a designated purpose, they shall be used by the Board only for such designated purpose and not otherwise.

7. The Board shall operate, maintain, manage and develop on behalf of the Town all recreational centres, parks, playgrounds and other real property of a like nature vested in or leased by the Town and used or designed for recreational purposes and shall be in charge of, manage and make available for recreational purposes all recreational equipment, recreational facilities and other personal property belonging to the Town and used or designed for recreational purposes.

8. The Board shall operate, maintain and manage on behalf of the Town all properties which are now or which may hereafter be established as community centres pursuant to *The Community Centres Act*, or the regulations made thereunder.

9. This Act comes into force on the day it receives Royal Assent.

10. This Act may be cited as *The Town of Ingersoll Act, 1974*. 